

**Journal of the Scottish Parliament**

**Volume 1: 1st Parliamentary Year, Session 2**

**(7 May 2003 – 6 May 2004)**

**SPJ 2.1**

## **Foreword**

The Journal is the central, long-term, authoritative record of what the Parliament has done. The *Minutes of Proceedings*, which are produced for each meeting of the Parliament, do that in an immediate way, while the Journal presents essentially the same material but has the benefit of hindsight to allow any errors and infelicities of presentation to be corrected. Unlike the *Official Report*, which primarily records what is said, the *Minutes of Proceedings*, and in the longer term the Journal, provide the authoritative record of what was done.

The Journal is required under Rule 16.3 of Standing Orders and contains, in addition to the *Minutes of Proceedings* themselves, notice of any Bill introduced\*, notice of any instrument or draft instrument or any other document laid before the Parliament; notice of any report of a committee, and any other matter that the Parliament, on a motion of the Parliamentary Bureau, considers should be included.

(\* The requirement to include notice of Bills introduced was only added to Rule 16.3 in January 2003. However, such notices have in practice been recorded in the Annex to the *Minutes of Proceedings* from the outset.)

Note: (DT), which appears throughout the Journal, signifies a decision taken at Decision Time.

**Chamber Office**  
**Directorate of Clerking and Reporting**

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**Volume 1: 1st Parliamentary Year, Session 2**  
**(7 May 2003 – 6 May 2004)**

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The meeting opened at 9.30 am.

**1. Oaths and Affirmations:** The following members took the oath of allegiance or made their solemn affirmation before the Clerk—

**Oath**

David William McLetchie  
 John Ramsay Swinney  
 James Robert Wallace  
 William Mackie Aitken  
 Jacqueline Marie Baillie  
 Richard James Baker  
 Edward Brocklebank  
 Catherine Craigie  
 Robert Hardie Bruce Crawford  
 Margaret Patricia Curran  
 David Davidson  
 James Alexander Douglas Hamilton  
 Helen Stirling Eadie  
 Fergus Stewart Ewing  
 Patricia Josephine Ferguson  
 Alexander Charles Onslow Fergusson  
 James Ross Finnie  
 Murdo Fraser  
 Phil Roy Gallie  
 Karen MacDonald Gillon  
 Annabel MacNicol Goldie  
 Donald Cameron Easterbrook Gorrie  
 Hugh Henry  
 John David Home Robertson  
 Janis Hughes  
 Adam Hamilton Ingram  
 Sylvia Jackson  
 William Gordon Jackson  
 Margaret Nelson Jamieson  
 Alexander Johnstone  
 Andrew Palmer Kerr  
 Marilyn Margaret Livingstone  
 George Lyon  
 Roderick Lewis Macdonald  
 Margo Macdonald  
 Paul Martin  
 Michael Stephen Matheson  
 Christine Elizabeth Mary May  
 Francis McAveety  
 Thomas McCabe  
 James Angus Roderick Neil McGrigor

**Affirmation**

Jack Wilson McConnell  
 Robin Charles Moreton Harper  
 Tommy Sheridan  
 Brian James Adam  
 Wendy Alexander  
 Shiona Elizabeth Baird  
 Christopher Howard Ballance  
 Mark Sebastian Ballard  
 Thomas Scott Barrie  
 Sarah Herriot Boyack  
 Rhona Margaret Brankin  
 Robert Edward Brown  
 William Gerard Butler  
 Rosemary Morris Byrne  
 Dennis Canavan  
 Malcolm George Richardson Chisholm  
 Roseanna Cunningham  
 Frances Curran  
 Susan Catherine Deacon  
 Margaret Anne Ewing  
 Linda Fabiani  
 Colin Anthony Fox  
 Robert McKay Gibson  
 Marlyn Glen  
 Patricia Godman  
 Christine Grahame  
 Patrick Harvie  
 Fiona Jane Hyslop  
 Catherine Mary Jamieson  
 Rosie Kane  
 Johann MacDougall Lamont  
 Carolyn Leckie  
 Richard Neilson Lochhead  
 Kenneth Wright MacAskill  
 Kenneth Donald Macintosh  
 Kathleen Maclean  
 Campbell Martin  
 Tricia Marwick  
 James Stuart Mather  
 William Stewart Maxwell  
 Bruce James McFee

Maureen Mary Macmillan  
Duncan McNeil  
Pauline Mary McNeill  
Desmond McNulty  
Nanette Lilian Margaret Milne  
Janet Margaret Mitchell  
Brian Monteith  
Alasdair Angus Morrison  
Margaret Mary Mulligan  
David Gordon Mundell  
John Farquhar Munro  
Elaine Kildare Murray  
Irene Oldfather  
Peter James Peacock  
Keith William Twort Raffan  
George Newlands Reid  
Euan Macfarlane Robson  
Michael John Rumbles  
Mary Elizabeth Scanlon  
William John Graham Scott  
Tavish Hamilton Scott  
Elaine Agnes Smith  
Margaret Joy Smith  
Nicol Ross Stephen  
Stewart Stevenson  
Jamie Hume Stone  
John Swinburne  
Neil Murray Tosh  
Jean McGiven Turner  
Karen Whitefield  
Allan Wilson

Michael Joseph McMahon  
Alasdair Neil Morgan  
Bristow Cook Muldoon  
Alexander Neil  
Catherine Campbell Peattie  
Michael Stanley Robert Pringle  
Jeremy Purvis  
Nora Radcliffe  
Shona Robison  
Mark Ruskell  
Eleanor Roberta Scott  
Iain William Smith  
Nicola Sturgeon  
Michael Goodall Watson  
Andrew Paton Welsh  
Sandra White

**2. Election of Presiding Officer:** The following members were nominated as candidates for appointment as Presiding Officer—

Mr George Reid

The result of the first round of voting was—

For	113
Against	7
Abstentions	9

Mr George Reid was duly elected as Presiding Officer.

**3. Election of Deputy Presiding Officers:** The following members were nominated as candidates for appointment of Deputy Presiding Officer—

Trish Godman  
Robin Harper

Murray Tosh

The result of the first round of voting was—

Trish Godman	59
Robin Harper	23
Murray Tosh	43
Abstentions	0
Spoilt papers	3

Accordingly, Robin Harper was eliminated at that round and a second round of voting was held. The result of that round of voting was—

Trish Godman	72
Murray Tosh	48
Abstentions	5
Spoilt papers	0

Trish Godman was duly elected as a Deputy Presiding Officer.

The candidates in the election for the second Deputy Presiding Officer were—

Robin Harper  
Murray Tosh

The result of the first round of voting in that election was—

Robin Harper	22
Murray Tosh	102
Abstentions	1
Spoilt papers	0

Murray Tosh was duly elected as a Deputy Presiding Officer.

The meeting closed at 4.35 pm.

**No. 2            Thursday 15 May 2003**

The meeting opened at 2.00 pm.

**1. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-33—That the Parliament agrees the following programme of business—

Thursday 15 May 2003

2:30 pm            Selection of the Parliament's nominee for First Minister.

The motion was agreed to.

**2. First Minister:** The following members were nominated as candidates for appointment as First Minister—

Dennis Canavan  
Robin Harper  
Ms Margo MacDonald  
Mr Jack McConnell  
David McLetchie  
Tommy Sheridan  
Mr John Swinney

The result of the first round of voting was—

Dennis Canavan	2
Robin Harper	6
Ms Margo MacDonald	2
Mr Jack McConnell	67
David McLetchie	18
Tommy Sheridan	6
Mr John Swinney	26
Abstentions	0

Mr Jack McConnell was duly selected as nominee for appointment as First Minister.

The meeting closed at 3.49 pm.



**No. 3                      Wednesday 21 May 2003**

The meeting opened at 9.30 am.

**1. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-44—That the Parliament agrees the following programme of business—

Wednesday 21 May 2003

9:30 am                      Business Motion  
*followed by*                      First Minister's Motion to appoint Scottish Ministers  
*followed by*                      First Minister's Motion to appoint junior Scottish Ministers  
*(to conclude no later than 10.30 am)*

Wednesday 28 May 2003

2:30 pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions  
*followed by*                      First Minister's Statement on the Programme of the Scottish Executive  
4:00 pm                      Debate on Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (Scotland) Orders  
*followed by*                      Parliamentary Bureau Motions  
5:00 pm                      Decision Time  
*followed by*                      Members' Business

Thursday 29 May 2003

9:30 am                      Debate on the First Minister's Statement on the Programme of the Scottish Executive  
*followed by*                      Business Motion  
2:30 pm                      Question Time  
3:10 pm                      First Minister's Question Time  
3:30 pm                      Continuation of Debate on the First Minister's Statement on the Programme of the Scottish Executive  
*followed by*                      Parliamentary Bureau Motions  
5:00 pm                      Decision Time  
*followed by*                      Members' Business

Tuesday 3 June

4:00 pm                      Her Majesty The Queen's Address

Wednesday 4 June 2003

2:30 pm                    Time for Reflection  
*followed by*                Parliamentary Bureau Motions  
*followed by*                Executive Business  
*followed by*                Parliamentary Bureau Motions  
5:00 pm                    Decision Time  
*followed by*                Members' Business

Thursday 5 June 2003

9:30 am                    Executive Business  
*followed by*                Business Motion  
2:30 pm                    Question Time  
3:10 pm                    First Minister's Question Time  
3:30 pm                    Executive Business  
*followed by*                Parliamentary Bureau Motions  
5:00 pm                    Decision Time  
*followed by*                Members' Business

Wednesday 11 June

2:30pm                    Time for Reflection  
*followed by*                Parliamentary Bureau Motions  
*followed by*                Executive Business  
*followed by*                Parliamentary Bureau Motions  
5:00 pm                    Decision Time  
*followed by*                Members' Business

Thursday 12 June

9:30 am                    Scottish National Party Business  
*followed by*                Business Motion  
2:30 pm                    Question Time  
3:10 pm                    First Minister's Question Time  
3:30 pm                    Executive Business  
*followed by*                Parliamentary Bureau Motions  
5:00 pm                    Decision Time

The motion was agreed to.

**2. Scottish Ministers:** The First Minister (Mr Jack McConnell) moved S2M-52—That the Parliament agrees that—

Peter Peacock;  
Mr Frank McAveety; and  
Nicol Stephen  
be appointed as Scottish Ministers.

Mr John Swinney moved amendment S2M-52.1 to motion S2M-52—

Leave out “Peter Peacock”

After debate, the amendment was disagreed to (by division: For 24, Against 67 Abstentions 28).

Mr Kenny MacAskill moved amendment S2M-52.3 to motion S2M-52—

Leave out “Mr Frank McAveety”

After debate, the amendment was disagreed to (by division: For 23, Against 68, Abstentions 28).

Mr David McLetchie moved amendment S2M-52.2 to motion S2M-52—

Leave out “and Nicol Stephen”

After debate, the amendment was disagreed to (by division: For 40, Against 69, Abstentions 10).

The motion was then agreed to (by division: For 68, Against 48, Abstentions 3).

**3. Junior Scottish Ministers:** The First Minister (Mr Jack McConnell) moved S2M-53—That the Parliament agrees that—

Mr Tom McCabe: and  
Tavish Scott  
be appointed as junior Scottish Ministers.

After debate, the motion was agreed to (by division: For 67, Against 48, Abstentions 4).

**4. Election of Members to the Scottish Parliamentary Corporate Body:** The following members were nominated as candidates for appointment to the Scottish Parliamentary Corporate Body—

Robert Brown  
Margo MacDonald  
Mr Duncan McNeil  
John Scott

Mr Andrew Welsh

The candidates in the first election were—

Robert Brown  
Margo MacDonald  
Mr Duncan McNeil  
John Scott  
Mr Andrew Welsh

The result of the first election was—

Robert Brown	6
Margo MacDonald	14
Mr Duncan McNeil	70
John Scott	19
Mr Andrew Welsh	5
Abstentions	1
Spoilt votes	8

Mr Duncan McNeil was duly elected as a member of the Scottish Parliamentary Corporate Body.

The candidates in the second election were—

Robert Brown  
Margo MacDonald  
John Scott  
Mr Andrew Welsh

The result of the second election was—

Robert Brown	7
Margo MacDonald	15
John Scott	18
Mr Andrew Welsh	84
Abstentions	0
Spoilt votes	0

Mr Andrew Welsh was duly elected as a member of the Scottish Parliamentary Corporate Body.

The candidates in the third election were—

Robert Brown  
Margo MacDonald  
John Scott

The result of the third election was—

Robert Brown	89
Margo MacDonald	14
John Scott	16
Abstentions	0
Spoilt votes	1

Robert Brown was duly elected as a member of the Scottish Parliamentary Corporate Body.

The candidates in the fourth election were—

Margo MacDonald  
John Scott

The result of the fourth election was—

Margo MacDonald	24
John Scott	93
Abstentions	3
Spoilt votes	0

John Scott was duly elected as a member of the Scottish Parliamentary Corporate Body.

The meeting closed at 3.22 pm.

The meeting opened at 2.00 pm.

1. **Time for Reflection:** Mrs Ravinder Kaur Nijjar, Convener of the Scottish Inter Faith Council, led Time for Reflection.
2. **Ministerial Statement:** The First Minister (Mr Jack McConnell) made a statement on the programme of the Scottish Executive.
3. **Approval of SSI:** The Deputy Minister for Health and Community Care (Mr Tom McCabe) moved S2M-61—That the Parliament agrees that the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (Scotland) Order 2003 (SSI 2003/244) and the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No.2) (Scotland) Order 2003 (SSI 2003/245) be approved.

After debate, the motion was agreed to ((DT) by division: For 78, Against 14, Abstentions 1).

4. **Ministerial Statement:** The Minister for Communities (Ms Margaret Curran) made a statement on Charity Law Reform.
5. **Decision Time:** The Parliament took a decision on item 3 as noted above.
6. **Dental Services in Grampian:** The Parliament debated S2M-43 in the name of Richard Baker—That the Parliament welcomes the proposals for a dental outreach centre outlined by the new Scottish Executive in *A Partnership for a Better Scotland*; recognises that there are huge challenges in addressing the shortage of NHS dental services in Grampian; further welcomes the fact that all 10 postgraduate training places in local dental practices have now been filled, and welcomes consultation on the further development of dental training in Aberdeen.

The meeting closed at 5.58 pm.

**No. 5            Thursday 29 May 2003**

The meeting opened at 9.31 am.

**1. Programme of the Scottish Executive:** The Parliament debated the ministerial statement by the First Minister on the Programme of the Scottish Executive.

**2. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau moved S2M-71—That the Parliament agrees the following programme of business—

Wednesday 4 June 2003

2:30 pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions  
*followed by*                      Stage 1 Debate on the Education (School Meals) (Scotland) Bill  
followed by                      Financial resolution in respect of the Education (School Meals) (Scotland) Bill  
*followed by*                      Parliamentary Bureau Motions  
5:00 pm                      Decision Time  
*followed by*                      Members' Business

Thursday 5 June 2003

9:30 am                      Executive Debate on Young People  
*followed by*                      Business Motion  
2:30 pm                      Question Time  
3:10 pm                      First Minister's Question Time  
3:30 pm                      Continuation of Executive Debate on Young People  
*followed by*                      Parliamentary Bureau Motions  
5:00 pm                      Decision Time  
*followed by*                      Members' Business

Wednesday 11 June 2003

2.30pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions  
*followed by*                      Stages 2 and 3 of the Education (School Meals) (Scotland) Bill  
*followed by*                      Final Stage of the Robin Rigg Offshore Wind Farm (Navigation and Fishing) (Scotland) Bill  
*followed by*                      Parliamentary Bureau Motions

5:00 pm Decision Time  
*followed by* Members' Business

Thursday 12 June 2003

9:30 am Scottish National Party Business  
*followed by* Business Motion

2:30 pm Question Time

3:10 pm First Minister's Question Time

3:30 pm Executive Business  
*followed by* Parliamentary Bureau Motions

5:00 pm Decision Time  
*followed by* Members' Business

The motion was agreed to.

**3. Question Time:** Questions were answered by the First Minister and other Ministers and junior Scottish Ministers.

**4. Programme of the Scottish Executive:** The Parliament continued its debate on the ministerial statement by the First Minister on the Programme of the Scottish Executive.

**5. Office of the Clerk:** Patricia Ferguson, on behalf of the Parliamentary Bureau moved S2M-72—That the Parliament agrees that between 1 June 2003 and 27 August 2004 the office of the Clerk shall be open all days except: Saturdays and Sundays, 28 November 2003, 24 December (pm), 25 December and 26 December 2003, 1 and 2 January 2004, 9 and 12 April 2004, 3 May, 28 May and 31 May 2004.

The motion was agreed to (DT).

**6. Rule 2.3.1:** Patricia Ferguson, on behalf of the Parliamentary Bureau moved S2M-73—That the Parliament agrees the following dates under Rule 2.3.1: 28 June – 31 August 2003 (inclusive), 11 – 26 October 2003 (inclusive), 20 December 2003 – 4 January 2004 (inclusive), 14 February – 22 February 2004 (inclusive), 3 April – 18 April 2004 (inclusive) and 26 June – 29 August 2004 (inclusive).

The motion was agreed to (DT).

**7. Education (School Meals) (Scotland) Bill – Electronic Voting:** Patricia Ferguson, on behalf of the Parliamentary Bureau moved S2M-76—That the Parliament directs that under Rule 11.8.3 of the Standing Orders any division at Stage 2 of the Education (School Meals) (Scotland) Bill shall be conducted using the electronic voting system.

The motion was agreed to (DT).



**8. Education (School Meals) (Scotland) Bill – Suspension of Standing Orders:** Patricia Ferguson, on behalf of the Parliamentary Bureau moved S2M-85—That the Parliament agrees that Rules 9.5.3A, 9.5.3B, 9.6.1, 9.6.2, 9.6.3, 9.6.4, 9.6.5, 9.6.6, 9.7.9 and 9.8.3 of the Standing Orders be suspended for the purposes of the Education (School Meals) (Scotland) Bill.

The motion was agreed to (DT).

**9. Decision Time:** The Parliament took decisions on items 5, 6, 7 and 8 as noted above.

**10. Scottish Agricultural College:** The Parliament debated S2M-10 in the name of Adam Ingram—That the Parliament views with concern the plans by the Scottish Agricultural College (SAC) board to move the college's teaching and research services from Auchincruive, Ayrshire and Craibstone, Aberdeen to Edinburgh; believes that there should be a full economic impact assessment that takes into account the effect that this move would have on students, staff and local communities before the proposal is approved by the Scottish Executive; questions the methodology used by the consultants in their review and report, and considers that there should be a halt to the movement of staff from the SAC campuses in Ayrshire and Aberdeen to Edinburgh, which runs contrary to the Scottish Executive's policy of dispersing agency and department jobs and offices outwith the central belt, until proper scrutiny is carried out by the Parliament and its committees.

**11. Motion without Notice:** Alex Fergusson moved without notice that, under Rule 8.14.3, the debate be extended for up to 10 minutes.

The motion was agreed to.

The meeting closed at 6.06 pm.

**No. 6            Tuesday 3 June 2003**

The meeting opened at 4.00 pm.

**1. Address by Her Majesty The Queen:** Her Majesty The Queen addressed the Parliament.

The meeting closed at 4.14 pm.

The meeting opened at 2.30 pm.

**1. Time for Reflection:** The Reverend Fergus Macdonald, of The National Prayer Breakfast for Scotland, led Time for Reflection.

**2. Education (School Meals) (Scotland) Bill – Stage 1:** The Deputy Minister for Education and Young People (Euan Robson) moved S2M-84—That the Parliament agrees to the general principles of the Education (School Meals) (Scotland) Bill.

Fiona Hyslop moved amendment S2M-84.1 to motion S2M-84—

insert at end—

“and, in so doing, notes that the power conferred by the bill will allow ministers to extend the scope of eligibility for free school meal provision, and calls for ministers to lay before the Parliament proposals to extend further the eligibility for free school meals as part of an anti-poverty and nutritious health campaign and to do so in advance of Stage 2 proceedings on the bill.”

Tommy Sheridan moved amendment S2M-84.1.1 to amendment S2M-84.1—

Insert after “meals”—

“to all children in state schools of parents in receipt of child benefit.”

After debate, amendment S2M-84.1.1 was disagreed to ((DT) by division: For 16, Against 79, Abstentions 24).

After debate, amendment S2M-84.1 was disagreed to ((DT) by division: For 39, Against 80, Abstentions 0).

The motion was then agreed to (DT).

**3. Education (School Meals) (Scotland) Bill – Financial Resolution:** The Deputy Minister for Finance and Public Services (Tavish Scott) moved S2M-97—That the Parliament, for the purposes of any Act of the Scottish Parliament resulting from the Education (School Meals) (Scotland) Bill, agrees to any increase attributable to that Act in expenditure payable out of the Scottish Consolidated Fund by or under any other Act.

