



SUBORDINATE LEGISLATION COMMITTEE

AGENDA

4th Meeting, 2007 (Session 2)

Wednesday 31 January 2007

The Committee will meet at 9.30am in Committee Room 1.

1. **Delegated powers scrutiny:** The Committee will consider the delegated powers provisions in the following bill—

Transport and Works (Scotland) Bill as amended at Stage 2.

2. **Executive responses:** The Committee will consider Executive responses in relation to the following instruments—

the Drugs Assessor (Qualifications and Experience) (Scotland) Regulations 2007, **(SSI 2007/8)**.

3. **Draft instruments subject to approval:** The Committee will consider the following—

the Budget (Scotland) Act 2006 Amendment Order 2007, **(SSI 2007/draft)**

the Regulation of Care (Scotland) Act 2001 (Minimum Frequency of Inspections) Order 2007, **(SSI 2007/draft)**.

4. **Draft Guidance subject to approval:** The Committee will consider the following—

Licensing (Scotland) Act 2005: Draft Guidance for Licensing Boards and Local Authorities, **(SE/2007/9)**.

5. **Instruments subject to annulment:** The Committee will consider the following—

the Food Hygiene (Scotland) Amendment Regulations 2007, **(SSI 2007/11)**

the Prohibition of Fishing with Multiple Trawls (No. 2) (Scotland) Amendment Order 2007, **(SSI 2007/13)**

the Civil Legal Aid (Scotland) (Fees) Amendment Regulations 2007, **(SSI 2007/14)**

the Antisocial Behaviour (Fixed Penalty Offence) (Prescribed Area) (Scotland) Regulations 2007, **(SSI 2007/15)**

the Tenements (Scotland) Act 2004 (Prescribed Risks) Order 2007, **(SSI 2007/16)**

the Tweed Regulation Order 2007, **(SSI 2007/19)**.

6. Instruments not laid before the Parliament: The Committee will consider the following—

the Tenements (Scotland) Act 2004 (Commencement No. 2) Order 2007, **(SSI 2007/17)**.

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Clerk to the Committee
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The following papers are relevant to this meeting:

Agenda Items 1 – 6

Legal brief (Private)

SL/S2/07/04/1

Agenda Item 1

Supplementary delegated powers memorandum (circulated to Members only)

Agenda Item 2

Executive response

SL/S2/07/04/2

Agenda Items 3 - 6

Copies of instruments (circulated to Members only)

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Executive Response

The Drugs Assessor (Qualifications and Experience) (Scotland) Regulations 2007, (SSI 2007/8)

1. On 23 January the Committee asked the Executive to confirm that the enabling power for the Drugs Assessor (Qualifications and Experience) (Scotland) Regulations 2007 would be brought fully into force on or before the coming into force of the Regulations on Monday 26 February 2006.

The Scottish Executive responds as follows:

2. The Scottish Executive can confirm that section 90 of the Police, Public Order and Criminal Justice (Scotland) Act 2006, under which the Drugs Assessor (Qualifications and Experience) (Scotland) Regulations 2007 have been made, will be fully commenced before the Regulations come into force on 26th February.

3. It is intended that a third commencement order which brings further provisions of the Police, Public Order and Criminal Justice (Scotland) Act 2006 will be sent to the Parliament in due course.