

PARLIAMENTARY BUREAU: APPROVAL OF SCOTTISH STATUTORY INSTRUMENTS

MADE AFFIRMATIVE INSTRUMENTS

Health Protection (Coronavirus) (Requirements) (Scotland) Amendment (No. 2) Regulations 2021 (SSI 2021/349)

1. Under Rule 10.6.5, the Bureau is required to lodge the following motion—

George Adam on behalf of the Parliamentary Bureau: That the Parliament agrees that the Health Protection (Coronavirus) (Requirements) (Scotland) Amendment (No. 2) Regulations 2021 (SSI 2021/349) be approved.

Purpose

2. To amend the Health Protection (Coronavirus) (Requirements) (Scotland) Regulations 2021 (the 'Principal Regulations') to provide that late night premises and premises where a relevant event is taking place must operate a reasonable system for checking that persons on, or seeking to enter, their premises are fully vaccinated against coronavirus or are exempt from the requirement to demonstrate that they are fully vaccinated. Relevant premises must also prepare a compliance plan describing how their systems will operate and other measures in place to prevent or minimise the spread of coronavirus.

3. These Regulations amend the Principal Regulations to enable a local authority to take appropriate steps to enforce the requirement to operate a vaccine checking system. These Regulations introduce a right of entry for persons designated by a local authority to enter premises operating a system. These Regulations also remove capacity limits previously in the Principal Regulations on stadia and live events above which a capacity exemption application must be approved by a local authority.

Consideration by committee

4. At its meeting on 4 November 2021, the COVID-19 Recovery Committee agreed (by division: For 4, Against 2, Abstentions 0) to recommend that the regulations be approved. The Committee report was published on 4 November 2021.

AFFIRMATIVE INSTRUMENTS

Representation of the People (Postal Voting for Local Government Elections) (Scotland) Amendment Regulations 2021 (SSI 2021/draft)

5. Under Rule 10.6.5, the Bureau is required to lodge the following motion—

George Adam on behalf of the Parliamentary Bureau: That the Parliament agrees that the Representation of the People (Postal Voting for Local Government Elections) (Scotland) Amendment Regulations 2021 (SSI 2021/draft) be approved.

Purpose

6. These regulations amend the deadline for an elector to seek a replacement for a spoilt or lost postal ballot paper for Local Government Elections (on or after 5 May 2022) from 5pm to 10pm on the day of poll. The proposed changes would bring the practice for Local Government into line with that of the Scottish Parliament election and therefore standardise the 10pm deadline for replacement of spoilt or lost postal ballot papers.

Consideration by committee

7. At its meeting on 28 October 2021, the Standards, Procedures and Public Appointments Committee agreed to recommend that the regulations be approved. The Committee report was published on 3 November 2021.

Scottish Local Government Elections Amendment Order 2021 (SSI 2021/draft)

8. Under Rule 10.6.5, the Bureau is required to lodge the following motion—

George Adam on behalf of the Parliamentary Bureau: That the Parliament agrees that the Scottish Local Government Elections Amendment Order 2021 (SSI 2021/draft) be approved.

Purpose

9. The purpose of this instrument is to make a number of changes to the rules which set out how Scottish Local Government elections should be run (on or after 5 May 2022) in the following areas:

- Decisions as to the validity of nomination papers;
- Issue of official poll cards and notifications;
- Filling of last vacancies;
- Limitation of election expenses;
- Publication of time and place for inspection of returns and declarations;
- Meaning of election expenses;
- Power to amend Parts 1 and 2 of schedule 4B to the Representation of the People Act 1983; and
- Proxies at elections.

Consideration by committee

10. At its meeting on 28 October 2021, the Standards, Procedures and Public Appointments Committee agreed to recommend that the regulations be approved. The Committee report will be published on 3 November 2021.

First-tier Tribunal for Scotland (Chambers) Amendment Regulations 2021 (SSI 2021/draft)

11. Under Rule 10.6.5, the Bureau is required to lodge the following motion—

George Adam on behalf of the Parliamentary Bureau: That the Parliament agrees that the Representation of the First-tier Tribunal for Scotland (Chambers) Amendment Regulations 2021 (SSI 2021/draft) be approved.

Purpose

12. To amend the First-tier Tribunal for Scotland (Chambers) Regulations 2016, which provide for the division of the First-tier Tribunal for Scotland into chambers, to create a new chamber, to be known as the First-tier Tribunal for Scotland Local Taxation Chamber.

Consideration by committee

13. At its meeting on 2 November 2021, the Equalities, Human Rights and Civil Justice Committee agreed to recommend that the regulations be approved. The Committee report will be published on 4 November 2021.

Decision

14. **Business Managers are invited note that the above motions will be lodged.**

15. **Business Managers should reserve their position if their party intends to speak against or oppose the motions.**

**Parliamentary Business Team
November 2021**