The motion was agreed to (DT).

**4. Establishment and Membership of Committees:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-107—That the Parliament shall establish committees of the Parliament as follows—

Name of Committee: Audit

Remit: Set out in Rule 6.7

Number of members: 7

Convenership: The Convener will be a member of the Scottish Conservative and Unionist Party and the Deputy Convener will be a member of the Scottish National Party.

Membership: Rhona Brankin, Susan Deacon, Robin Harper, Margaret Jamieson, George Lyon, Mr Kenny MacAskill, Mr Brian Monteith

Name of Committee: Equal Opportunities

Remit: Set out in Rule 6.9

Number of members: 9

Convenership: The Convener will be a member of the Labour Party and the Deputy Convener will be a member of the Scottish Liberal Democrat Party.

Membership: Shiona Baird, Frances Curran, Marlyn Glen, Marilyn Livingstone, Campbell Martin, Mrs Nanette Milne, Cathy Peattie, Mr Keith Raffan, Elaine Smith

Name of Committee: European and External Relations

Remit: Set out in Rule 6.8

Number of members: 9

Convenership: The Convener will be a member of the Scottish National Party and the Deputy Convener will be a member of the Labour Party.

Membership: Dennis Canavan, Mrs Margaret Ewing, Phil Gallie, Mr John Home Robertson, Gordon Jackson, Richard Lochhead, Mr Alasdair Morrison, Irene Oldfather, Mr Keith Raffan

Name of Committee: Finance

Remit: Set out in Rule 6.6

Number of members: 9

Convenership: The Convener will be a member of the Labour Party and the Deputy Convener will be a member of the Scottish National Party.

Membership: Ms Wendy Alexander, Mr Ted Brocklebank, Fergus Ewing, Kate Maclean, Des McNulty, Mr Jim Mather, Dr Elaine Murray, Mr Jeremy Purvis, John Swinburne

Name of Committee: Public Petitions

Remit: Set out in Rule 6.10

Number of members: 9

Convenership: The Convener will be a member of the Labour Party and the Deputy Convener will be a member of the Scottish Conservative and Unionist Party.

Membership: Jackie Baillie, Helen Eadie, Linda Fabiani, Carolyn Leckie, Michael McMahon, John Farquhar Munro, John Scott, Mike Watson, Ms Sandra White

Name of Committee: Procedures

Remit: Set out in Rule 6.4

Number of members: 7

Convenership: The Convener will be a member of the Scottish Liberal Democrat Party and the Deputy Convener will be a member of the Labour Party.  
Membership: Mr Richard Baker, Mark Ballard, Bruce Crawford, Cathie Craigie, Karen Gillon, Mr Jamie McGrigor, Iain Smith

Name of Committee: Standards  
Remit: Set out in Rule 6.5  
Number of members: 7  
Convenership: The Convener will be a member of the Scottish National Party and the Deputy Convener will be a member of the Labour Party.  
Membership: Bill Butler, Alex Fergusson, Donald Gorrie, Mr Kenneth Macintosh, Tricia Marwick, Alex Neil, Karen Whitefield

Name of Committee: Subordinate Legislation  
Remit: Set out in Rule 6.11  
Number of members: 7  
Convenership: The Convener will be a member of the Labour Party and the Deputy Convener will be a member of the Scottish Socialist Party.  
Membership: Gordon Jackson, Dr Sylvia Jackson, Mr Stewart Maxwell, Christine May, Mike Pringle, Murray Tosh

Name of Committee: Communities  
Remit: To consider and report on matters relating to anti-social behaviour, housing and area regeneration, poverty, voluntary sector issues, charity law and religious and faith organisations and matters relating to the land use planning system and building standards and such other matters as fall within the responsibility of the Minister for Communities.  
Number of members: 9  
Convenership: The Convener will be a member of the Labour Party and the Deputy Convener will be a member of the Scottish Liberal Democrat Party.  
Membership: Cathie Craigie, Donald Gorrie, Patrick Harvie, Johann Lamont, Maureen Macmillan, Campbell Martin, Mary Scanlon, Elaine Smith, Stewart Stevenson

Name of Committee: Education  
Remit: To consider and report on matters relating to school and pre-school education and social work and such other matters relating to young people as fall within the responsibility of the Minister for Education and Young People.  
Number of members: 9  
Convenership: The Convener will be a member of the Scottish Liberal Democrat Party and the Deputy Convener will be a member of the Scottish Conservative and Unionist Party.  
Membership: Ms Wendy Alexander, Rhona Brankin, Robert Brown, Ms Rosemary Byrne, Lord James Douglas-Hamilton, Fiona Hyslop, Mr Adam Ingram, Mr Kenneth Macintosh, Dr Elaine Murray

Name of Committee: Enterprise and Culture

Remit: To consider and report on matters relating to the Scottish economy, business and industry, energy, training, further and higher education, lifelong learning and such other matters as fall within the responsibility of the Minister for Enterprise and Lifelong Learning; and matters relating to tourism, culture and sport and such other matters as fall within the responsibility of the Minister for Tourism, Culture and Sport.

Number of members: 9

Convenership: The Convener will be a member of the Scottish National Party and the Deputy Convener will be a member of the Labour Party.

Membership: Brian Adam, Mr Richard Baker, Chris Ballance, Susan Deacon, Murdo Fraser, Christine May, Alasdair Morgan, Mr Jamie Stone, Mike Watson

Name of Committee: Environment and Rural Development

Remit: To consider and report on matters relating to rural development, environment and natural heritage, agriculture and fisheries and such other matters as fall within the responsibility of the Minister for Environment and Rural Development.

Number of members: 9

Convenership: The Convener will be a member of the Labour Party and the Deputy Convener will be a member of the Scottish Green Party.

Membership: Sarah Boyack, Roseanna Cunningham, Mr Rob Gibson, Karen Gillon, Alex Johnstone, Maureen Macmillan, Mr Alasdair Morrison, Nora Radcliffe, Eleanor Scott

Name of Committee: Health

Remit: To consider and report on matters relating to health policy and the National Health Service in Scotland and such other matters as fall within the responsibility of the Minister for Health and Community Care.

Number of members: 9

Convenership: The Convener will be a member of the Scottish National Party and the Deputy Convener will be a member of the Labour Party.

Membership: Mr David Davidson, Helen Eadie, Christine Grahame, Janis Hughes, Kate Maclean, Mr Duncan McNeil, Shona Robison, Mike Rumbles, Dr Jean Turner

Name of Committee: Justice 1

Remit: To consider and report on matters relating to the administration of civil and criminal justice, the reform of the civil and criminal law and such other matters as fall within the responsibility of the Minister for Justice, and the functions of the Lord Advocate other than as head of the systems of criminal prosecution and investigations of deaths in Scotland.

Number of members: 7

Convenership: The Convener will be a member of the Labour Party and the Deputy Convener will be a member of the Scottish National Party.

Membership: Bill Butler, Marlyn Glen, Pauline McNeill, Michael Matheson, Margaret Mitchell, Mr Stewart Maxwell, Mrs Margaret Smith

Name of Committee: Justice 2

Remit: To consider and report on matters relating to the administration of civil and criminal justice, the reform of the civil and criminal law and such other matters as fall within the responsibility of the Minister for Justice, and the functions of the Lord Advocate other than as head of the systems of criminal prosecution and investigations of deaths in Scotland.

Number of members: 7

Convenership: The Convener will be a member of the Scottish Conservative and Unionist Party and the Deputy Convener will be a member of the Labour Party.

Membership: Jackie Baillie, Scott Barrie, Colin Fox, Miss Annabel Goldie, Mike Pringle, Nicola Sturgeon, Karen Whitefield,

Name of Committee: Local Government and Transport

Remit: To consider and report on matters relating to local government (including local government finance), cities and community planning and such other matters (excluding finance other than local government finance) which fall within the responsibility of the Minister for Finance and Public Services; and matters relating to transport which fall within the responsibility of the Minister for Transport.

Number of members: 9

Convenership: The Convener will be a member of the Labour Party and the Deputy Convener will be a member of the Scottish National Party.

Membership: Dr Sylvia Jackson, Rosie Kane, Michael McMahon, Mr Bruce McFee, Paul Martin, Bristow Muldoon, David Mundell, Iain Smith, Mr Andrew Welsh

The Communities, Education, Enterprise and Culture, Environment and Rural Development, Justice 1, Justice 2, Health and Local Government and Transport Committees shall be established for the whole session of the Parliament.

Tommy Sheridan moved amendment S2M-107.1 to motion S2M-107—

Under “Name of Committee: Health”, leave out from “9” to “Turner” and insert—

“11

Convenership: The Convener will be a member of the Scottish National Party and the Deputy Convener will be a member of the Labour Party.

Membership: Mr David Davidson, Helen Eadie, Christine Grahame, Janis Hughes, Kate Maclean, Mr Duncan McNeil, Shona Robison, Mike Rumbles, Dr Jean Turner, Carolyn Leckie”.

After debate, the amendment was disagreed to ((DT) by division: For 9, Against 104, Abstentions 7).

The motion was then agreed to (DT).

**5. Decision Time:** The Parliament took decisions on items 2, 3 and 4 as noted above.

**6. The Need for a New Secondary School in North East Fife and the Tay Bridgehead:** The Parliament debated S2M-47 in the name of Mr Ted Brocklebank—That the Parliament notes the longstanding need for a new secondary school at the Tay Bridgehead in north-east Fife; is aware of widespread local community support in the area for such a school; believes that the school is vital to relieve pressure on Madras College, St Andrews, which is the second largest secondary school in Scotland with a pupil roll of 1,850 and on Bell Baxter High School, Cupar, and further notes that the relocation of an additional squadron to RAF Leuchars will increase the pressure on the existing secondary schools and exacerbate the current situation.

The meeting closed at 5.58 pm.



The meeting opened at 9.30 am.

**1. Young People:** The Minister for Education and Young People (Peter Peacock) moved S2M-103—That the Parliament celebrates the contribution made to society by the young people of Scotland, both at home and abroad; applauds their dynamism, intellect, enthusiasm, enterprise, creativity and individuality; will work in partnership with young people to help meet their aspirations; believes that the establishment of the new Children’s Commissioner, measures to reform education by ensuring that the curriculum is built around the needs of the child and that education takes place in the most modern facilities, extending access to high quality sport and leisure facilities and support for youth work and volunteering will help young people to reach their full potential and participate in society; recognises that some young people require additional support and measures to do so, and commits itself whenever possible to making sure that appropriate support is provided.

Fiona Hyslop moved amendment S2M-103.3 to motion S2M-103—

Leave out from first “will” to end and insert—

“recognises, however, that it is essential for Scotland that we have the powers to ensure that young people do not have to leave Scotland in their 20s to find a future; further recognises that tackling the low birth rate and developing an effective inward migration policy for Scotland are vital elements towards ensuring that there are enough young Scots to maintain our country’s vitality, and, in the meantime, notes that it is right for there to be a Children’s Commissioner and for the Scottish Executive to develop measures in the field of education and youth work, and to provide additional support for learning, volunteering, culture, sport and leisure facilities for young people in Scotland.”

After debate, the amendment was disagreed to ((DT) by division: For 33, Against 76, Abstentions 1).

Lord James Douglas-Hamilton moved amendment S2M-103.1 to motion S2M-103—

Insert at end—

“whilst recognising the central role played by parents and families in enabling young people to become responsible adults and therefore fulfil their potential.”

After debate, the amendment was agreed to (DT).

Eleanor Scott moved amendment S2M-103.4 to motion S2M-103—

Insert at end—

“and calls upon the Scottish Executive to ensure that educational programmes dealing with sustainable development and environmental and social justice issues are included in the curriculum in order to foster responsible attitudes, that opportunities for outdoor

education are emphasised, that particular attention is paid to those one in seven young people who are reported to have “disappeared” from the system and are not in a job, training, education or on the unemployment register despite government measures such as the New Deal, and that the minimum age for voting and standing in elections is lowered to 16 years.”

After debate, the amendment was disagreed to ((DT) by division: For 34, Against 78, Abstentions 0).

The motion as amended was then agreed to (DT).

Accordingly, the Parliament resolved—That the Parliament celebrates the contribution made to society by the young people of Scotland, both at home and abroad; applauds their dynamism, intellect, enthusiasm, enterprise, creativity and individuality; will work in partnership with young people to help meet their aspirations; believes that the establishment of the new Children’s Commissioner, measures to reform education by ensuring that the curriculum is built around the needs of the child and that education takes place in the most modern facilities, extending access to high quality sport and leisure facilities and support for youth work and volunteering will help young people to reach their full potential and participate in society; recognises that some young people require additional support and measures to do so, and commits itself whenever possible to making sure that appropriate support is provided whilst recognising the central role played by parents and families in enabling young people to become responsible adults and therefore fulfil their potential.

**2. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-102—That the Parliament agrees the following programme of business—

Wednesday 11 June

2:30 pm	Time for Reflection
<i>followed by</i>	Parliamentary Bureau Motions
<i>followed by</i>	Stages 2 and 3 of the Education (School Meals) (Scotland) Bill
<i>followed by</i>	Final Stage of the Robin Rigg Offshore Wind Farm (Navigation and Fishing) (Scotland) Bill
<i>followed by</i>	Parliamentary Bureau Motions
5:00 pm	Decision Time
<i>followed by</i>	Members’ Business

Thursday 12 June

9:30 am	Scottish National Party Business
<i>followed by</i>	Business Motion
2:30 pm	Question Time
3:10 pm	First Minister’s Question Time

3:30 pm	Executive Debate on Investing in Public Transport
<i>followed by</i>	Parliamentary Bureau Motions
5:00 pm	Decision Time
<i>followed by</i>	Members' Business
Wednesday 18 June	
2:30 pm	Time for Reflection
<i>followed by</i>	Parliamentary Bureau Motions
<i>followed by</i>	Executive Debate on Patient Focus and Public Involvement
<i>followed by</i>	Parliamentary Bureau Motions
5:00 pm	Decision Time
<i>followed by</i>	Members' Business
Thursday 19 June	
9:30 am	Scottish Conservative and Unionist Party Business
<i>followed by</i>	Business Motion
2:30 pm	Question Time
3:10 pm	First Minister's Question Time
3:30 pm	Executive Business
<i>followed by</i>	Parliamentary Bureau Motions
5:00 pm	Decision Time
<i>followed by</i>	Members' Business

The motion was agreed to.

**3. Question Time:** Questions were answered by the First Minister and other Ministers and junior Scottish Ministers.

**4. Decision Time:** The Parliament took decisions on item 1 as noted above.

**5. Rural Rail Services:** The Parliament debated S2M-89 in the name of Mr Jamie Stone—That the Parliament notes that the contract to operate Scotland's internal rail services over the next seven years is shortly to be awarded; recognises that the provision of affordable, reliable and regular rail services across all of the Scottish network is important to the social and economic well-being of communities, and believes that, in considering the tender proposals offered by the competing train operators, the vital needs of communities served by rural lines should not be forgotten.

**6. Motion without Notice:** Mike Rumbles moved without notice that, under Rule 8.14.3, the debate be extended by 10 minutes.

The motion was agreed to.

The meeting closed at 6.01 pm.

**No. 9                      Wednesday 11 June 2003**

The meeting opened at 2.30 pm.

**1. Time for Reflection:** Maggie Lunan, Member of Wellington Parish, Glasgow, led Time for Reflection.

**2. Business Motion:** Patricia Ferguson moved, on behalf of the Parliamentary Bureau, S2M-126—That the Parliament agrees—

(a) as a revision to the programme of business agreed on 5 June 2003—

Wednesday 11 June 2003

after—

*“followed by*                      Stage 3 of the Education (School Meals) (Scotland) Bill”

delete—

*“followed by*                      Final Stage of the Robin Rigg Offshore Wind Farm (Navigation and Fishing) (Scotland) Bill”

(b) the following programme of business—

Wednesday 18 June 2003

2:30 pm                      Time for Reflection

*followed by*                      Parliamentary Bureau Motions

*followed by*                      Executive Debate on Patient Focus and Public Involvement in the NHS

*followed by*                      Parliamentary Bureau Motions

5:00 pm                      Decision Time

*followed by*                      Members’ Business

Thursday 19 June 2003

9:30 am                      Scottish Conservative and Unionist Party Business

*followed by*                      Business Motion

2:30 pm                      Question Time

3:10 pm                      First Minister’s Question Time

3:30 pm                      Executive Debate on the Water Industry (Scotland) Act 2002 (Consequential Provisions) Order 2003

*followed by*                      Motion on Health and Community Care (Community Health and Standards) Bill – UK Legislation

*followed by*                      Parliamentary Bureau Motions

5:00 pm                      Decision Time

*followed by* Members' Business

Wednesday 25 June 2003

2:30 pm Time for Reflection

*followed by* Parliamentary Bureau Motions

*followed by* Landfill (Scotland) Amendment Regulations 2003

*followed by* Urban Waste Water Treatment (Scotland) Amendment Regulations 2003

*followed by* Motion on Fireworks Bill – UK Legislation

*followed by* Parliamentary Bureau Motions

5:00 pm Decision Time

*followed by* Members' Business

Thursday 26 June 2003

9:30 am Executive Business

*followed by* Business Motion

2:30 pm Question Time

3:10 pm First Minister's Question Time

3:30 pm Parliamentary Bureau Motions

*followed by* Final Stage of Robin Rigg Offshore Wind Farm (Navigation and Fishing) (Scotland) Bill

*followed by* Parliamentary Bureau Motions

5:00 pm Decision Time

*followed by* Members' Business

Bill Aitken moved amendment S2M-126.1 to motion S2M-126—

after—

*“followed by* Final Stage of the Robin Rigg Offshore Wind Farm (Navigation and Fishing) (Scotland) Bill”

insert—

“Thursday 12 June 2003

delete—

“3:30 pm Executive Debate on Investing in Public Transport”

and insert—

“3:30 pm Statement by the Presiding Officer on Increased Costs of the Holyrood Building Project

4:00 pm

Statement by the First Minister on Inquiry into the Holyrood Building Project.””

After debate, the amendment was disagreed to (by division: For 44, Against 70, Abstentions 2).

The motion was then agreed to (by division: For 69, Against 46, Abstentions 2).

**3. Education (School Meals) (Scotland) Bill – Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-129—That the Parliament agrees that, during Stages 2 and 3 of the Education (School Meals) (Scotland) Bill, debate on each part of the proceedings shall be brought to a conclusion by the time-limits indicated (each time-limit being calculated from when Stage 2 begins)—

Stage 2

Group 1 - no later than 45 minutes

Group 2 - no later than 1 hour 20 minutes

Groups 3 and 4 - no later than 1 hour 55 minutes

Stage 3

Motion to pass the Bill - no later than 2 hours 25 minutes.

The motion was agreed to.

The meeting closed at 2.50 pm.

A second meeting opened at 4.36 pm.

**4. Education (School Meals) (Scotland) Bill – Stage 3:** The Deputy Minister for Education and Young People (Euan Robson) moved S2M-119—That the Parliament agrees that the Education (School Meals) (Scotland) Bill be passed.

After debate, the motion was agreed to (DT).

**5. Decision Time:** The Parliament took decisions on item 4 as noted above.

**6. Fair Credit Scheme:** The Parliament debated S2M-69 in the name of Sarah Boyack—That the Parliament welcomes the recently published in-depth report into personal debt in the UK, *In Too Deep*, produced by the citizens advice bureau (CAB) service in Scotland, England, Wales and Northern Ireland; acknowledges the Scottish context of the report; notes with concern the report's findings that more people in Scotland blamed low incomes than elsewhere in the UK and more people coped with their debt problem by taking out further borrowing than elsewhere in the UK; further notes that personal debt is nearly always connected to other problems in people's lives such as loss of job or ill-health; notes that the number of debt cases brought to citizens advice bureaux in Scotland is at an all-time high with nearly 60,000 new debt

enquiries last year; recognises the link between CAB clients and MSPs' constituents and therefore supports the invaluable work of Scotland's CAB service as a vital provider of free, independent, impartial and comprehensive advice and as the leading voice on the issue of personal debt in Scotland today; welcomes the commitments in *A Partnership for a Better Scotland* to support the extension of the money advice service, building on the work of the CAB and other bodies to assist those burdened by multiple debt, and considers that the Scottish Executive should increase access to affordable credit for people on very low incomes and, as a matter of urgency, take action on the commitment from *A Partnership for a Better Scotland* to work with the Department of Trade and Industry to introduce fairer credit schemes and protection from exorbitant interest rates.

The meeting closed at 5.54 pm.



The meeting opened at 2.51 pm.

**1. Education (School Meals) (Scotland) Bill - Stage 2:** The Bill was considered at Stage 2.

The following amendments were disagreed to (by division)—

- 1      (For 30, Against 70, Abstentions 0)
- 2      (For 30, Against 69, Abstentions 0)
- 3      (For 30, Against 70, Abstentions 0)
- 6      (For 7, Against 93, Abstentions 0)
- 5      (For 30, Against 70, Abstentions 0)
- 7      (For 8, Against 92, Abstentions 1)
- 9      (For 25, Against 70, Abstentions 1)
- 10     (For 23, Against 66, Abstentions 2)

Amendment 8 was moved and, with the agreement of the Committee, withdrawn.

Amendment 4 was not moved.

Sections 1 and 2 and the long title were agreed to without amendment.

The meeting closed at 4.36 pm.

The meeting opened at 9.30 am.

**1. Europe:** Nicola Sturgeon moved S2M-124—That the Parliament supports the European Union as a confederation that collectively exercises certain sovereign rights pooled by states but in which each state retains its own sovereignty in respect of constitutional, fiscal and other matters of national importance; believes that decisions about pooled and retained sovereignty should always be taken in Scotland's national interest; therefore welcomes the development of a European constitution but opposes the conferral of exclusive European Union competence over the conservation of marine biological resources under the common fisheries policy; considers that the terms of the final draft constitution should be subject to the approval of the Scottish people in a referendum prior to ratification; regrets that the decision by Her Majesty's Government to delay entry to the single currency does not take account of Scotland's economic interests, and believes that Scotland's interests would best be represented in the European Union as an independent member state.

The Deputy Minister for Finance and Public Services (Tavish Scott) moved amendment S2M-124.4 to motion S2M-124—

Leave out from "supports" to end and insert—

"welcomes the many benefits that the European Union (EU) has delivered for Europe and for Scotland; continues to believe that the EU should seek to become more effective, efficient, democratic, transparent, accountable and easier to understand; notes the work of the Convention on the Future of Europe towards these objectives; further welcomes the submission to the convention of the proposals on Europe and the regions drawn up by the Scottish Executive in conjunction with Her Majesty's Government and the Welsh Assembly Government; further notes with approval the references in the draft Constitutional Treaty under consideration in the convention to the role of the regions, and to mechanisms for consulting them; welcomes the intention of Her Majesty's Government to involve the devolved administrations in the operation of the subsidiarity mechanism proposed by the convention, and calls on the Scottish Executive to continue to work with other sub-member state administrations and Her Majesty's Government to ensure that Scottish interests are fully taken into account during the forthcoming Inter-Governmental Conference."

Phil Gallie moved amendment S2M-124.2 to motion S2M-124—

Leave out from "confederation" to end and insert—

"partnership of nation states working together for the common interest; expresses concern at the clearly federalist objectives of the current proposals of the Convention on the Future of Europe; pledges to analyse the detail of these proposals as they affect devolved responsibilities and report back our objections to Her Majesty's Government along with our view that, given the conclusions drawn up by HM Treasury over the last six years on the United Kingdom entering the European single currency, there is no basis for the United Kingdom surrendering the pound for the euro and that further uncertainty on monetary union will be bad for Scottish interests, and urges Her

Majesty's Government to hold an early referendum on both the Convention proposals and European monetary union."

Frances Curran moved amendment S2M-124.3 to motion S2M-124—

Leave out from "supports" to end and insert—

"believes in a socially just, democratic and accountable Europe for citizens and not big business; further believes that the structure of the current European Union undermines democracy within Scotland and that any further attempt to centralise political power in Brussels, or financial decisions at the European Central Bank in Stuttgart, would not be in the interest of ordinary Scots; is concerned that the economic agenda of European monetary union has the intention of furthering the aims of capitalist globalisation and the interests of trans global corporations, resulting in lower wages, cuts in public services and a wholesale onslaught against workers' pensions; demands the right of the Scottish people to make their views known through a referendum; opposes entry to the euro, and calls on the Scottish Executive to offer to host the 2004 annual anti-globalisation event, the European Social Forum, involving up to 100,000 people, that has already taken place in Florence and will meet in Paris in November 2003."

After debate, amendment S2M-124.4 was agreed to ((DT) by division: For 61, Against 36, Abstentions 15). As a result amendments S2M-124.2 and S2M-124.3 were pre-empted.

The motion, as amended, was then agreed to ((DT) by division: For 64, Against 36, Abstentions 16).

Accordingly, the Parliament resolved—That the Parliament welcomes the many benefits that the European Union (EU) has delivered for Europe and for Scotland; continues to believe that the EU should seek to become more effective, efficient, democratic, transparent, accountable and easier to understand; notes the work of the Convention on the Future of Europe towards these objectives; further welcomes the submission to the convention of the proposals on Europe and the regions drawn up by the Scottish Executive in conjunction with Her Majesty's Government and the Welsh Assembly Government; further notes with approval the references in the draft Constitutional Treaty under consideration in the convention to the role of the regions, and to mechanisms for consulting them; welcomes the intention of Her Majesty's Government to involve the devolved administrations in the operation of the subsidiarity mechanism proposed by the convention, and calls on the Scottish Executive to continue to work with other sub-member state administrations and Her Majesty's Government to ensure that Scottish interests are fully taken into account during the forthcoming Inter-Governmental Conference.

**2. Question Time:** Questions were answered by the First Minister and other Ministers and junior Scottish Ministers.

**3. Investing in Public Transport:** The Minister for Transport (Nicol Stephen) moved S2M-130—That the Parliament welcomes the proposals set out in *A Partnership for a Better Scotland* for a reliable, safe, efficient and sustainable transport system to connect Scotland and encourage economic

growth; recognises the importance that the Scottish Executive attaches to delivering improved public transport services by increasing investment and establishing a strategic authority, and recognises that the public transport system must serve the environmental, health and educational needs of people of Scotland.

Mr Kenny MacAskill moved amendment S2M-130.3 to motion S2M-130—

Insert at end—

“notes that the delivery of tangible improvements within defined timescales is essential; recognises, furthermore, that in order to achieve these an integrated and inter-modal public transport network is required, and therefore calls for the transfer of the legislative and financial powers to the Parliament that are necessary to address fully rail and aviation services in addition to bus and ferry services in order to ensure the delivery of the network sought.”

After debate, the amendment was disagreed to ((DT) by division: For 33, Against 82, Abstentions 1).

David Mundell moved amendment S2M-130.1 to motion S2M-130—

Leave out from “welcomes” to end and insert—

"believes that only a fully costed programme of investment in transport infrastructure with detailed start and completion dates, rather than platitudes, will deliver the improvements to public transport that the travelling public and Scottish business so desperately need and calls on the Scottish Executive to present such a programme to the Parliament forthwith."

After debate, the amendment was disagreed to ((DT) by division: For 22, Against 66, Abstentions 26).

The motion was then agreed to ((DT) by division: For 89, Against 26, Abstentions 1).

**4. Deputy Convener of Subordinate Legislation Committee:** Patricia Ferguson moved, on behalf of the Parliamentary Bureau, S2M-127—That the Parliament agrees that the Deputy Convener of the Subordinate Legislation Committee be appointed from the Labour Party.

The motion was agreed to (DT).

**5. Decision Time:** The Parliament took decisions on items 1, 3 and 4 as noted above.

**6. Closure of Animal Welfare Centres:** The Parliament debated S2M-34 in the name of Shona Robison—That the Parliament is concerned about the possible closure of at least seven of the 13 animal welfare centres across Scotland owing to financial difficulties being experienced by the Scottish Society for the Prevention of Cruelty to Animals (SSPCA); believes that this would be detrimental to animal welfare; notes with relief that the SSPCA

board of management has postponed making a final decision on the closures of the centres for a further six months, and considers that the Scottish Executive should hold urgent discussions with the SSPCA to try to find a way of keeping the animal welfare centres open.

The meeting closed at 6.01 pm.

The meeting opened at 2.30 pm.

**1. Time for Reflection:** Michael Burns, Parish Priest of St Ninian's Catholic Church in Edinburgh, led Time for Reflection.

**2. Patient Focus and Public Involvement in the NHS:** The Minister for Health and Community Care (Malcolm Chisholm) moved S2M-154—That the Parliament welcomes the measures in *Partnership For Care: Scotland's Health White Paper* and the Partnership Agreement to step up progress to ensure that greater patient engagement and wider public involvement are at the heart of a modernised NHS and supports the Scottish Executive's commitment to placing the patient at the heart of the design of services, implementing a patient information initiative, ensuring public involvement in health service reorganisation plans by obliging NHS boards to consult stakeholders more effectively and setting up a Scottish health council as a national body with a local presence across Scotland.

Shona Robison moved amendment S2M-154.1 to motion S2M-154—

After “effectively” insert—

“, requiring direct elections for the public to the majority of places on NHS boards,”.

After debate, the amendment was disagreed to ((DT) by division: For 34, Against 80, Abstentions 0).

Mr David Davidson moved amendment S2M-154.2 to motion S2M-154—

Leave out from “welcomes” to end and insert—

“regrets that the Scottish Executive's proposal in *Partnership for Care: Scotland's Health White Paper* and *A Partnership for a Better Scotland*, in an attempt to increase patient focus and public involvement, will only increase bureaucracy in an over-centralised NHS and considers measures such as GP fundholding and foundation hospitals would offer patients real choice regarding their own care, would focus on clinical priorities over political priorities, and would, therefore, start to solve the real problems facing the health service.”

After debate, the amendment was disagreed to ((DT) by division: For 17, Against 97, Abstentions 0).

The motion was then agreed to ((DT) by division: For 85, Against 22, Abstentions 7).

**3. Decision Time:** The Parliament took decisions on item 2 as noted above.

**4. Concorde and the Museum of Flight:** The Parliament debated S2M-59 in the name of John Home Robertson—That the Parliament notes that British Airways will be withdrawing Concorde aircraft from service and welcomes the approach from the Chairman of the Trustees of the National Museums of Scotland to the Chief Executive of British Airways requesting that one of these aeroplanes is donated to the Museum of Flight at East Fortune; recognises the interests of education and tourism and the important role that museums play in both of these areas; takes into account the associations of Concorde with Scotland, namely that the design of the wings was undertaken by a Scot from Penicuik, Sir James Arnot Hamilton, that the early test flights were carried out at Prestwick in the early 1970s and that it was Concorde that flew over Edinburgh to celebrate the opening of the Scottish Parliament in July 1999; further recognises the wealth of experience of staff at the Museum of Flight in the preservation of aircraft and their years of experience in welcoming visitors to the museum; further notes that staff at the Museum of Flight are confident that the practicalities of landing a Concorde aircraft and of providing enclosed space for display have been investigated and that no difficulties are anticipated following a brief period of minor works; notes that the National Museums of Scotland has recently appointed a new General Manager at the Museum of Flight and that a major programme of development is planned to position the museum as a world class attraction, and recommends strongly that support be given to the National Museums of Scotland in its bid for Concorde for display at the Museum of Flight.

The meeting closed at 5.43 pm.

The meeting opened at 9.30 am.

**1. Water Industry:** Murdo Fraser moved S2M-162—That the Parliament notes with concern the dramatic increases in charges by Scottish Water to businesses in 2003-04 which, in some cases, amount to nearly 500% more than the amount charged in 2002-03; believes that these increased charges bear no relation to the service provided by Scottish Water to these customers; is concerned that these rising costs have increased the competitive disadvantage faced by Scottish firms, particularly in relation to England; further notes that household bills have gone up by 94% in real terms over the past decade, while English domestic bills have only risen by 22% since 1989; acknowledges that privatisation in England has brought substantial capital investment which has led to lower bills for businesses and households alongside improved water quality; calls on the Scottish Executive to address urgently the concerns of domestic and business customers in relation to these higher charges and to look at widening competition with a view to reducing costs, and further believes that, as public ownership has failed customers in Scotland, the Executive should investigate models of private ownership.

The Deputy Minister for Environment and Rural Development (Allan Wilson) moved amendment S2M-162.3 to motion S2M-162—

Leave out from first “notes” to end and insert—

“believes that, having established Scottish Water in 2002, this is the right means of delivering cost-effective and improved services in accordance with the requirements of the Parliament and that, in the short time since Scottish Water’s establishment, it has started the process of delivering cost effective and improved services, and further believes that a review of its ownership and funding now would undermine that progress to the detriment of all customers.”

Roseanna Cunningham moved amendment S2M-162.4 to motion S2M-162—

Leave out from "acknowledges" to end and insert—

"believes that the offices of the Water Industry Commissioner for Scotland and the Water Quality Regulator should be amalgamated to create a tough new champion on behalf of customers; further believes that a full and detailed review of the financial control arrangements for Scottish Water requires to be undertaken as a matter of urgency with a view to affording Scottish Water greater financial flexibility, and calls on the Scottish Executive to consider a not-for-profit trust to provide an appropriate vehicle for investment which would allow Scottish Water to be free of artificial constraints and keep charges under control."

After debate, amendment S2M-162.3 was agreed to ((DT) by division: For 69, Against 41, Abstentions 0). As a result amendment S2M-162.4 was pre-empted.



The motion, as amended, was then agreed to to ((DT) by division: For 67, Against 43, Abstentions 0).

Accordingly, the Parliament resolved—That the Parliament believes that, having established Scottish Water in 2002, this is the right means of delivering cost-effective and improved services in accordance with the requirements of the Parliament and that, in the short time since Scottish Water's establishment, it has started the process of delivering cost effective and improved services, and further believes that a review of its ownership and funding now would undermine that progress to the detriment of all customers.

**2. Care Homes for the Elderly:** David Davidson moved S2M-161—That the Parliament notes with concern the threat of closure to the majority of the Church of Scotland's care homes; further notes that this crisis has occurred against a background of the Scottish Executive's assurance in the last session of the Parliament that funding issues had been resolved; believes, therefore, that this matter needs to be re-examined as a matter of urgency with a view to achieving a sustainable funding agreement and ending inequality in funding between local authority-run homes and independent homes; recognises that there is a longer term issue to be addressed by government, and calls on the Executive to consult with Her Majesty's Government on how people might be encouraged to make greater provision for their own long-term care.

The Deputy Minister for Health and Community Care (Mr Tom McCabe) moved amendment S2M-161.4 to motion S2M-161—

Leave out from first "notes" to end and insert—

"acknowledges the problems faced by some Church of Scotland care homes but recognises that the Scottish Executive has met in full the recommendations of the National Review Group on care home fees which resulted in an extra investment of over £130 million in the care home sector since July 2001; welcomes the work currently being undertaken by COSLA and the care home sector in establishing a framework for assessing the cost of providing care for older people from 2005-06, and notes the continuing commitment of the Executive to shift the balance of care from institutional settings to providing care at home and its setting up of the national care standards which provide a quality framework."

Stewart Stevenson moved amendment S2M-161.1 to motion S2M-161—

Leave out from "believes" to end and insert—

"regrets that the present funding levels to the voluntary and private sectors leave vulnerable older people exposed to disruption and distress at a point in their lives when they deserve support and stability; believes that the Executive should undertake an urgent review of funding for the care home sector based on an analysis of the true cost of care, and calls on the Executive to carry out an urgent review of bed provision in care homes in order to establish and commit to a long-term plan for the sector."

John Swinburne moved amendment S2M-161.3 to motion S2M-161—

Leave out from “there is” to end and insert—

“means testing discriminates against residents who have made provision for their long-term care and calls on the Executive to provide long-term care for the elderly without such discrimination.”

After debate, amendment S2M-161.4 was agreed to ((DT) by division: For 63, Against 48, Abstentions 0). As a result amendments S2M-161.1 and S2M-161.3 were pre-empted.

The motion, as amended, was then agreed to ((DT) by division: For 63, Against 47, Abstentions 1).

Accordingly, the Parliament resolved—That the Parliament acknowledges the problems faced by some Church of Scotland care homes but recognises that the Scottish Executive has met in full the recommendations of the National Review Group on care home fees which resulted in an extra investment of over £130 million in the care home sector since July 2001; welcomes the work currently being undertaken by COSLA and the care home sector in establishing a framework for assessing the cost of providing care for older people from 2005-06, and notes the continuing commitment of the Executive to shift the balance of care from institutional settings to providing care at home and its setting up of the national care standards which provide a quality framework.

**3. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-158—That the Parliament agrees the following programme of business—

Wednesday 25 June 2003

2:30 pm	Time for Reflection
<i>followed by</i>	Parliamentary Bureau Motions
<i>followed by</i>	Executive Debate on Modernising Justice
<i>followed by</i>	Parliamentary Bureau Motions
5:00 pm	Decision Time
<i>followed by</i>	Members' Business – debate on the subject of S2M-140 Phil Gallie: Red Brae School

Thursday 26 June 2003

9:30 am	Landfill (Scotland) Amendment Regulations 2003
<i>followed by</i>	Parliamentary Bureau Motions
<i>followed by</i>	Final Stage of Robin Rigg Offshore Wind Farm (Navigation and Fishing) (Scotland) Bill
<i>followed by</i>	Business Motion

2:30 pm	Question Time
3:10 pm	First Minister's Question Time
<i>followed by</i>	Motion on Fireworks Bill - UK Legislation
<i>followed by</i>	Parliamentary Bureau Motions
5:00 pm	Decision Time
<i>followed by</i>	Members' Business – debate on the subject of S2M-110 Irene Oldfather: Valuing Carers.

The motion was agreed to.

**4. Ministerial Statement:** The First Minister (Mr Jack McConnell) made a statement on the Inquiry into the Holyrood project.

**5. Question Time:** Questions were answered by the First Minister (Mr Jack McConnell), the Lord Advocate and other Ministers and junior Scottish Ministers.

**6. Approval of SSI:** The Deputy Minister for Environment and Rural Development (Allan Wilson) moved S2M-144—That the Parliament agrees that the draft Water Industry (Scotland) Act 2002 (Consequential Provisions) Order 2003 be approved.

After debate, the motion was agreed to (DT).

**7. Health and Social Care (Community Health and Standards) Bill – UK Legislation:** The Minister for Health and Community Care (Malcolm Chisholm) moved S2M-137—That the Parliament endorses the principle of ensuring consistency in recovery of NHS charges where compensation is paid following injury as set out in Part 3 of the Health and Social Care (Community Health and Standards) Bill and agrees that the relevant provisions to achieve this end including extending ministers' powers to make regulations under a scheme for recovery should be considered by the UK Parliament.

After debate, the motion was agreed to ((DT) by division: For 76, Against 35, Abstentions 0).

**8. Approval of SSI:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-168—That the Parliament agrees that the draft Budget (Scotland) Act 2003 Amendment Order 2003 be approved.

After debate, the motion was agreed to ((DT) by division: For 80, Against 28, Abstentions 3).

**9. Approval of SSI:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-169—That the Parliament agrees that the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (Orkney) (Scotland) Order 2003 (SSI 2003/260) be approved.

After debate, the motion was agreed to ((DT) by division: For 86, Against 19, Abstentions 6).

**10. Membership of Committee:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-170—That the Parliament agrees that Mrs Margaret Smith be appointed a member of the Equal Opportunities Committee

After debate, the motion was agreed to (DT).

**11. Decision Time:** Patricia Ferguson, on behalf of the Parliamentary Bureau, move without notice that, under Rule 11.2.4 of Standing Orders, Decision Time on Thursday 19 June be taken at 4.58 pm.

**12. Decision Time:** The Parliament took decisions on items 1, 2, 6, 7, 8, 9 and 10 as noted above.

**13. Glasgow and Edinburgh Airport Investment:** The Parliament debated S2M-31 in the name of Ms Sandra White—That the Parliament notes the response by BAA plc to Her Majesty's Government's consultation document, *The Future Development of Air Transport in the United Kingdom: A National Consultation – Scotland*, which states that the upgrading of Glasgow Airport to international hub status would cost £1.1 billion, £200 million less than government estimates, and that the cost of upgrading Edinburgh Airport would be £1.3 billion, £400 million more than previous estimates; further notes the massive investment planned for airport expansion in the south east of England; expresses its support for Scottish Airports Ltd's call on Her Majesty's Government not to put Scotland's long-term economical prospects at risk by opting to develop only one of the country's main airports, and believes that the Scottish Executive should make representations to Her Majesty's Government to ensure that the necessary investment is made available to ensure that both airports grow to their full potential.

The meeting closed at 5.52 pm.

The meeting opened at 2.30 pm.

**1. Time for Reflection:** Reverend Professor Frank Whaling, Co-Convener of Edinburgh Interfaith Association, Chair of Edinburgh International Centre for World Spiritualities and Emeritus Professor of the Study of Religion, Edinburgh University led Time for Reflection.

**2. Modernising Justice:** The Minister for Justice (Cathy Jamieson) moved S2M-191—That the Parliament notes the commitment made in *A Partnership for a Better Scotland* to working for a safer Scotland, supporting safe communities and improving public services and supports the Scottish Executive in working to modernise the courts and criminal justice system for those who have to use them, including victims and witnesses, and in delivering modern laws to deal with the complexities of modern Scottish life.

Nicola Sturgeon moved amendment S2M-191.1 to motion S2M-191—

Insert at end—

“, and further recognises that the efficient administration of criminal justice depends on all parts of the system, not least on the Crown Office and Procurator Fiscal Service having adequate resources to meet the increasing demands placed on it.”

After debate, the amendment was disagreed to ((DT) by division: For 45, Against 62, Abstentions 0).

Miss Annabel Goldie moved amendment S2M-191.2 to motion S2M-191—

Leave out from "supporting" to end and insert—

"and, while welcoming proposals to make more efficient the processing and disposal of criminal cases, expresses concern at the proposed extension to the 110 day rule, the resources implication for sheriff courts of handling an increased workload and the continuing inadequacy of resources available to the police and the Crown Office and Procurator Fiscal Service.”

After debate, the amendment was disagreed to ((DT) by division: For 47, Against 67, Abstentions 1).

The motion was then agreed to ((DT) by division: For 95, Against 3, Abstentions 15).

**3. Business Motion:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-200—That the Parliament agrees—

(a) as a revision to the programme of business agreed on 19 June—

Wednesday 25 June 2003

after,

*followed by* Parliamentary Bureau Motions

insert,

*followed by* SPCB Motion on Membership of the Scottish Commission for Public Audit

Thursday 26 June 2003

9:30 am Landfill (Scotland) Amendment Regulations 2003

*followed by* Motion on Fireworks Bill - UK Legislation

2:30 pm Question Time

3:10 pm First Minister's Question Time

*followed by* Parliamentary Bureau Motions

*followed by* Final Stage of Robin Rigg Offshore Wind Farm (Navigation and Fishing) (Scotland) Bill

*followed by* Parliamentary Bureau Motions

5:00 pm Decision Time

*followed by* Members' Business - debate on the subject of S2M-110 Irene Oldfather: Valuing Carers

and (b) the following programme of business—

Wednesday 3 September 2003

2:30 pm Time for Reflection

*followed by* Parliamentary Bureau Motions

*followed by* Executive Business

*followed by* Debate on Procedures Committee's Report on First Minister's Question Time

*followed by* Parliamentary Bureau Motions

5:00 pm Decision Time

*followed by* Members' Business

Thursday 4 September 2003

9:30 am Parliamentary Bureau Motions

*followed by* Executive Business

2:30 pm Question Time

3:10 pm First Minister's Question Time

*followed by* Executive Business

<i>followed by</i>	Parliamentary Bureau Motions
<i>followed by</i>	Business Motion
5:00 pm	Decision Time
<i>followed by</i>	Members' Business

After debate, the motion was then agreed to (by division: For 65, Against 50, Abstentions 0).

**4. Scottish Commission for Public Audit:** Robert Brown, on behalf of the Scottish Parliamentary Corporate Body, moved S2M-198—That the Parliament agrees to the Scottish Parliamentary Corporate Body’s proposal to appoint Margaret Jamieson, Cathy Peattie, Mr Keith Raffan and Mr Andrew Welsh to be members of the Scottish Commission for Public Audit.

The motion was agreed to (DT).

**5. Decision Time:** The Parliament took decisions on items 2 and 4 as noted above.

**6. Red Brae School:** The Parliament debated S2M-140 in the name of Phil Gallie—That the Parliament commends the experienced staff at Red Brae School, Maybole, who provide an alternative education path for pupils excluded from mainstream education for disruptive and undisciplined behaviour; acknowledges the benefits of this education which the pupils themselves appreciate, and believes that the Scottish Executive must ensure that such facilities are available across the country thereby ensuring that those children whose behaviour patterns are not suited to mainstream education are catered for in a way that steers them into becoming useful and respected members of society.

The meeting closed at 5.39 pm.

The meeting opened at 9.30 am.

**1. Approval of SSI:** The Deputy Minister for Environment and Rural Development (Allan Wilson) moved S2M-143—That the Parliament agrees that the draft Landfill (Scotland) Amendment Regulations 2003 be approved.

After debate, the motion was agreed to (DT).

**2. Fireworks Bill – UK Legislation:** The Minister for Finance and Public Services (Mr Andy Kerr) moved S2M-136—That the Parliament endorses the principle of making enabling regulations for the supply and use of fireworks as set out in the Fireworks Bill and agrees that those provisions in the Bill that relate to devolved matters should be considered by the UK Parliament.

After debate, the motion was agreed to ((DT) by division: For 83, Against 2, Abstentions 26).

**3. Question Time:** Questions were answered by the First Minister (Mr Jack McConnell) and other Ministers and junior Scottish Ministers.

**4. Robin Rigg Offshore Wind Farm (Navigation and Fishing) (Scotland) Bill – Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-202—That the Parliament agrees that, during the Final Stage proceedings on the Robin Rigg Offshore Wind Farm (Navigation and Fishing) (Scotland) Bill, debate on each part of those proceedings shall be brought to a conclusion by the time-limits indicated (each time-limit being calculated from when the Final Stage begins and excluding any periods when the meeting of the Parliament is suspended)—

Groups 1 to 3 - no later than 1 hour

Motion to pass the Bill - no later than 1 hour 30 minutes

The motion was agreed to.

**5. Robin Rigg Offshore Wind Farm (Navigation and Fishing) (Scotland) Bill – Final Stage:** The Bill was considered at Final Stage.

The following amendments were agreed to without division: 1, 4, 5, 2, 6, 7

Amendment 3 was agreed to (by division: For 65, Against 30, Abstentions 0)

**6. Robin Rigg Offshore Wind Farm (Navigation and Fishing) (Scotland) Bill – Final Stage:** Mr John Home Robertson, moved S2M-121—That the Parliament agrees that the Robin Rigg Offshore Wind Farm (Navigation and Fishing) (Scotland) Bill be passed.



After debate, the motion was agreed to ((DT) by division: For 100, Against 13, Abstentions 1).

**7. Designation of Lead Committee:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-195—That the Parliament agrees that the Justice 2 Committee be designated as lead committee in consideration of the Vulnerable Witnesses (Scotland) Bill.

The motion was agreed to (DT).

**8. Designation of Lead Committee:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-196—That the Parliament agrees that the Justice 1 Committee be designated as lead committee in consideration of the Criminal Justice (Scotland) Act 2003 (Saving and Transitional Provisions) Order 2003 (SSI 2003/287).

The motion was agreed to (DT).

**9. Designation of Lead Committee:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-197—That the Parliament agrees that the Justice 1 Committee be designated lead committee in consideration of the Drugs Courts (Scotland) Order 2003 (SSI 2003/290).

The motion was agreed to (DT).

**10. Decision Time:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved without notice that, under Rule 11.2.4 of Standing Orders, Decision Time on Thursday 26 June be taken at 4.43 pm.

The motion was agreed to.

**11. Decision Time:** The Parliament took decisions on items 1, 2, 6, 7, 8 and 9 as noted above.

**12. Valuing Carers:** The Parliament debated S2M-110 in the name of Irene Oldfather—That the Parliament recognises the hard work and dedication of Scotland's 115,675 unpaid carers, a workforce comparable to the total NHS workforce in Scotland; acknowledges the role of Scotland's carer population as partners in the provision of care; recognises the measures outlined in *Partnership for Care: Scotland's Health White Paper* and in the Community Care and Health (Scotland) Act 2002 to increase partnership working across the health and social care services; notes that the health and well-being of many carers are affected as a direct consequence of the physical and emotional strains of caring; welcomes the dedication of care assistants across Scotland in providing vital respite services to carers and their families; congratulates the UK-wide network of 30,000 Princess Royal Trust for Carers centres on the level of support that they provide to carers and their families; recognises that there are many more unidentified carers in Scotland and that, for appropriate support to be administered, these carers must be identified; further welcomes the publication of *Focus on Carers and the NHS - identifying*

*and supporting hidden carers - Good Practice Guide* by the Princess Royal Trust for Carers and the strategies for identifying carers contained therein, and considers that the Scottish Executive should target resources specifically on identifying and supporting carers in order that the vision underpinning recent legislation can be realised.

The meeting closed at 5.25 pm.

**No. 15            Wednesday 3 September 2003**

The meeting opened at 2.30 pm.

**1. Time for Reflection:** The Reverend Ian Dickie, Granton Baptist Church, Edinburgh, led Time for Reflection.

**2. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-284—That the Parliament agrees—

(a) as a revision to the programme of business agreed on 25 June 2003—

Wednesday 3 September

after—

“2:30 pm                            Time for Reflection – Rev Ian Dickie, Granton Baptist Church”

delete all and insert—

*“followed by*                            Parliamentary Bureau Motions

*followed by*                            Executive Debate on the Scottish Economy

*followed by*                            Procedures Committee motion on its 1st Report, 2003 (Session 2),  
*First Minister’s Question Time and minor standing order changes*

*followed by*                            Parliamentary Bureau Motions

5:00 pm                            Decision Time

*followed by*                            Members' Business – debate on the subject of S2M-177 Mr Jeremy Purvis: European Structural Funds and South of Scotland

Thursday 4 September 2003

9:30 am                            Executive Debate on Closing the Opportunity Gap

*followed by*                            Business Motion

2:30 pm                            Question Time

3:10 pm                            First Minister's Question Time

3.30 pm                            Executive Debate on Investment and Change in Cancer Services

*followed by*                            Parliamentary Bureau Motions

5:00 pm                            Decision Time

*followed by*                            Members' Business – debate on the subject of S2M-264 Roseanna Cunningham: Defence Aviation Repair Agency, Almondbank

and (b) that Stage 1 of the Vulnerable Witnesses (Scotland) Bill be completed by 21 November 2003 and that Stage 1 of the Primary Medical Services (Scotland) Bill be completed by 31 October 2003.

The motion was agreed to.

**3. The Scottish Economy:** The Deputy First Minister and Minister for Enterprise and Lifelong Learning (Mr Jim Wallace) moved S2M-287—That the Parliament supports the objective of achieving long term, sustainable growth in the Scottish economy; endorses the Scottish Executive's strategy, set out in *A Smart, Successful Scotland* and *A Partnership for A Better Scotland*, as the best means of helping to achieve this growth; welcomes the support of Scottish business and academia for this strategy; recognises the need to create a spirit of entrepreneurship, promote innovations and encourage sensible risk taking; believes this can be achieved by building on the strength of our education system and research and development capability and through development of specific initiatives such as Enterprise in Education and the Green Jobs Strategy; reaffirms the Scottish Executive's commitment to remain focused on the delivery of this strategy while being responsive to ways in which it can be enhanced and refined, and looks forward to delivering increased prosperity as the basis for first-class service and a socially just Scotland.

Mr John Swinney moved amendment S2M-287.2 to motion S2M-287—

Leave out from “endorses” to end and insert—

“recognises the enormous potential of the Scottish people; accepts that Westminster control of Scotland’s economic policy has been disastrous for Scottish living standards, population and national self-esteem; notes that, to reverse that trend, the Scottish government must create the maximum competitive advantage for the Scottish economy, and therefore calls on all parties to work together to win for the Parliament the full powers that all independent countries enjoy, in order to create a competitive advantage and the conditions for a prosperous and just Scotland.”

After debate, the amendment was disagreed to ((DT) by division: For 25, Against 92, Abstentions 1).

Murdo Fraser moved amendment S2M-287.1 to motion S2M-287—

Leave out from “endorses” to end and insert—

“notes, however, the poor performance of the economy with levels of growth lower than the rest of the United Kingdom, falling levels of business start-ups, rising levels of business failure and job losses in the private sector; recognises that the objective of long-term, sustainable growth is currently being hindered by high non-domestic rates, increased business water charges and a heavy burden of corporate regulation, and calls on the Scottish Executive to use its existing powers to reduce the business rate poundage to levels at least equal to those in England, to ease the burden of increased water charges that are stifling business growth and to work proactively to free businesses from undue regulation, thereby eliminating the competitive disadvantage at which many Scottish businesses find themselves relative to their English counterparts and allowing the Scottish economy to grow to its full potential.”

After debate, the amendment was disagreed to ((DT) by division: For 16, Against 103, Abstentions 0).

Shiona Baird moved amendment S2M-287.3 to motion S2M-287—

Leave out from “long term” to end and insert—

“sustainability as distinct from growth in the Scottish economy; supports the use of the terms “sustainable” and “sustainability” in accordance with the generally-accepted definition of “meeting the needs of the present without compromising the ability of future generations to meet their own needs”; endorses the Scottish Executive’s establishment of a Sustainable Development Forum and Sustainable Development Indicators as initial steps in the direction of sustainability; recognises the need to create a spirit of entrepreneurship, promote innovations and encourage sensible risk taking; believes that this can be achieved by building on the strength of our education system and research and development capability and through development of specific initiatives such as a green jobs strategy; welcomes the Scottish Executive’s commitment to be responsive to ways in which its current strategy can be enhanced and refined, and affirms that long-term prosperity, first-class services and social justice are only achievable through sustainable development.”

After debate, the amendment was disagreed to ((DT) by division: For 10, Against 108, Abstentions 1).

The motion was then agreed to ((DT) by division: For 63, Against 54, Abstentions 0).

**4. Procedures Committee Report, *First Minister’s Question Time and Minor Standing Order Changes*:** Iain Smith, on behalf of the Procedures Committee, moved S2M-286—That the Parliament agrees to make the changes to the standing orders set out in Annex A to the Procedures Committee’s 1st Report, 2003 (Session 2), *First Minister’s Question Time and minor standing order changes* (SP Paper 9) and that those changes to the standing orders should come into force on 4 September 2003.

Mr Jamie McGrigor moved amendment S2M-286.1 to motion S2M-286—

Insert at end—

"but disagrees with the recommendation in paragraph 46 of the report that First Minister’s Question Time should start at 12 noon and instead recommends that First Minister’s Question Time starts around 2 pm."

After debate, the amendment was disagreed to ((DT) by division: For 52, Against 68, Abstentions 1).

Tommy Sheridan moved amendment S2M-286.2 to motion S2M-286—

Insert at end—

“except that, in place of paragraph 1 of Annex A of the report, the Parliament agrees that in Rule 13.6.3 “40 minutes each week immediately following Question Time” be substituted for “20 minutes each week immediately following Question Time” and calls on the Procedures Committee to bring forward proposals so that Decision Time on Thursday normally begins at 5.30 pm.”

After debate, the amendment was disagreed to ((DT) by division: For 8, Against 111, Abstentions 1).

The motion was then agreed to ((DT) by division: For 98, Against 20, Abstentions 1).

**5. Designation of Lead Committee:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-281—That the Parliament agrees that the Communities Committee be designated as lead committee in consideration of the Environmental Impact Assessment (Water Management) (Scotland) Regulations 2003 (SSI 2003/341).

The motion was agreed to (DT).

**6. Designation of Lead Committee:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-282—That the Parliament agrees that the Justice 1 Committee be designated as lead committee in consideration of the draft Advice and Assistance (Assistance by Way of Representation) (Scotland) Amendment Regulations 2003.

The motion was agreed to (DT).

**7. Designation of Lead Committee:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-283—That the Parliament agrees that the Justice 1 Committee be designated as lead committee in consideration of the draft Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) (No 2) Order 2003.

The motion was agreed to (DT).

**8. Substitution on Committees:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-294—That the Parliament agrees the following nominated committee substitutes, as permitted under Rule 6.3A —

**Scottish National Party**

Audit Committee	Mr Andrew Welsh
Communities Committee	Shona Robison
Education Committee	Brian Adam
Enterprise and Culture Committee	Fiona Hyslop
Environment and Rural Development Committee	Mr Jim Mather
Equal Opportunities Committee	Tricia Marwick
European and External Relations Committee	Nicola Sturgeon
Finance Committee	Mr Adam Ingram
Health Committee	Ms Sandra White
Justice 2 Committee	Michael Matheson
Local Government and Transport Committee	Mr Kenny MacAskill
Procedures Committee	Linda Fabiani
Public Petitions Committee	Mr Rob Gibson
Standards Committee	Alasdair Morgan
Subordinate Legislation Committee	Bruce Crawford

### **Scottish Conservative and Unionist Party**

Audit Committee	Mr Ted Brocklebank
Communities Committee	John Scott
Education Committee	David Mundell
Enterprise and Culture Committee	Mr Brian Monteith
Environment and Rural Development Committee	Alex Fergusson
Equal Opportunities Committee	Mr Jamie McGrigor
European and External Relations Committee	Murdo Fraser
Finance Committee	Mary Scanlon
Health Committee	Mrs Nanette Milne
Justice 1 Committee	Miss Annabel Goldie
Justice 2 Committee	Margaret Mitchell
Local Government and Transport Committee	Mr David Davidson
Procedures Committee	Murray Tosh
Public Petitions Committee	Phil Gallie
Standards Committee	Lord James Douglas-Hamilton
Subordinate Legislation Committee	Alex Johnstone

### **Scottish Green Party**

Audit Committee	Chris Ballance
Communities Committee	Shiona Baird
Enterprise Committee	Mark Ballard
Environment and Rural Development Committee	Mr Mark Ruskell
Equal Opportunities Committee	Patrick Harvie
Procedures Committee	Robin Harper

### **Scottish Socialist Party**

Equal Opportunities Committee	Carolyn Leckie
Public Petitions Committee	Frances Curran

The motion was agreed to (DT).

**9. Decision Time:** The Parliament took decisions on items 3, 4, 5, 6, 7 and 8 as noted above.

**10. European Structural Funds and South of Scotland:** The Parliament debated S2M-177 in the name of Mr Jeremy Purvis—That the Parliament recognises the importance to the south of Scotland of European structural funds; welcomes the investment of £44 million in projects such as the Ettrick Riverside Centre, Selkirk, the Eastgate Arts Centre, Peebles, the Border Union Showground, Kelso and harbour investment in Eyemouth; appreciates the efforts of agencies working in partnership to deliver a full spend of the allocated funding, and stresses the importance of the continuation of such funding after 2006, whether delivered from Brussels or repatriated.

The meeting closed at 5.58 pm.

The meeting opened at 9.30 am.

**1. Closing the Opportunity Gap:** The Minister for Communities (Ms Margaret Curran) moved S2M-293—That the Parliament welcomes the Executive's continuing commitment to breaking down the social, educational and economic barriers that create inequality and the commitment to working to end poverty by tackling deprivation and social needs, and notes that to close the opportunity gap the Executive will deliver community regeneration to build strong, safe and attractive communities; measures to increase financial inclusion to reduce debt, measures to improve standards of housing and to tackle homelessness and measures to overcome barriers to training and employment to increase participation in the labour market.

Shona Robison moved amendment S2M-293.3 to motion S2M-293—

Insert at end—

"but recognises that none of this action will be enough to reduce poverty levels in Scotland, which will only be achieved once the Executive has power and control over tax and social security policy."

After debate, the amendment was disagreed to ((DT) by division: For 29, Against 79, Abstentions 1).

Mary Scanlon moved amendment S2M-293.1 to motion S2M-293—

Leave out from "welcomes" to end and insert—

"notes with concern that waiting lists are getting longer, children are failing to meet education attainment levels, violent crime is increasing, anti-social behaviour is rising and our economy is lagging behind that of the rest of the United Kingdom; recognises that it is the poorest and most vulnerable in society that suffer most as they are trapped in failing schools, most likely to suffer from ill health and most likely to be victims of crime, and believes ultimately that only by reforming key public services through offering choice and decentralisation, whilst encouraging economic growth by cutting business rates, removing red tape and mutualising Scottish Water, can we close any opportunity gap and give the people of Scotland a better future.

After debate, the amendment was disagreed to ((DT) by division: For 18, Against 91, Abstentions 0).

Tommy Sheridan moved amendment S2M-293.2 to motion S2M-293—

Leave out from "welcomes" to end and insert—

"condemns the failure of the Scottish Executive's policy over the last four years to deal with the problem of poverty in Scotland; notes the findings of the recent Rowntree report on poverty and social inclusion which shows that the proportion of the population living in poverty in Scotland has risen to 23% and the proportion of children in poverty



to 30%; believes that the problem of poverty will never be solved until there is a fundamental redistribution of income and wealth which requires an independent Scotland, but considers, however, that even with its limited power the Parliament could begin this process by abolishing regressive council tax and introducing a Scottish service tax based on people's ability to pay and, in addition, introduce a minimum wage in the public sector of £7.50 an hour and free, nutritious school meals for all state school children in Scotland."

After debate, the amendment was disagreed to ((DT) by division: For 6, Against 102, Abstentions 1).

The motion was then agreed to ((DT) by division: For 67, Against 41, Abstentions 1).

**2. Question Time:** Questions were answered by the First Minister (Mr Jack McConnell) and other Ministers and junior Scottish Ministers.

**3. Investment and Change in Cancer Services:** The Minister for Health and Community Care (Malcolm Chisholm) moved S2M-292—That the Parliament acknowledges the progress made and the remaining challenges in implementing the cancer strategy; recognises that the £60 million investment is leading to many improvements to patient care; welcomes the development of managed clinical networks and the redesign of cancer services under way across the three regional cancer networks; supports an increased focus on patient experience and patient involvement, and looks forward to continuing change and innovation in order to reduce waiting times and improve the quality of care.

Shona Robison moved amendment S2M-292.2 to motion S2M-292—

Insert at end—

"but recognises that further action is required to tackle staffing shortages in the oncology field in Scotland, including consideration of enhanced terms and conditions."

After debate, the amendment was disagreed to ((DT) by division: For 29, Against 63, Abstentions 17).

Mr David Davidson moved amendment S2M-292.1 to motion S2M-292—

Leave out from "acknowledges" to end and insert—

"welcomes the improvement in survival rates for the majority of cancers, thanks to scientific advances, and praises those in the health service who work to combat this disease, but notes with grave concern that the delivery of health care in Scotland has fallen short of the standards that people expect and deserve, with patients' chances of survival under threat due to unacceptably long waiting times, staff shortages, postcode prescribing and the inequalities in accessing clinical assessment throughout Scotland."

After debate, the amendment was disagreed to ((DT) by division: For 18, Against 66, Abstentions 25).

The motion was then agreed to ((DT) by division: For 93, Against 0, Abstentions 16).

**4. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-298—That the Parliament agrees

(a) the following programme of business—

Wednesday 10 September 2003

2.30 pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions  
*followed by*                      Executive Debate on Strategic Framework for Aquaculture  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business - debate on the subject of S2M-106 Dr Sylvia Jackson: Scotland's European Pollutant Emission Register

Thursday 11 September 2003

9.30 am                      Scottish National Party Business  
12 noon                      First Minister's Question Time  
2.30 pm                      Question Time  
3.10 pm                      Ministerial Statement on Delivering for Scotland – Funding the Partnership Agreement  
*followed by*                      Executive Debate on Ministerial Statement  
*followed by*                      Motion on Legal Deposit Libraries Bill 2003 - UK Legislation  
*followed by*                      Business Motion  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business - debate on the subject of S2M-145 Elaine Smith: Obesity Amongst the Scottish Population

Wednesday 17 September 2003

2.30 pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions  
*followed by*                      Executive Debate on Review of Licensing Laws  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Thursday 18 September 2003

9.30 am	Executive Debate on Health
12 noon	First Minister's Question Time
2.30 pm	Question Time
<i>followed by</i>	Continuation of Executive Debate on Health
<i>followed by</i>	Business Motion
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members' Business

and, (b) that the Environment and Rural Development Committee reports to the Communities Committee by 26 September 2003 on the Environmental Impact Assessment (Water Management) (Scotland) Regulations 2003 (SSI 2003/341) and that the Justice 2 Committee reports to the Justice 1 Committee by 16 September 2003 on the draft Advice and Assistance (Assistance by Way of Representation) (Scotland) Amendment Regulations 2003 and on the draft Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) (No.2) Order 2003.

After debate, the motion was agreed to (by division: For 88, Against 15, Abstentions 2).

**5. Decision Time:** The Parliament took decisions on items 1 and 3 as noted above.

**6. Defence Aviation Repair Agency, Almondbank:** The Parliament debated S2M-264 in the name of Roseanna Cunningham—That the Parliament notes the continued speculation about the impact of the Ministry of Defence's 'End to End Review' on the future of the Defence Aviation Repair Agency (DARA) in Almondbank; is concerned about the threat to the 325 jobs at the facility; recognises the important and specialised skills of the workforce there which are significant to both Perthshire locally and Scotland as a whole; acknowledges the massive local economic impact of DARA in Almondbank as evidenced by the Mackay Consultants' report of August 2003; further notes the cross party and multi-agency Welsh campaign to defend DARA jobs in Wales, and believes that the Scottish Executive should ensure that a similar campaign is organised in Scotland in order to protect and defend the continued existence of defence jobs at DARA in Almondbank.

The meeting closed at 5.52 pm.

The meeting opened at 2.30 pm.

**1. Time for Reflection:** Father Chris Boles, Edinburgh Jesuit Community, led Time for Reflection.

**2. Strategic Framework for Aquaculture:** The Deputy Minister for Environment and Rural Development (Allan Wilson) moved S2M-310—That the Parliament welcomes the Scottish Executive's commitment, as set out in *A Partnership for a Better Scotland*, to support an aquaculture industry that is sustainable, diverse and competitive; endorses *A Strategic Framework for Scottish Aquaculture*, prepared in collaboration with, and supported by, a wide range of stakeholders and launched in March 2003 and notes the progress already achieved in addressing the priorities for action listed therein, and further welcomes the Executive's continuing commitment to work in partnership with industry and all the other key stakeholders in regularly reviewing and reporting to the Parliament progress with the monitoring and implementation of the full programme of work contained in the strategic framework.

Richard Lochhead moved amendment S2M-310.2 to motion S2M-310—

Leave out from first "welcomes" to end and insert—

"expresses support for sustainable aquaculture and recognises the sector's vital economic contribution to Scotland; urges the industry to strive continually to achieve the highest environmental standards and welcomes progress already made; believes that the regulatory framework must be guided by well-resourced science; further believes that lessons must be learnt from other countries on the streamlining and simplification of the regulatory framework and is disappointed that this is one of many issues that the strategy fails to address adequately; calls for the powers currently exercised by the Crown Estate to be transferred to the Parliament, and further calls for the early introduction of legislation transferring planning control to local authorities in order to enhance openness and accountability to ensure that local communities have a say over the siting of fish farms."

After debate, the amendment was disagreed to ((DT) by division: For 22, Against 80, Abstentions 11).

Ted Brocklebank moved amendment S2M-310.1 to motion S2M-310—

Leave out from "endorses" to end and insert—

"but regrets that the strategic framework for Scottish aquaculture increasingly looks more like a straightjacket, with no fewer than eight bodies currently overseeing it, and further regrets that the Executive has failed to make meaningful financial provision to the industry in terms of research and development, especially of new species and has failed to protect the quality "Scottish" brand for farmed salmon and failed to safeguard the 6,500 Scottish jobs in salmon farming by its inadequate approach to dumping of inferior foreign product on the European market with the subsequent collapse in Scottish prices."

After debate, the amendment was disagreed to ((DT) by division: For 37, Against 76, Abstentions 0).

The motion was then agreed to ((DT) by division: For 65, Against 19, Abstentions 29).

**3. Establishment of Committee:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-330—That the Parliament agrees to establish a committee of the Parliament as follows—

Name of Committee: Stirling-Alloa-Kincardine Railway and Linked Improvements Bill Committee

Remit: To consider and report to the Parliament on the Stirling-Alloa-Kincardine Railway and Linked Improvements Bill

Duration: Until the Bill has received Royal Assent, falls or is withdrawn

Convenership: The Convener will be a member of the Labour Party and the Deputy Convener a member of the Scottish National Party

Membership: Bill Butler (Labour), Mr Richard Baker (Labour), Mr Rob Gibson (SNP), David Mundell (Conservative), Nora Radcliffe (Lib Dem).

The motion was agreed to (DT).

**4. Substitution on Committees:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-331—That the Parliament agrees the following nominated committee substitutes, as permitted under Rule 6.3A—

**Labour Party**

Audit Committee	Marlyn Glen
Communities Committee	Christine May
Education Committee	Mr Richard Baker
Enterprise and Culture Committee	Rhona Brankin
Environment and Rural Development Committee	Janis Hughes
Equal Opportunities Committee	Jackie Baillie
European and External Relations Committee	Ms Wendy Alexander
Finance Committee	Gordon Jackson
Health Committee	Paul Martin
Justice 1 Committee	Helen Eadie
Justice 2 Committee	Cathie Craigie
Local Government and Transport Committee	Bill Butler
Procedures Committee	Irene Oldfather
Public Petitions Committee	Susan Deacon
Standards Committee	Marilyn Livingstone
Subordinate Legislation Committee	Maureen Macmillan

**Scottish National Party**

Justice 1 Committee

Roseanna Cunningham

**Scottish Socialist Party**

Education Committee

Justice 2 Committee

Local Government and Transport Committee

Rosie Kane

Ms Rosemary Byrne

Colin Fox

The motion was agreed to (DT).

**5. Decision Time:** The Parliament took decisions on items 2, 3 and 4 as noted above.

**6. Scotland's European Pollutant Emission Register:** The Parliament debated S2M-106 in the name of Dr Sylvia Jackson—That the Parliament welcomes the publication of the Scottish European Pollutant Emission Register by the Scottish Environment Protection Agency; recognises that this is an important component of a strategy to deliver environmental justice in Scotland; notes that all communities have a right to know about chemical emissions in their environment; further notes that, in the United States, the introduction of the Toxic Release Inventory resulted in emission reductions of over 40%, and looks forward to the rapid development and publication of a comprehensive and easily accessible system that includes contextual health and environmental impact information.

The meeting closed at 5.38 pm.

The meeting opened at 9.30 am.

**1. Treatment of Asylum Seekers in Scotland:** John Swinney moved S2M-329—That the Parliament calls for an end to the detention of children at the Dungavel House Immigration Removal Centre.

Miss Annabel Goldie moved amendment S2M-329.1 to motion S2M-329—

Leave out from "calls for" to end and insert—

"deplores the operation by Her Majesty's Government of an inadequate and ineffectual policy on asylum and profoundly regrets the policy implications of such deficiencies for asylum seekers in Scotland."

After debate, amendment S2M-329.1 was disagreed to ((DT) by division: For 17, Against 108, Abstentions 0).

Robert Brown moved amendment S2M-329.2 to motion S2M-329—

Leave out from "calls for" to end and insert—

"reiterates its strong support for the United Nations Convention on the Rights of the Child; believes that decisions affecting children whose parents are to be detained should be made in the best interests of the child; notes that the issue of asylum and immigration policy is reserved to Westminster but welcomes the significant progress made by Scottish Ministers to improve services and support for asylum seekers and refugees in the community; notes that Dungavel is one of eight UK removal centres operated by the Home Office throughout the United Kingdom; notes the reports by HM Inspectorate of Prisons and HM Inspectorate of Education on the educational provision made for the children detained at Dungavel; calls on Her Majesty's Government to take immediate action to implement the recommendations in the two reports and to end a system of detention of children at Dungavel which denies them access to social contact and to educational and other services in the local community, and calls on the Scottish Executive to convey the Parliament's concerns to Her Majesty's Government."

Elaine Smith moved amendment S2M-329.3 to motion S2M-329—

Leave out from "calls for" to end and insert—

"recognises that there are widespread concerns regarding the care and education of children detained in Dungavel House Immigration Removal Centre and calls on the Scottish Executive to engage in communications with Her Majesty's Government to seek to end the detention of children and their families at the centre and to develop a more humane alternative to this practice."

After debate, amendment S2M-329.2 was agreed to ((DT) by division: For 65, Against 41, Abstentions 19). As a result amendment S2M-329.3 was pre-empted.

The motion as amended was then agreed to ((DT) by division: For 71, Against 33, Abstentions 21).

Accordingly, the Scottish Parliament resolved—That the Parliament reiterates its strong support for the United Nations Convention on the Rights of the Child; believes that decisions affecting children whose parents are to be detained should be made in the best interests of the child; notes that the issue of asylum and immigration policy is reserved to Westminster but welcomes the significant progress made by Scottish Ministers to improve services and support for asylum seekers and refugees in the community; notes that Dungavel is one of eight UK removal centres operated by the Home Office throughout the United Kingdom; notes the reports by HM Inspectorate of Prisons and HM Inspectorate of Education on the educational provision made for the children detained at Dungavel; calls on Her Majesty's Government to take immediate action to implement the recommendations in the two reports and to end a system of detention of children at Dungavel which denies them access to social contact and to educational and other services in the local community, and calls on the Scottish Executive to convey the Parliament's concerns to Her Majesty's Government.

**2. First Minister's Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**3. Question Time:** Questions were answered by Scottish Ministers and junior Scottish Ministers.

**4. Ministerial Statement:** The Minister for Finance and Public Services (Mr Andy Kerr) made a statement on Delivering for Scotland – Funding the Partnership Agreement and answered questions on the statement. The Parliament then debated the statement.

**5. Legal Deposit Libraries Bill – UK Legislation:** The Minister for Tourism, Culture and Sport (Mr Frank McAveety) moved S2M-240—That the Parliament supports the principles of the Legal Deposit Libraries Bill and agrees that the provisions in the Bill that relate to devolved matters should be considered by the UK Parliament.

The motion was agreed to (DT).

**6. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-317—That the Parliament agrees the following programme of business—

Wednesday 17 September 2003

2.30 pm Time for Reflection

*followed by* Parliamentary Bureau Motions

*followed by* Executive Debate on Review of Licensing Laws

*followed by* Parliamentary Bureau Motions



5.00 pm Decision Time  
*followed by* Members' Business

Thursday 18 September 2003

9.30 am Executive Debate on Rising to the Challenge of Improving Scotland's Health

12 noon First Minister's Question Time

2.30 pm Question Time

3.10 pm Continuation of Executive Debate on Rising to the Challenge of Improving Scotland's Health  
*followed by* Business Motion  
*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time  
*followed by* Members' Business

Wednesday 24 September 2003

2.30 pm Time for Reflection  
*followed by* Parliamentary Bureau Motions  
*followed by* Executive Debate on Better Behaviour – Better Learning  
*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time  
*followed by* Members' Business

Thursday 25 September 2003

9.30 am Scottish Conservative and Unionist Party Business

12 noon First Minister's Question Time

2.30 pm Question Time

3.10 pm Executive Business  
*followed by* Business Motion  
*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time  
*followed by* Members' Business

The motion was agreed to.

**7. Decision Time:** The Parliament took decisions on items 1 and 5 as noted above.

**8. Obesity and obesity-related illnesses:** The Parliament debated S2M-145 in the name of Elaine Smith—That the Parliament notes with concern the findings of the recent study carried out by Dr Andrew Walker of the University of Glasgow, *The Cost of Doing Nothing – the economics of obesity in Scotland*; recognises that an estimated 21% of adults are now obese and that the annual cost to the NHS of obesity and obesity-related illnesses has been estimated at £171 million; acknowledges the efforts of the Scottish Executive and health care providers in attempting to address this problem, in particular those of Coatbridge Local Healthcare Co-operative whose “Weigh-In Without Women” programme recently received the National Obesity Forum award for excellence in weight management, and considers that such examples of best practice could be rolled out across the country as part of a comprehensive multidisciplinary approach to tackling this problem.

**9. Motion without Notice:** David Davidson moved without notice a motion that the Parliament agrees that Members’ Business on 11 September 2003 be extended until 6.10 pm.

The motion was agreed to.

The meeting closed at 6.10 pm.

The meeting opened at 2.30 pm.

**1. Time for Reflection:** Morag Mylne, Vice Convener of the Church and Nation Committee of the Church of Scotland, led Time for Reflection.

**2. Review of Licensing Laws:** The Minister for Justice, (Cathy Jamieson) moved S2M-339—That the Parliament welcomes the opportunity to debate the Nicholson Committee's recommendations following the review of Scotland's liquor licensing laws and endorses the proposed legislative principles for a new licensing system, of the prevention of crime or disorder, the promotion of public safety, the prevention of public nuisance, the promotion of health and the protection of children from harm.

Nicola Sturgeon moved amendment S2M-339.2 to motion S2M-339—

Insert at end—

“and notes further that the misuse of alcohol has a disproportionate effect on those living in Scotland's most deprived areas and calls on the Scottish Executive to complement any legislative change resulting from the Nicholson Committee's proposals with initiatives to tackle the poverty in Scotland that often results in alcohol misuse.”

After debate, the amendment was disagreed to ((DT) by division: For 35, Against 79, Abstentions 1).

Mr Brian Monteith moved amendment S2M-339.3 to motion S2M-339—

Insert at end—

“and believes that bringing about a change in cultural attitudes to alcohol consumption through individuals taking responsibility for their actions must therefore be a key aim of any legislative change.”

After debate, the amendment was disagreed to ((DT) by division: For 42, Against 73, Abstentions 0).

The motion was then agreed to (DT).

**3. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-357—That the Parliament agrees the following programme of business—

Wednesday 24 September 2003

2.30 pm Time for Reflection

*followed by* Parliamentary Bureau Motions

*followed by* Executive Debate on Better Behaviour – Better Learning

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Thursday 25 September 2003

9.30 am Scottish Conservative and Unionist Party Business

12 noon First Minister's Question Time

2.30 pm Question Time

3.10 pm Executive Debate on the Scottish National Theatre

*followed by* Motion on Executive's Nominations to the Committee of the Regions

*followed by* Business Motion

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Wednesday 1 October 2003

2.30 pm Time for Reflection

*followed by* Parliamentary Bureau Motions

*followed by* Equal Opportunities Committee 1<sup>st</sup> Report 2003 – Mainstreaming Equality in the Work of the Committees of the Scottish Parliament

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Thursday 2 October 2003

9.30 am Executive Debate on Anti-Social Behaviour

12 noon First Minister's Question Time

2.30 pm Question Time

3.10 pm Continuation of Executive Debate on Anti-Social Behaviour

*followed by* Business Motion

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

The motion was agreed to.

**4. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-350—That the Parliament agrees that the Draft Code of

Recommendations for the Welfare of Livestock: Pigs (SE/2003/173) be approved.

The motion was agreed to (DT).

**5. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-351—That the Parliament agrees that the Draft Code of Recommendations for the Welfare of Livestock: Cattle (SE/2003/175) be approved.

The motion was agreed to (DT).

**6. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-352—That the Parliament agrees that the draft Welfare of Farmed Animals (Scotland) Amendment Regulations 2003 be approved.

The motion was agreed to (DT).

**7. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-353—That the Parliament agrees that the draft Housing Grants (Assessment of Contributions) (Scotland) Regulations 2003 be approved.

The motion was agreed to (DT).

**8. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-354—That the Parliament agrees that the draft Housing Grants (Minimum Percentage Grant) (Scotland) Regulations 2003 be approved.

The motion was agreed to (DT).

**9. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-355—That the Parliament agrees that the draft Civic Government (Scotland) Act 1982 (Licensing of Houses in Multiple Occupation) Amendment Order 2003 be approved.

The motion was agreed to (DT).

**10. Substitution on Committees:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-356—That the Parliament agrees the following nominated committee substitutes, as permitted under Rule 6.3A—

**Liberal Democrat Party**

Communities Committee

Education Committee

Enterprise and Culture Committee

European and External Relations Committee

Environment and Rural Development Committee

Finance Committee

Mike Rumbles

Jamie Stone

George Lyon

Nora Radcliffe

Jeremy Purvis

Iain Smith

Health Committee  
Justice 1 Committee  
Justice 2 Committee  
Local Government and Transport Committee  
Procedures Committee

Robert Brown  
Mike Pringle  
Mrs Margaret Smith  
John Farquhar Munro  
Mr Keith Raffan

The motion was agreed to (DT).

**11. Decision Time:** The Parliament took decisions on items 2, 4, 5, 6, 7, 8, 9 and 10 as noted above.

**12. Elgin Bypass:** The Parliament debated S2M-255 in the name of Mrs Margaret Ewing—That the Parliament considers that Moray Council should make full representations to the Scottish Executive regarding proposals for an Elgin bypass; notes the economic benefits to Elgin and the north-east of Scotland as a whole that a bypass would bring, and further notes the overwhelming public support for such a project.

The meeting closed at 5.46 pm.

The meeting opened at 9.30 am.

**1. Rising to the Challenge of Improving Scotland's Health:** The Parliament debated the subject of Rising to the Challenge of Improving Scotland's Health.

**2. First Minister's Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**3. Question Time:** Questions were answered by the Scottish Ministers and junior Scottish Ministers.

**4. Rising to the Challenge of Improving Scotland's Health:** The Parliament continued its debate on the subject of Rising to the Challenge of Improving Scotland's Health.

**5. TETRA Masts:** The Parliament debated S2M-74 in the name of Mr Mark Ruskell—That the Parliament considers that there should be a halt to the introduction of terrestrial trunked radio (TETRA) masts throughout Scotland until such time as (a) safety standards specifically relating to TETRA technology are drawn up and (b) TETRA masts and equipment are fully tested against such standards and any adverse health effects identified and made public.

The meeting closed at 5.46 pm.

**No. 21      Wednesday 24 September 2003**

The meeting opened at 2.30 pm.

- 1. Time for Reflection:** The Reverend Duncan Macleod, of the Free Church Perth, led Time for Reflection.
- 2. Ministerial Statement:** The Minister for Communities (Ms Margaret Curran) made a statement on charity law, and answered questions on the statement.
- 3. Better Behaviour – Better Learning:** The Minister for Education and Young People (Peter Peacock) moved S2M-379—That the Parliament supports the need to continue a long-term comprehensive programme of action to promote better behaviour for better learning in our schools.

Fiona Hyslop moved amendment S2M-379.2 to motion S2M-379—

Insert at end—

“and notes the importance that teacher recruitment will have for this process”.

After debate, the amendment was agreed to (DT).

Lord James Douglas-Hamilton moved amendment S2M-379.1 to motion S2M-379—

Leave out from “supports” to end and insert—

“believes that headteachers and schools should have greater freedom to deal with bullying and disruptive pupils to maintain good order in schools.”

After debate, the amendment was disagreed to ((DT) by division: For 18, Against 75, Abstentions 8).

The motion, as amended, was then agreed to (DT).

Accordingly, the Parliament resolved—That the Parliament supports the need to continue a long-term comprehensive programme of action to promote better behaviour for better learning in our schools and notes the importance that teacher recruitment will have for this process.

**4. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-404—That the Parliament agrees—

(a) as a revision to the programme of business agreed on 17 September 2003—

after—



Thursday 25 September 2003

delete all and insert—

9.30 am Scottish Conservative and Unionist Party Business Debate on Europe - with Specific Reference to the Single Currency and the Constitution

*followed by* Scottish Conservative and Unionist Party Business Debate on Public Confidence in the Criminal Justice System

12.00 noon First Minister's Question Time

2.30 pm Question Time

*followed by* Executive Debate on the Scottish National Theatre

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business - debate on the subject of S2M-210 Mr Kenneth Macintosh: Respect for Shopworkers Day, 17 September 2003

(b) the following programme of business—

Wednesday 1 October 2003

2.30 pm Time for Reflection

*followed by* Parliamentary Bureau Motions

*followed by* Equal Opportunities Committee 1<sup>st</sup> Report 2003 – Mainstreaming Equality in the Work of the Committees of the Scottish Parliament

*followed by* Motion on the Executive's Nominations to the Committee of the Regions

*followed by* Business Motion

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Thursday 2 October 2003

9.30 am Executive Debate on Anti-Social Behaviour

12 noon First Minister's Question Time

2.30 pm Question Time

3.10 pm Continuation of Executive Debate on Anti-Social Behaviour

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Wednesday 8 October 2003

2.30 pm Time for Reflection  
*followed by* Parliamentary Bureau Motions  
*followed by* Executive Business  
*followed by* Business Motion  
*followed by* Parliamentary Bureau Motions  
5.00 pm Decision Time  
*followed by* Members' Business

Thursday 9 October 2003

9.30 am Executive Debate on Creating an Enterprise Culture in Scotland's Schools  
12.00 noon First Minister's Question Time  
2.30 pm Question Time  
3.10 pm Executive Debate on Scotland's Contribution to Education in the Commonwealth – Past, Present and Future  
*followed by* Motion on the Criminal Justice Bill – UK Legislation  
*followed by* Parliamentary Bureau Motions  
5.00 pm Decision Time  
*followed by* Members' Business

and (c) that the Justice 1 Committee reports to the Justice 2 Committee by 22 October 2003 on the draft Title Conditions (Scotland) Act 2003 (Consequential Provisions) Order 2003 and on the Advice and Assistance (Scotland) Amendment (No.2) Regulations 2003 (SSI 2003/421); and that the Justice 2 Committee reports to the Justice 1 Committee by 13 October 2003 on the Gaming Act (Variation of Fees) (Scotland) Order 2003 (SSI 2003/403) and by 22 October 2003 on the Children's Hearings (Provision of Information by Principal Reporter) (Prescribed Persons) (Scotland) Order 2003 (SSI 2003/424).

The motion was agreed to.

**5. Parliamentary Bureau Motions:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved—

S2M-383—That the Parliament agrees that the Local Government and Transport Committee be designated lead committee for the Prostitution Tolerance Zones (Scotland) Bill and that either the Justice 1 or Justice 2 Committee (to be decided between the committees) be designated secondary committee;

S2M-384—That the Parliament agrees that the seventh member of the Subordinate Legislation Committee be a member of the Scottish National Party and that Alasdair Morgan be appointed to that committee;

S2M-385—That the Parliament agrees that the draft Mental Health (Care and Treatment) (Scotland) Act 2003 (Consequential Modification) Order 2003 be approved;

S2M-386—That the Parliament agrees that the draft Advice and Assistance (Assistance by Way of Representation) (Scotland) Amendment Regulations 2003 be approved;

S2M-387—That the Parliament agrees that the draft Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) (No.2) Order 2003 be approved;

S2M-388—That the Parliament agrees that the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No.3) (Scotland) Order 2003 (SSI 2003/365) be approved;

S2M-389—That the Parliament agrees that the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (East Coast) (Scotland) Order 2003 (SSI 2003/366) be approved;

S2M-390—That the Parliament agrees that the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (East Coast) (No.2) (Scotland) Order 2003 (SSI 2003/369) be approved;

S2M-391—That the Parliament agrees that the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No.5) (Scotland) Order 2003 (SSI 2003/381) be approved;

S2M-392—That the Parliament agrees that the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (East Coast) (No.3) (Scotland) Order 2003 (SSI 2003/380) be approved;

S2M-393—That the Parliament agrees that the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (Orkney) (No.2) (Scotland) Order 2003 (SSI 2003/321) be approved;

S2M-394—That the Parliament agrees that the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No.4) (Scotland) Order 2003 (SSI 2003/374) be approved;

S2M-395—That the Parliament agrees that the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (East Coast) (No.5) (Scotland) Order 2003 (SSI 2003/394) be approved;

S2M-396—That the Parliament agrees that the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No.6) (Scotland) Order 2003 (SSI 2003/392) be approved;

S2M-397—That the Parliament agrees that the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No.7) (Scotland) Order 2003 (SSI 2003/397) be approved;

S2M-398—That the Parliament agrees that the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No.8) (Scotland) Order 2003 (SSI 2003/402) be approved;

S2M-399—That the Parliament agrees that the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (East Coast) (No.4) (Scotland) Order 2003 (SSI /2003/393) be approved;

S2M-400—That the Parliament agrees that the Justice 1 Committee be designated as lead committee in consideration of the Gaming Act (Variation of Fees) (Scotland) Order 2003 (SSI 2003/403);

S2M-401—That the Parliament agrees that the Justice 1 Committee be designated as lead committee in consideration of the Children's Hearings (Provision of Information by Principal Reporter) (Prescribed Persons) (Scotland) Order 2003 (SSI 2003/424);

S2M-402—That the Parliament agrees that the Justice 2 Committee be designated as lead committee in consideration of the draft Title Conditions (Scotland) Act 2003 (Consequential Provisions) Order 2003; and

S2M-403—That the Parliament agrees that the Justice 2 Committee be designated as lead committee on the Advice and Assistance (Scotland) Amendment (No.2) Regulations 2003 (SSI 2003/421).

Motion S2M-383 was agreed to (DT).

Motion S2M-384 was agreed to (DT).

Motion S2M-385 was agreed to (DT).

Motion S2M-386 was agreed to (DT).

After debate, motion S2M-387 was agreed to ((DT) by division: For 90, Against 5, Abstentions 6).

After debate, motions S2M-388 to S2M-399 were agreed to ((DT) by division: For 71, Against 4, Abstentions 12).

Motions S2M-400 to S2M-403 were agreed to (DT).

**6. Decision Time:** The Parliament took decisions on items 3 and 5, as noted above.

**7. Nursery Nurses:** The Parliament debated S2M-334 in the name of Ms Carolyn Leckie—That the Parliament sends solidarity greetings and best wishes to all Scotland's nursery nurses and UNISON in advance of their gala day on Saturday 13 September 2003; supports their grading claim in full, and considers that COSLA should make an offer that meets the modest and legitimate demands of the nursery nurses.

The meeting closed at 6.08 pm.

The meeting opened at 9.30 am.

**1. European Constitution:** Phil Gallie moved S2M-381—That the Parliament believes that any proposed major constitutional change affecting the governance of our country should be subject to a national referendum; believes that the proposed constitutional treaty for the European Union represents such a major change and accordingly should be the subject of such a referendum, and calls on the Scottish Executive to convey the Parliament’s concerns on this issue to Her Majesty’s Government.

The Deputy Minister for Finance and Public Services (Tavish Scott) moved amendment S2M-381.3 to motion S2M-381—

Leave out from first “believes” to end and insert—

“recognises the many benefits that the European Union has delivered for Europe and Scotland; welcomes the draft constitutional treaty presented to the European Council by the Convention on the Future of Europe as an important step towards making the EU more effective, efficient, easier to understand, democratic, transparent and accountable; welcomes the reference in the draft treaty to subsidiarity and to the role of devolved parliaments in nations and regions, and welcomes the role that the Scottish Executive, in conjunction with Her Majesty’s Government, has had in securing these references.”

Mrs Margaret Ewing moved amendment S2M-381.1 to motion S2M-381—

Leave out from “affecting” to end and insert—

“of the constitution of the EU which seeks to reserve power over fishing to the sole competence of the EU is incompatible with Scotland’s interests.”

After debate, amendment S2M-381.3 was agreed to ((DT) by division: For 59, Against 27, Abstentions 8). As a result amendment S2M-381.3 was pre-empted.

The motion, as amended, was then agreed to ((DT) by division: For 60, Against 26, Abstentions 9).

Accordingly, the Parliament resolved—That the Parliament recognises the many benefits that the European Union has delivered for Europe and Scotland; welcomes the draft constitutional treaty presented to the European Council by the Convention on the Future of Europe as an important step towards making the EU more effective, efficient, easier to understand, democratic, transparent and accountable; welcomes the reference in the draft treaty to subsidiarity and to the role of devolved parliaments in nations and regions, and welcomes the role that the Scottish Executive, in conjunction with Her Majesty’s Government, has had in securing these references.

**2. Public Confidence in the Criminal Justice System:** Miss Annabel Goldie moved S2M-380—That the Parliament welcomes the recognition by the First Minister of the need to “regain trust and confidence” in our criminal justice system; believes that a step towards restoring such confidence would be to introduce honesty in sentencing by re-enacting sections 33 to 41 of the Crime and Punishment (Scotland) Act 1997, which were repealed by section 108 of the Crime and Disorder Act 1998; notes that public confidence has been further undermined by the lack of visible policing in too many communities, and calls on the Scottish Executive to consider how accountability to the public in the delivery of police services might be enhanced.

The Deputy Minister for Justice (Hugh Henry) moved amendment S2M-380.3 to motion S2M-380—

Leave out from “believes” to end and insert—

“welcomes the Scottish Executive’s decision to establish a judicially-led Sentencing Commission and the commitment to introduce legislation to modernise the operation of the High Court; recognises that the Scottish Executive will act on the McInnes Review and will bring forward further proposals for court reform; notes the measures being introduced that will give more support to victims and witnesses in the criminal justice system, and believes that the record number of police officers in Scotland, the substantial increase in civilian staff and the moves to release police officers for front-line duties will enhance delivery of police services in local communities.”

After debate, the amendment was agreed to ((DT) by division: For 61, Against 23, Abstentions 12).

Michael Matheson moved amendment S2M-380.1 to motion S2M-380—

Leave out from “welcomes” to end and insert—

“notes the First Minister’s recent recognition of the problems within the justice system; notes that public confidence in our justice system is undermined by insufficient resourcing of our police and prosecution service, and calls upon the Scottish Executive to ensure that future funding of the justice system reflects the demands being placed upon it.”

After debate, the amendment was disagreed to ((DT) by division: For 32, Against 64, Abstentions 0).

The motion, as amended, was then agreed to ((DT) by division: For 62, Against 13, Abstentions 21).

Accordingly, the Parliament resolved—That the Parliament welcomes the recognition by the First Minister of the need to “regain trust and confidence” in our criminal justice system; welcomes the Scottish Executive’s decision to establish a judicially-led Sentencing Commission and the commitment to introduce legislation to modernise the operation of the High Court; recognises that the Scottish Executive will act on the McInnes Review and will bring forward further proposals for court reform; notes the measures being

introduced that will give more support to victims and witnesses in the criminal justice system, and believes that the record number of police officers in Scotland, the substantial increase in civilian staff and the moves to release police officers for front-line duties will enhance delivery of police services in local communities.

**3. First Minister's Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**4. Question Time:** Questions were answered by Ministers and junior Scottish Ministers.

**5. Scottish National Theatre:** The Minister for Tourism, Culture and Sport (Mr Frank McAveety) moved S2M-406—That the Parliament welcomes the announcement of Scottish Executive funding to realise the National Theatre of Scotland; commends the Executive on its vision in supporting the radical concept of a commissioning theatre of national and international status to present theatrical and writing excellence to all the people of Scotland and take Scotland's creative talent to the world stage, and endorses the Executive's commitment to the infrastructure of Scottish regional theatre from which new work will come.

Mr Jamie McGrigor moved amendment S2M-406.2 to motion S2M-406—

Leave out from “commends” to end and insert—

“and recognises that this is the culmination of a sixty-year campaign for a National Theatre Company; regrets the Executive's past failure to deliver on its promises despite repeated underspends in its budget, and hopes that this commissioning body will produce theatre of such excellence and quality that theatre-going audiences will be captivated and enlarged in Scotland and that it will bring greater understanding of theatre to all corners of Scotland, provide inspiration and opportunity for actors, writers, designers and production staff to showcase their talents and provide greater cultural entertainment and enjoyment for present and future generations of local inhabitants and visitors.”

After debate, the amendment was disagreed to ((DT) by division: For 21, Against 74, Abstentions 1).

Colin Fox moved amendment S2M-406.1 to motion S2M-406—

Leave out from “commends” to end and insert—

“believes that the success of this radical concept of a commissioning theatre presenting theatrical and writing excellence to all the people of Scotland and the world will in part be measured by greater involvement in the theatre and access to productions by the people of Scotland both regionally and locally.”

After debate, the amendment was disagreed to ((DT) by division: For 36, Against 60, Abstentions 0).

The motion was then agreed to (DT).



**6. Membership of Committee:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-410—That the Parliament agrees that the following members be appointed to committees—

Scott Barrie to replace Maureen Macmillan on the Communities Committee, and Maureen Macmillan to replace Scott Barrie on the Justice 2 Committee.

The motion was agreed to (DT).

**7. Decision Time:** The Parliament took decisions on items 1, 2, 5 and 6 as noted above.

**8. Respect for Shop Workers Day:** The Parliament debated S2M-210 in the name of Mr Kenneth Macintosh—That the Parliament notes with concern the level of violence and abuse that shopworkers deal with on a daily basis; further notes the recent survey by the Union of Shop, Distributive and Allied Workers (USDAW) that found that 47% of those responding to the survey reported physical attacks or assaults on staff in the last 12 months, that 72% reported staff being threatened with violence, that in one in four stores threats are being made every week, that in one-third of stores verbal abuse is a daily event, that almost 50% of staff have taken time off work as a result of violence and that stress-related problems are common and include sickness, insomnia, headaches and clinical depression; commends the USDAW campaign, “Freedom from Fear” and recognises its main objectives as raising awareness of the level of violence and abuse, making the workplace safer and protecting both shoppers and staff, and supports “Respect for Shopworkers Day” on 17 September 2003 aimed at preventing abusive behaviour, highlighting the support that retail companies can, and do, give their staff and encouraging the public to show respect for shopworkers.

The meeting closed at 5.46 pm.

The meeting opened at 2.30 pm.

**1. Time for Reflection:** The Reverend Erik Cramb, Co-ordinator of the Scottish Churches Industrial Mission, led Time for Reflection.

**2. Equal Opportunities Committee Report, *Mainstreaming Equal Opportunities in the Work of the Committees of the Scottish Parliament:*** Cathy Peattie, on behalf of the Equal Opportunities Committee, moved S2M-411—That the Parliament notes the recommendations contained in the Equal Opportunities Committee's 1st Report 2003: *Mainstreaming Equal Opportunities in the Work of Committees of the Scottish Parliament* (SP Paper 817).

After debate, the motion was agreed to (DT).

**3. Nominations to the Committee of the Regions:** The Minister for Parliamentary Business (Patricia Ferguson) moved S2M-438—That the Parliament notes the loss of electoral mandate to serve on the Committee of the Regions of Irene McGugan, Christine May and Hugh Halcro-Johnston; thanks these individuals for the contribution they have made to representing Scotland in the European Union, and endorses the proposal to nominate Mr Jack McConnell MSP, Nicol Stephen MSP, Councillor Corrie McChord and Councillor Keith Brown as full members and Irene Oldfather MSP, Nicola Sturgeon MSP, Councillor Jim McCabe and Councillor Andrew Campbell as alternate members on the UK delegation to the Committee of the Regions for the remainder of the current session to 2006.

The motion was agreed to (DT).

**4. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-436—That the Parliament agrees the following programme of business—

Wednesday 8 October 2003

2.30 pm	Time for Reflection
<i>followed by</i>	Parliamentary Bureau Motions
<i>followed by</i>	Ministerial Statement
<i>followed by</i>	Executive Debate on the Scottish Fire and Rescue Service – Proposals for Legislation
<i>followed by</i>	Business Motion
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members' Business

Thursday 9 October 2003

9.30 am Executive Debate on Creating an Enterprise Culture in Scotland's Schools

12 noon First Minister's Question Time

2.30 pm Question Time

3.10 pm Executive Debate on Scotland's Contribution to Education in the Commonwealth – Past, Present and Future

*followed by* Motion on the Criminal Justice Bill – UK Legislation

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Wednesday 29 October 2003

2.30 pm Time for Reflection

*followed by* Parliamentary Bureau Motions

*followed by* Stage 1 Debate on the Primary Medical Services (Scotland) Bill

*followed by* Financial Resolution in respect of the Primary Medical Services (Scotland) Bill

*followed by* Business Motion

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Thursday 30 October 2003

9.30 am Committee Business

12 noon First Minister's Question Time

2.30 pm Question Time

3.10 pm Executive Business

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

The motion was agreed to.

**5. Designation of Lead Committees:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved—

S2M-428—That the Parliament agrees that the Justice 1 Committee be designated as lead committee in consideration of the draft Victim Statements (Prescribed Courts) (Scotland) Order 2003;

S2M-429—That the Parliament agrees that the Justice 1 Committee be designated as lead committee in consideration of the Criminal Justice (Scotland) Act 2003 (Transitional Provisions) Order 2003 (SSI 2003/438);

S2M-430—That the Parliament agrees that the Justice 1 Committee be designated as lead committee in consideration of the Victims' Rights (Prescribed Bodies) (Scotland) Order 2003 (SSI 2003/440); and

S2M-431—That the Parliament agrees that the Justice 1 Committee be designated as lead committee in consideration of the Victim Statements (Prescribed Offences) (Scotland) Order 2003 (SSI 2003/441).

The motions were agreed to (DT).

**6. Approval of SSIs:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved—

S2M-432—That the Parliament agrees that the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No.9) (Scotland) Order 2003 (SSI 2003/409) be approved;

S2M-433—That the Parliament agrees that the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No.10) (Scotland) Order 2003 (SSI 2003/410) be approved; and

S2M-434—That the Parliament agrees that the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (Orkney) (No.3) (Scotland) Order 2003 (SSI 2003/429) be approved.

Motion S2M-432 was agreed to ((DT) by division: For 69, Against 19, Abstentions 23).

Motion S2M-433 was agreed to ((DT) by division: For 69, Against 18, Abstentions 25).

Motion S2M-434 was agreed to ((DT) by division: For 69, Against 18, Abstentions 25).

**7. Decision Time:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved a motion without notice, that the Parliament agrees under rule 11.2.4 of Standing Orders that Decision Time on Wednesday 1 October 2003 be taken at 4.58 pm.

The motion was agreed to.

**8. Decision Time:** The Parliament took decisions on items 2, 3, 5 and 6 as noted above.

**9. Transport in Southern Edinburgh:** The Parliament debated S2M-348 in the name of Mr Mike Pringle—That the Parliament notes with concern the continued traffic congestion on main routes into Edinburgh from the south, including the problem of parking by city centre commuters in residential streets in southern Edinburgh; further notes with concern the proposal for an out-of-town football stadium at Straiton that can only exacerbate existing traffic problems; considers that improved transport infrastructure, such as the proposed park-and-ride site at Burdiehouse, is essential to help tackle the problem, and considers that the City of Edinburgh and Midlothian councils and the Scottish Executive should ensure that these transport problems in southern Edinburgh can be resolved with added benefit to the wider Lothian and Borders region.

The meeting closed at 5.57 pm.

The meeting opened at 9.30 am.

1. **Anti-Social Behaviour:** The Parliament debated anti-social behaviour.
2. **First Minister's Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).
3. **Question Time:** Questions were answered by Scottish Ministers and junior Scottish Ministers.
4. **Anti-Social Behaviour:** The Parliament continued its debate on anti-social behaviour.
5. **Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-435—That the Parliament agrees—

(a) that the Justice 2 Committee reports to the Justice 1 Committee by 7 October 2003 on the Criminal Justice (Scotland) Act 2003 (Transitional Provisions) Order 2003 (SSI 2003/438), the Victims' Rights (Prescribed Bodies) (Scotland) Order 2003 (SSI 2003/440), the Victim Statements (Prescribed Offences) (Scotland) Order 2003 (SSI 2003/441) and the draft Victim Statements (Prescribed Courts) (Scotland) Order 2003;

(b) that Stage 1 of the Prostitution Tolerance Zones (Scotland) Bill be completed by 30 April 2004; and

(c) that the Preliminary Stage of the Stirling-Alloa-Kincardine Railway and Linked Improvements Bill be completed by 12 December 2003.

The motion was agreed to.

6. **Private Escorting of Abnormal Loads:** The Parliament debated S2M-326 in the name of Mrs Margaret Mitchell—That the Parliament recognises the importance to the Scottish economy of the ability of the haulage industry to safely and efficiently transport abnormal loads on Scotland's road network; notes the present difficulties being experienced by the industry in relation to the operation of police escorts for HGVs carrying abnormal loads; believes that the use of private escorting services which operate in parts of England would improve the efficiency of the haulage industry and reduce the burden on our police force, and considers that the Scottish Executive should facilitate this in consultation with chief constables, police boards and Her Majesty's Government.

The meeting closed at 5.23 pm.

The meeting opened at 2.30 pm.

- 1. Time for Reflection:** Ryan Singh Kohli, Glasgow, Sikh Mata Sahib Kaur student at Oxford University, led Time for Reflection.
- 2. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-459—That the Parliament agrees the following revision to the business programme agreed on 1 October 2003—

Wednesday 8 October 2003

delete,

followed by                      Ministerial Statement

The motion was agreed to.

- 3. Scottish Fire and Rescue Service – Proposals for Legislation:** The Minister for Justice (Cathy Jamieson) moved S2M-456—That the Parliament welcomes the Scottish Executive’s commitment to working with stakeholders to develop a fire and rescue service that is modern and effective with the principal aim of reducing risk; notes that the consultation paper *The Scottish Fire and Rescue Service: Proposals for Legislation* builds on the responses received to the first policy paper, and notes that the Executive will engage with stakeholders to modernise the service and work together to provide greater impetus to protect the public from fire to reduce Scotland’s poor record of fire fatalities.

Nicola Sturgeon moved amendment S2M-456.2 to motion S2M-456—

Insert at end—

“and, however, expresses concern about certain detailed proposals contained in the consultation paper including, for example, the move from existing minimum standards of fire cover to an as yet untested risk management system and the removal of the safeguard of ministerial involvement in decisions about staffing and the location of fire stations and equipment.”

After debate, the amendment was disagreed to ((DT) by division: For 34, Against 74, Abstentions 0).

Miss Annabel Goldie moved amendment S2M-456.1 to motion S2M-456—

Leave out from “welcomes” to end and insert—

“notes that the consultation paper *The Scottish Fire and Rescue Service: Proposals for Legislation* builds on the responses received to the Scottish Executive’s first policy paper; is concerned, while commending the engagement of the Executive with stakeholders to modernise the service and work together to provide greater impetus to protect the public from fire to reduce Scotland’s poor record of fire fatalities, that the

new National Framework, which includes centrally-driven top down targets, performance indicators, monitoring and guidance, will prejudice local operational flexibility, and calls on the Executive to confirm that it will not cut the number of fire brigades.”

After debate, the amendment was disagreed to ((DT) by division: For 14, Against 94, Abstentions 0).

Frances Curran moved amendment S2M-456.3 to motion S2M-456—

Insert at end—

“and considers that safety is paramount and that during the transitional period moving from the traditional approach to standards of fire cover to Integrated Risk Management Plans (IRMPs), the IRMPs must be tested, validated and piloted to prove that they are leading to an improvement in public and firefighter safety prior to implementation.”

After debate, the amendment was disagreed to ((DT) by division: For 34, Against 74, Abstentions 0).

The motion was then agreed to ((DT) by division: For 70, Against 3, Abstentions 35).

**4. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-465—That the Parliament agrees the following programme of business—

Wednesday 29 October 2003

2.30 pm	Time for Reflection
<i>followed by</i>	Parliamentary Bureau Motions
<i>followed by</i>	Stage 1 Debate on the Primary Medical Services (Scotland) Bill
<i>followed by</i>	Financial Resolution in respect of the Primary Medical Services (Scotland) Bill
<i>followed by</i>	Business Motion
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members' Business

Thursday 30 October 2003

9.30 am	Committee Business
12 noon	First Minister's Question Time
2.30 pm	Question Time
3.10 pm	Executive Debate on Building Better Cities
<i>followed by</i>	Parliamentary Bureau Motions



5.00 pm Decision Time  
*followed by* Members' Business

Wednesday 5 November 2003

2.30 pm Time for Reflection  
*followed by* Parliamentary Bureau Motions  
*followed by* Executive Business  
*followed by* Business Motion  
*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time  
*followed by* Members' Business

Thursday 6 November 2003

9.30 am Scottish Green Party Business  
12 noon First Minister's Question Time  
2.30 pm Question Time  
*followed by* Executive Business  
*followed by* Parliamentary Bureau Motions  
5.00 pm Decision Time  
*followed by* Members' Business

The motion was agreed to.

**5. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-460—That the Parliament agrees that the draft Title Conditions (Scotland) Act 2003 (Consequential Provisions) Order 2003 be approved.

The motion was agreed to (DT).

**6. Substitution on Committees:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-461—That the Parliament agrees the following changes to Scottish Conservative and Unionist Party committee substitutes—

Bill Aitken to replace David Mundell as substitute on the Education Committee;

Mr David Davidson to replace Mr Brian Monteith as substitute on the Enterprise and Culture Committee;

David Mundell to replace Mary Scanlon as substitute on the Finance Committee; and

Mr Brian Monteith to replace Mr David Davidson as substitute on the Local Government and Transport Committee.

The motion was agreed to (DT).

**7. Designation of Lead Committees:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved—

S2M-462—That the Parliament agrees that the Justice 2 Committee be designated as lead committee in consideration of the Lands Tribunal for Scotland Rules 2003 (SSI 2003/452);

S2M-463—That the Parliament agrees that the Justice 2 Committee be designated as lead committee in consideration of the Title Conditions (Scotland) Act 2003 (Conservation Bodies) Order 2003 (SSI 2003/453); and

S2M-464—That the Parliament agrees that the Justice 2 Committee be designated as lead committee in consideration of the Land Tribunal for Scotland (Relevant Certificate) (Fees) Rules 2003 (SSI 2003/451).

The motions were agreed to (DT).

**8. Decision Time:** The Parliament took decisions on items 3, 5, 6 and 7 as noted above.

**9. Auxiliary Fire Units in the Highlands:** The Parliament debated S2M-291 in the name of Mr Fergus Ewing—That the Parliament notes that auxiliary fire units play a vital role in many rural communities in fighting fires and do so in conjunction with the retained fire brigades; notes with concern that, following a report from Her Majesty's Inspectorate of Fire Services (HMI), 32 auxiliary units face possible closure; further notes that the new approach of integrated risk assessment should permit the preservation of as many as possible of these auxiliary units; considers that the Scottish Executive should explicitly endorse the need for such units and acknowledge the essential role that they play in protecting human life and property; believes that, if the recommendations of the HMI report are not carefully considered and auxiliary units are forced to close because of the proposed introduction of compulsory access to breathing apparatus within a short timescale, then human life and property may be placed at risk; believes that all involved, including Highland Council, the Firemaster, HMI and the Health and Safety Executive, should continue to discuss the implications of the HMI report in the context of integrated risk assessment and find an outcome that prevents the closure of so many of the auxiliary units.

The meeting closed at 5.55 pm.

The meeting opened at 9.30 am.

**1. Creating an Enterprise Culture in Scotland's Schools:** The Deputy First Minister and Minister for Enterprise and Lifelong Learning (Mr Jim Wallace) moved S2M-467—That the Parliament welcomes the “can do, will do” attitude the Scottish Executive’s strategy for enterprise in education aims to engender among young people; notes that it is a priority of the Partnership Agreement to deliver the strategy in partnership with local authorities and businesses, and looks forward to the *Determined to Succeed* strategy giving young people the skills they need to take an entrepreneurial spirit from the classroom into a confident and prosperous Scotland.

Jim Mather moved amendment S2M-467.1 to motion S2M-467—

Leave out from “take” to end and insert—

“have full rewarding lives and the entrepreneurial spirit required to take up and create rewarding options in a new and increasingly competitive Scotland, which has full control of its own economy.”

After debate, the amendment was disagreed to ((DT) by division: For 22, Against 80, Abstentions 1).

Murdo Fraser moved amendment S2M-467.3 to motion S2M-467—

Leave out from “welcomes” to end and insert—

“recognises the necessity of creating an enterprise culture in Scotland in order to help reverse our economic decline; welcomes any moves to encourage young people to become more entrepreneurial but understands that what the business sector primarily looks for from school leavers are skills in literacy, numeracy, communication and timekeeping, and accordingly calls upon the Scottish Executive to take steps to reduce the unacceptable number of school pupils failing to meet basic standards in reading and writing, widen access to vocational courses at further education colleges for 14 and 15-year-olds, and increase opportunities for school pupils to experience work placements”.

After debate, the amendment was disagreed to ((DT) by division: For 14, Against 61, Abstentions 27).

Shona Baird moved amendment S2M-467.4 to motion S2M-467—

Leave out from “welcomes” to end and insert—

“considers that the *Determined to Succeed* strategy should strive to deliver the development of self-confident, skilled young people with a “can do, will do” attitude who can create environmentally and socially sustainable businesses and shape successful communities; requires that enterprise be fully integrated with teaching on citizenship, social obligation and sustainability, and calls on the Scottish Executive to ensure that

locally-based voluntary and social enterprises play a full and equal part alongside other businesses in helping young people to develop ideas and skills.”

After debate, the amendment was disagreed to ((DT) by division: For 6, Against 75, Abstentions 21).

The motion was then agreed to ((DT) by division: For 84, Against 13, Abstentions 6).

**2. First Minister’s Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**3. Question Time:** Questions were answered by Scottish Ministers and junior Scottish Ministers.

**4. Scotland’s Contribution to Education in the Commonwealth – Past, Present and Future:** The Minister for Education and Young People (Peter Peacock) moved S2M-468—That the Parliament welcomes the 15th Conference of Commonwealth Education Ministers to Edinburgh later this month; recognises the contribution Scots have made, and continue to make, to education in the Commonwealth and more widely, and encourages the Scottish Executive to continue to work internationally to support educational development.

After debate, the motion was agreed to (DT).

**5. Criminal Justice Bill – UK Legislation:** The Deputy Minister for Justice (Hugh Henry) moved S2M-407—That the Parliament agrees that, in addition to the provisions referred to in motion S1M-3671, those further matters which have been brought forward in the Criminal Justice Bill and that relate to devolved matters should be considered by the UK Parliament.

After debate, the motion was agreed to ((DT) by division: For 75, Against 1, Abstentions 27).

**6. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau moved S2M-458—That the Parliament agrees—

(a) that the Justice 1 Committee reports to the Justice 2 Committee by 31 October 2003 on the Lands Tribunal for Scotland (Relevant Certificate) (Fees) Rules 2003 (SSI 2003/451), the Lands Tribunal for Scotland Rules 2003 (SSI 2003/452), and the Title Conditions (Scotland) Act 2003 (Conservation Bodies) Order 2003 (SSI 2003/453); and

(b) that Stage 1 of the Nature Conservation (Scotland) Bill be completed by 8 January 2004.

The motion was agreed to.

**7. Decision Time:** The Parliament took decisions on items 1, 4 and 5 as noted above.

**8. Macmillan/CAB Cancer Patient Services:** The Parliament debated S2M-166 in the name of Karen Whitefield—That the Parliament congratulates Macmillan Cancer Relief and the citizens advice bureaux of Lanarkshire on the innovative service that they have developed for cancer patients, providing debt assistance, employment, housing and other benefits to cancer patients and their carers; recognises that this is an excellent example of effective partnership working between voluntary organisations; commends Macmillan Cancer Relief and Airdrie Citizens Advice Bureau on the success of the pilot project in Airdrie; wishes them well as the project is rolled out across Lanarkshire, and recognises the benefits that such a service could provide across Scotland.

The meeting closed at 5.52 pm.

The meeting opened at 2.31 pm.

**1. Time for Reflection:** The Right Reverend Monsignor Philip J Kerr, Parish Priest of St Francis Xavier's, Falkirk, and Vicar General of the Archdiocese of St Andrews and Edinburgh led Time for Reflection.

**2. Primary Medical Services (Scotland) Bill - Stage 1:** The Minister for Health and Community Care (Malcolm Chisholm) moved S2M-192—That the Parliament agrees to the general principles of the Primary Medical Services (Scotland) Bill.

Carolyn Leckie moved amendment S2M-192.1 to motion S2M-192—

Leave out from “agrees” to end and insert—

“does not agree to the general principles of the Primary Medical Services (Scotland) Bill because it would allow the contracting out of primary medical services to private healthcare providers and fails to guarantee the continuing provision of out-of-hours services to patients and believes that the Executive's overall goal should be to bring primary medical services under NHS control through moving towards GPs becoming salaried employees of the NHS.”

After debate, the amendment was disagreed to ((DT) by division: For 7, Against 102, Abstentions 9).

After debate, the motion was agreed to ((DT) by division: For 113, Against 6, Abstentions 0).

**3. Primary Medical Services (Scotland) Bill - Financial Resolution:** The Minister for Health and Community Care (Malcolm Chisholm) moved S2M-213—That the Parliament, for the purposes of any Act of the Scottish Parliament resulting from the Primary Medical Services (Scotland) Bill, agrees to any increase in expenditure of the Scottish Ministers payable out of the Scottish Consolidated Fund in consequence of the Act.

The motion was agreed to (DT).

**4. Business Motion:** Patricia Ferguson on behalf of the Parliamentary Bureau moved S2M-523—That the Parliament agrees the following programme of business—

Wednesday 5 November 2003

2.30 pm	Time for Reflection
<i>followed by</i>	Parliamentary Bureau Motions
<i>followed by</i>	Executive Debate on Scotland's Transport
<i>followed by</i>	Business Motion

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Thursday 6 November 2003

9.30 am Scottish Green Party Business

12 noon First Minister's Question Time

2.30 pm Question Time

*followed by* Executive Debate on Common Agricultural Policy Reform

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Wednesday 12 November 2003

2.30 pm Time for Reflection

*followed by* Parliamentary Bureau Motions

*followed by* Justice 1 Committee's 3rd Report 2003, Inquiry into Alternatives to Custody

*followed by* Business Motion

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Thursday 13 November 2003

9.30 am Executive Business

12 noon First Minister's Question Time

2.30 pm Question Time

*followed by* Executive Debate on Celebrating 150 years of Public Libraries in Scotland

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

The motion was agreed to.

**5. Designation of Lead Committee:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-520—That the Parliament agrees that the Justice 1 Committee be designated as lead committee in consideration of the Criminal Procedure (Amendment) (Scotland) Bill at stage 1.

The motion was agreed to (DT).

**6. Designation of Lead Committee:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-521—That the Parliament agrees that the Justice 2 Committee be designated as lead committee in consideration of the Civil Legal Aid (Scotland) Amendment (No.2) Regulations 2003 (SSI 2003/486).

The motion was agreed to (DT).

**7. Decision Time:** The Parliament took decisions on items 2, 3, 5 and 6 as noted above.

**8. Children's Panel Membership:** The Parliament debated S2M-364 in the name of Scott Barrie—That the Parliament recognises the huge contribution made to public life by volunteers; notes that the children's hearing system has now been in operation in Scotland for over 30 years; applauds the dedication and commitment of children's panel members in undertaking a difficult and demanding task; recognises the Scottish Executive's current recruitment campaign for additional panel members, and encourages people from all sections of the community, but in particular men, to consider applying for membership of the children's panel in their local area.

The meeting closed at 5.55 pm.



The meeting opened at 9.30 am.

**1. Rural Development Committee, *Inquiry into Integrated Rural Development*:** Sarah Boyack on behalf of the Environment and Rural Development Committee moved S2M-477—That the Parliament notes the recommendations contained in the Rural Development Committee’s 1st Report 2003 (Session 1): *Inquiry into Integrated Rural Development* (SP Paper 735).

After debate, the motion was agreed to (DT).

**2. First Minister’s Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**3. Question Time:** Questions were answered by Scottish Ministers and junior Scottish Ministers.

**4. Building Better Cities – Delivering Growth and Opportunities:** The Minister for Finance and Public Services (Mr Andy Kerr) moved S2M-526—That the Parliament notes the significant progress made by local authorities and their community planning partners in taking forward the recommendations set out in *Building Better Cities: Delivering Growth and Opportunities* since its publication in January 2003 and the collaborative process led by the community planning partnerships in each city region to develop a 10-year City-Vision; welcomes the strategic plans set out in the six City-Visions, including the projects to be funded by the Cities Growth Fund, and endorses the Scottish Executive’s long-term commitment to the regeneration of Scotland’s cities.

Fergus Ewing moved amendment S2M-526.2 to motion S2M-526—

Leave out from “endorses” to end and insert—

“notes the concerns of many that the publication of the *Review of Scotland’s Cities* was a modest response to the challenges facing Scottish cities and that the review neglects the opportunity to address properly important issues of transport infrastructure and finance.”

After debate, the amendment was disagreed to ((DT) by division: For 26, Against 84, Abstentions 7).

Mr Brian Monteith moved amendment S2M-526.4 to motion S2M-526—

Leave out from “notes” to end and insert—

“believes that the cities of Aberdeen, Dundee, Edinburgh, Glasgow, Inverness and Stirling are vital drivers of economic growth in Scotland and that they, together with Scotland’s urban and rural economies, would benefit from a reduction in non-domestic

rates, an improvement in transport infrastructure and better public services and further believes these three policies would achieve far more than centrally-directed government-inspired initiatives, strategic plans and visions.”

After debate, the amendment was disagreed to ((DT) by division: For 14, Against 77, Abstentions 25).

Mark Ballard moved amendment S2M-526.3 to motion S2M-526—

Leave out from “since” to end and insert—

“welcomes the bringing together of a wider range of policy strands; believes, however, that sustainability must lie at the heart of urban policy rather than being an afterthought to economic growth, and urges the Scottish Executive to take forward a policy of urban regeneration that is led primarily by the needs of local communities, rather than by big business.”

After debate, the amendment was disagreed to ((DT) by division: For 13, Against 79, Abstentions 24).

The motion was then agreed to ((DT) by division: For 65, Against 26, Abstentions 26).

**5. Business Motion:** Patricia Ferguson on behalf of the Parliamentary Bureau moved S2M-518—That the Parliament agrees that the Justice 1 Committee reports to the Justice 2 Committee by 14 November 2003 on the Civil Legal Aid (Scotland) Amendment (No.2) Regulations 2003 (SSI 2003/486).

The motion was agreed to.

**6. Approval of SSI:** Patricia Ferguson on behalf of the Parliamentary Bureau moved S2M-519—That the Parliament agrees that the draft Victim Statements (Prescribed Courts) (Scotland) Order 2003 be approved.

The motion was agreed to (DT).

**7. Approval of SSI:** Patricia Ferguson on behalf of the Parliamentary Bureau moved S2M-522—That the Parliament agrees that the draft Local Government in Scotland Act 2003 (Ancillary Provisions) Order 2003 be approved.

The motion was agreed to (DT).

**8. Decision Time:** The Parliament took decisions on items 1, 4, 6 and 7 as noted above.

**9. European Week for Safety and Health:** The Parliament debated S2M-442 in the name of Karen Gillon—That the Parliament notes that the European Week for Safety and Health will take place between 13 and 19 October 2003; welcomes the week’s acknowledgement of the need to

promote safety and health in the workplace; congratulates trade unions for the role that they have played in improving health and safety in the workplace, and commends the commitment of the European Agency for Safety and Health and the Health and Safety Executive to promote safe and healthy working.

The meeting closed at 6.01 pm.

The meeting opened at 2.30 pm.

**1. Time for Reflection:** The Rev Dr David Sinclair, the Convener of the Scottish Network for Civilian Peace Service led Time for Reflection.

**2. Scotland's Transport:** Nicol Stephen moved S2M-541—That the Parliament recognises the importance of the Scottish Executive's proposals for improving transport in Scotland as set out in *A Partnership for a Better Scotland*, in particular its intention to set up a transport agency to secure delivery of the Executive's major investment programme to expand transport infrastructure and services across Scotland and to improve the integration of these services, the proposals to enhance the schemes of concessionary fares to benefit elderly and disabled people and the proposals to enhance the ability of local government to serve the travelling public through stronger regional transport partnerships, which should contribute to an effective transport system, central to a thriving economy and strong communities.

Mr Kenny MacAskill moved amendment S2M-541.4 to motion S2M-541—

leave out from “and the proposals” to end and insert

“; notes with concern the underperformance of the Executive on major transport schemes to date; notes that for the new agency to be successful there must be transparency, accountability and direction for Scotland on all aspects of transport policy whether road, rail, marine or air, and recognises that the new agency should be strategic and should not undermine the role and function of Strathclyde Passenger Transport nor any future statutory regional transport authority elsewhere in Scotland and that the performance of the agency should be monitored to ensure that it delivers improvements to allow Scotland's transport system to match those of its European competitors.”

After debate, the amendment was disagreed to ((DT) by division: For 38, Against 77, Abstentions 2).

David Mundell moved amendment S2M-541.1 to motion S2M-541—

leave out from “recognises” to end and insert

“regrets that the Scottish Executive's transport policies continue to be driven by spin, the need for press releases and photo opportunities and a determination to introduce road tolls; notes the Executive's continuing failure to make any firm financial commitments to significant infrastructure projects, such as the Borders rail link and addressing missing strategic links in the road network; believes that there is no evidence that the introduction of further bureaucracy and delays to decision-making, as represented by the proposed transport agency, will improve infrastructure or services, and calls upon the Executive to produce detailed and costed measures with start and completion dates for the major transport infrastructure programmes that the Scottish economy and local communities need in the 21st century.”

After debate, the amendment was disagreed to ((DT) by division: For 15, Against 78, Abstentions 25).

Chris Ballance moved amendment S2M-541.2 to motion S2M-541—

leave out from “recognises” to end and insert

“notes with concern the Scottish Executive’s proposals for improving transport in Scotland, as set out in *A Partnership for a Better Scotland*, in particular its failure to give sufficient support for healthy transport initiatives such as walking and cycling; further notes that the finance put aside so far overwhelmingly relates to encouraging road and air transport, the most polluting forms of transport, and, while welcoming any extension of concessionary fares, regrets the failure to promote an effective public transport system in Scotland.”

After debate, the amendment was disagreed to ((DT) by division: For 18, Against 98, Abstentions 2).

The motion was agreed to ((DT) by division: For 67, Against 28, Abstentions 23).

**3. Business Motion:** Patricia Ferguson on behalf of the Parliamentary Bureau, moved S2M-554—That the Parliament agrees the following programme of business—

Wednesday 12 November 2003

2.30 pm	Time for Reflection
<i>followed by</i>	Parliamentary Bureau Motions
<i>followed by</i>	Ministerial Statement
<i>followed by</i>	Debate on Justice 1 Committee’s 3rd Report 2003 - Inquiry into Alternatives to Custody
<i>followed by</i>	Business Motion
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members’ Business

Thursday 13 November 2003

9.30 am	Executive Debate on Reforming Child Protection in Scotland
12 noon	First Minister’s Question Time
2.30 pm	Question Time
3.10 pm	Executive Debate on Celebrating 150 Years of Public Libraries in Scotland
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time

*followed by* Members' Business

Wednesday 19 November 2003

2.30 pm Time for Reflection

*followed by* Parliamentary Bureau Motions

*followed by* Stage 1 Debate on the Vulnerable Witnesses (Scotland) Bill

*followed by* Financial Resolution in respect of the Vulnerable Witnesses (Scotland) Bill

*followed by* Business Motion

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Thursday 20 November 2003

9.30 am Scottish Socialist Party Business

12 noon First Minister's Question Time

2.30 pm Question Time

3.10 pm Executive Business

*followed by* Motion on Planning and Compulsory Purchase Bill – UK Legislation

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

The motion was agreed to.

**4. Designation of Lead Committee:** Patricia Ferguson on behalf of the Parliamentary Bureau, moved S2M-545—That the Parliament agrees that the Justice 1 Committee be designated as lead committee in consideration of the draft Proceeds of Crime Act 2002 Amendment (Scotland) Order 2003.

The motion was agreed to (DT).

**5. Designation of Lead Committee:** Patricia Ferguson on behalf of the Parliamentary Bureau, moved S2M-546—That the Parliament agrees that the Justice 2 Committee be designated as lead committee in consideration of the Scottish Legal Aid Board (Employment of Solicitors to Provide Criminal Legal Assistance) Amendment Regulations 2003 (SSI 2003/511).

The motion was agreed to (DT).

**6. Designation of Lead Committee:** Patricia Ferguson on behalf of the Parliamentary Bureau, moved S2M-547—That the Parliament agrees that the

Education Committee be designated as lead committee in consideration of the Education (Additional Support for Learning) (Scotland) Bill and that the Equal Opportunities Committee be designated as secondary committee at Stage 1.

The motion was agreed to (DT).

**7. Designation of Lead Committee:** Patricia Ferguson on behalf of the Parliamentary Bureau, moved S2M-548—That the Parliament agrees that the Communities Committee be designated as lead committee and that the Justice 2 Committee and Local Government and Transport Committee be designated as secondary committees in consideration of the Antisocial Behaviour etc. (Scotland) Bill at Stage 1.

The motion was agreed to (DT).

**8. Decision Time:** The Parliament took decisions on items 2, 4, 5, 6 and 7 as noted above.

**9. No Dumping of Nuclear Submarines in Scotland:** The Parliament debated S2M-313 in the name of Bruce Crawford—That the Parliament rejects any proposal by Her Majesty's Government to dispose of nuclear waste from nuclear submarines in Scotland and opposes, in particular, any plans to cut up and store in Scotland any of the redundant nuclear submarines currently held at Rosyth or those that will become redundant in future.

**10. Motion without Notice:** Mr Jamie Stone moved without notice a motion under Rule 8.14.3 that the Parliament agrees that Members' Business on 5 November 2003 be extended until 6.15 pm.

The motion was agreed to.

The meeting closed at 6.15 pm.

The meeting opened at 9.30 am.

**1. Sustainable Scotland:** Robin Harper moved S2M-559—That the Parliament welcomes the Scottish Executive's intention of placing the environment and sustainable development at the heart of all of its policy making; notes, however, the policy contradictions, including those in *A Partnership for a Better Scotland*, which indicate that this goal is not likely to be achieved, and therefore calls on the Executive to integrate sustainable development within all of its policy making and organise government to achieve this end.

The Minister for Environment and Rural Development (Ross Finnie) moved amendment S2M-559.3 to motion S2M-559—

Leave out from "intention" to end and insert—

"commitment to a Scotland that delivers sustainable development, puts environmental concerns at the heart of public policy and secures environmental justice for all of Scotland's communities; welcomes the Executive's commitment to introduce Strategic Environmental Assessment for public sector strategies, programmes and plans, and welcomes the demonstration of the commitment to sustainable development in every section of *A Partnership for a Better Scotland*."

Richard Lochhead moved amendment S2M-559.1 to motion S2M-559—

Insert at end—

"and recognises that, by gaining the powers enjoyed by other independent member states of the EU, the Parliament's efforts to achieve sustainable development will be greatly enhanced as this will provide legislative powers over matters currently reserved to Her Majesty's Government that influence sustainable development, the ability to use fiscal measures and direct representation on international bodies dedicated to protecting the environment".

Mr Ted Brocklebank moved amendment S2M-559.2 to motion S2M-559—

Leave out from "notes" to end and insert—

"but notes that this should be aimed at the individual, increasing choice and environmentally-friendly incentives while reducing the power of the bureaucracies, and further pledges its support for renewable policies as well as supporting rural businesses and industries, including fishing communities and aquaculture."

After debate, amendment S2M-559.3 was agreed to ((DT) by division: For 74, Against 36, Abstentions 0).

Amendment S2M-559.1 was then disagreed to ((DT) by division: For 36, Against 72, Abstentions 2).



As a result of amendment S2M-559.3 being agreed to, amendment S2M-559.2 was pre-empted.

The motion as amended was then agreed to ((DT) by division: For 73, Against 13, Abstentions 24).

Accordingly the Parliament resolved—That the Parliament welcomes the Scottish Executive’s commitment to a Scotland that delivers sustainable development, puts environmental concerns at the heart of public policy and secures environmental justice for all of Scotland’s communities; welcomes the Executive’s commitment to introduce Strategic Environmental Assessment for public sector strategies, programmes and plans, and welcomes the demonstration of the commitment to sustainable development in every section of *A Partnership for a Better Scotland*.

**2. Future of Scottish Agriculture:** Mr Mark Ruskell moved S2M-560—That the Parliament calls upon the Scottish Executive to apply the precautionary principle and adopt the most legally restrictive policy, regardless of Her Majesty’s Government’s position, in relation to GM crops in recognition of the significant danger that they pose to GM-free conventional and organic farming and the potential risks to human health, animal health and the environment.

The Deputy Minister for Environment and Rural Development (Allan Wilson) moved amendment S2M-560.2 to motion S2M-560—

Leave out from “calls” to end and insert—

“notes that in accordance with *A Partnership for a Better Scotland* the Scottish Executive will apply the precautionary principle in relation to the planting of GM crops; notes that no decision has been taken on the possible commercialisation of GM crops; recognises that it would be premature to do so before the results of the farm scale trials and the GM dialogue have been fully evaluated, and notes the Executive’s continuing commitment to protecting human health, animal health and the environment.”

Roseanna Cunningham moved amendment S2M-560.3 to motion S2M-560—

Leave out from “calls” to end and insert—

“recognises the massive public opposition to GM crops; believes that the precautionary principle should be applied to any further development of GM crops, whether on a trial basis or for commercial planting, and considers that the future of Scottish agriculture lies in maintaining the integrity of GM-free crop production.”

Alex Johnstone moved amendment S2M-560.1 to motion S2M-560—

Leave out from “apply” to end and insert—

“give an assurance that any decisions relating to future development and exploitation of GM technology shall be made on the basis of best scientific advice.”

After debate, amendment S2M-560.2 was agreed to ((DT) by division: For 74, Against 36, Abstentions 0). As a result amendments S2M-560.3 and S2M-560.1 were pre-empted.

The motion as amended was then agreed to ((DT) by division: For 76, Against 34, Abstentions 1).

Accordingly the Parliament resolved—That the Parliament notes that in accordance with *A Partnership for a Better Scotland* the Scottish Executive will apply the precautionary principle in relation to the planting of GM crops; notes that no decision has been taken on the possible commercialisation of GM crops; recognises that it would be premature to do so before the results of the farm scale trials and the GM dialogue have been fully evaluated, and notes the Executive’s continuing commitment to protecting human health, animal health and the environment.

**3. First Minister’s Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**4. Question Time:** Questions were answered by Scottish Ministers and junior Scottish Ministers.

**5. Common Agricultural Policy Reform:** The Minister for Environment and Rural Development (Ross Finnie) moved S2M-556—That the Parliament welcomes the CAP Reform Agreement of June 2003 as a good deal for Scotland; endorses the objectives of the strategy document *A Forward Strategy for Scottish Agriculture*, widely agreed by stakeholders, as providing the strategic focus for decision-making on the various flexibilities available to Scotland within the agreement; endorses the wide and open consultation which the Scottish Executive has now launched to canvass views across the whole range of stakeholders before final decisions are taken, and further welcomes the Executive’s initiative in setting up a stakeholder group comprising representatives of a wide range of stakeholders, farming, industry, consumer and environmental, to advise on the consultation process.

Roseanna Cunningham moved amendment S2M-556.1 to motion S2M-556—

Leave out from “welcomes” to end and insert—

“notes the CAP Reform Agreement of June 2003; recognises that it has the potential to deliver a better deal for Scottish agriculture and for rural Scotland as a whole than the current arrangements; believes that the range of agri-environmental measures should be expanded to promote a sustainable rural economy that will be of benefit to all those involved in Scottish agriculture as well as all those who live and work in rural Scotland, but urges the Scottish Executive to ensure that decisions about the various flexibilities are made in Scotland, on the basis of what is best for Scotland, and are not subject to external pressures dictating UK-wide uniformity.”

After debate, the amendment was disagreed to ((DT) by division: For 37, Against 72, Abstentions 1).

Alex Fergusson moved amendment S2M-556.3 to motion S2M-556—

Leave out from first “endorses” to end and insert—

“encourages representatives of the farming and crofting industries to use the consultation process to lobby for full de-coupling of support payments based on historical entitlements.”

After debate, the amendment was disagreed to ((DT) by division: For 11, Against 68, Abstentions 32).

The motion was then agreed to ((DT) by division: For 80, Against 6, Abstentions 24).

**6. Business Motion:** Tavish Scott, on behalf of the Parliamentary Bureau moved S2M-549—That the Parliament agrees—

(a) that the Justice 2 Committee reports to the Justice 1 Committee by 22 November 2003 on the draft Proceeds of Crime 2002 Amendment (Scotland) Order 2003;

(b) that the Justice 1 Committee reports to the Justice 2 Committee by 22 November 2003 on the Scottish Legal Aid Board (Employment of Solicitors to Provide Criminal Legal Assistance) Amendment Regulations 2003 (SSI 2003/511);

(c) that Stage 1 of the Criminal Procedure (Amendment) (Scotland) Bill be completed by 13 February 2004; and

(d) that Stage 2 of the Primary Medical Services (Scotland) Bill be completed by 3 December 2003.

The motion was agreed to.

**7. Decision Time:** The Parliament took decisions on items 1, 2 and 5 as noted above.

**8. Wind Farms:** The Parliament debated S2M-424 in the name of Murdo Fraser—That the Parliament notes with concern the proliferation of planning applications for onshore wind farms throughout Scotland; is further concerned, whilst supporting renewable energy, about the environmental and landscape impact of wind farms and understands that these frequently face vigorous local opposition; believes that the current planning regime provides inadequate guidance to local authorities, communities and developers in relation to the siting of wind farms; considers that the Scottish Executive should bring forward as a matter of urgency new planning guidance on the siting of wind farms taking proper account of these factors, and further considers that the Executive should declare a moratorium on the determination of locally-opposed wind farm planning applications until such guidance has taken effect.

**9. Motion without Notice:** Rob Gibson moved without notice a motion under Rule 8.14.3 that the Parliament agrees that Members' Business on 6 November 2003 be extended by 20 minutes.

The motion was agreed to.

The meeting closed at 6.16 pm.

The meeting opened at 2.30 pm.

**1. Time for Reflection:** The Very Reverend Dr James Harkness, Dean of the Chapel Royal in Scotland and President of the Royal British Legion led Time for Reflection.

**2. Ministerial Statement:** The Minister for Health and Community Care (Malcolm Chisholm) made a statement on Enhancing Sexual Wellbeing in Scotland: A Sexual Health and Relationships Strategy, and answered questions on the statement.

**3. Justice 1 Committee – *Inquiry into Alternatives to Custody*:** Pauline McNeill, on behalf of the Justice 1 Committee, moved S2M-562—That the Parliament notes the 3rd Report 2003 (Session 1) of the former Justice 1 Committee, *Inquiry into Alternatives to Custody* (SP Paper 826).

After debate, the motion was agreed to (DT).

**4. Designation of Lead Committee:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-589—That the Parliament agrees that the Justice 1 Committee be designated as lead committee in consideration of the Victim Statements (Prescribed Offences) (Scotland) Amendment Order 2003 (SSI 2003/519).

The motion was agreed to (DT).

**5. Membership of Committee:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-591—That the Parliament agrees that Brian Adam be appointed to replace Tricia Marwick on the Standards Committee.

The motion was agreed to (DT).

**6. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-590—That the Parliament agrees the following programme of business—

Wednesday 19 November 2003

2.30 pm	Time for Reflection
<i>followed by</i>	Parliamentary Bureau Motions
<i>followed by</i>	Stage 1 Debate on the Vulnerable Witnesses (Scotland) Bill
<i>followed by</i>	Financial Resolution in respect of the Vulnerable Witnesses (Scotland) Bill
<i>followed by</i>	Business Motion
<i>followed by</i>	Parliamentary Bureau Motions

5.00 pm Decision Time  
*followed by* Members' Business

Thursday 20 November 2003

9.30 am Scottish Socialist Party Business  
12 noon First Minister's Question Time  
12.30 pm Ministerial Statement  
2.30 pm Question Time  
3.10 pm Executive Debate on Progress in Respect of Fuel Poverty in Scotland  
*followed by* Motion on Planning and Compulsory Purchase Bill - UK Legislation  
*followed by* Parliamentary Bureau Motions  
5.00 pm Decision Time  
*followed by* Members' Business

Wednesday 26 November 2003

2.30 pm Time for Reflection  
*followed by* Parliamentary Bureau Motions  
*followed by* Debate on Previous Procedures Committee's 3rd Report 2003 (Session 1): The Founding Principles of the Scottish Parliament  
*followed by* Business Motion  
*followed by* Parliamentary Bureau Motions  
5.00 pm Decision Time  
*followed by* Members' Business

Thursday 27 November 2003

9.30 am Executive Debate on Violence Against Women  
12 noon First Minister's Question Time  
2.30 pm Question Time  
3.10 pm Executive Business  
*followed by* Parliamentary Bureau Motions  
5.00 pm Decision Time  
*followed by* Members' Business

The motion was agreed to.

**7. Decision Time:** The Parliament took decisions on items 3, 4 and 5 as noted above.

**8. Access to Terrestrial TV Channels in Rural Areas:** The Parliament debated S2M-544 in the name of John Farquhar Munro—That the Parliament notes that residents in parts of the Highlands and Islands do not receive independent terrestrial TV channels unless they purchase an encryption card from BSkyB on a regular basis; further notes with concern that access to terrestrial channels in those communities with analogue relay systems will be removed when the analogue signal is switched off in 2010; believes that TV licence payers should not have to pay more because of their geographical location, and considers that Her Majesty's Government should take action to ensure that all UK TV licence payers have unrestricted access to terrestrial TV channels.

The meeting closed at 5.50 pm.

The meeting opened at 9.30 am.

**1. Reforming Child Protection in Scotland:** The Minister for Education and Young People (Peter Peacock) moved S2M-593—That the Parliament agrees that keeping Scotland’s children and young people safe from harm and neglect must be a priority for all; agrees the importance of having a sustainable programme of reform of child protection services; notes the progress on the three-year child protection reform programme and future plans, and supports the Scottish Executive’s decision to require local authorities, NHS boards and the police to review their practices in respect of child protection, take action where there are weaknesses, ensure that there are robust quality assurance processes in place and continue with initiatives to ensure that there are sufficient and well-trained social workers to meet current and projected needs.

Fiona Hyslop moved amendment S2M-593.3 to motion S2M-593—

Leave out from “continue” to end and insert—

“; acknowledges its own role in increasing the scale, pace and range of staff recruitment in social work and child care and protection to ensure there are sufficient, well-paid staff to meet current and projected needs, and agrees to review the role and powers of the Social Work Services Inspectorate in this area.”

After debate, the amendment disagreed to ((DT) by division: For 33, Against 81, Abstentions 1).

Mary Scanlon moved amendment S2M-593.1 to motion S2M-593—

Insert at end—

“; acknowledges the findings of Susan O’Brien QC’s inquiry into the death of Caleb Ness, and as a result calls for greatly improved co-operation and communication between agencies along with new arrangements that encourage greater responsibility and accountability within the child protection system.”

After debate, the amendment was agreed to (DT).

Rosemary Byrne moved amendment S2M-593.2 to motion S2M-593—

Insert at end

“; notes the continuing shortage of social workers, particularly in the child and family teams and that the current initiatives will not produce sufficient new workers to fill these vacancies and replace those due to retire; recognises that the current situation of local authorities competing with each other to attract staff is counter-productive; notes that there is a need to invest significantly to retain and attract future staff; regrets the continuing scapegoating of social workers when things go wrong which only serves to undermine the confidence of staff and contributes to the difficulties in recruiting and



retaining staff, and recognises the extremely valuable work that social workers carry out every day making significant contributions to the lives of children and their families.”

After debate, the amendment was disagreed to ((DT) by division: For 11, Against 81, Abstentions 23).

The motion as amended was then agreed to (DT).

Accordingly the Parliament resolved— That the Parliament agrees that keeping Scotland’s children and young people safe from harm and neglect must be a priority for all; agrees the importance of having a sustainable programme of reform of child protection services; notes the progress on the three-year child protection reform programme and future plans, and supports the Scottish Executive’s decision to require local authorities, NHS boards and the police to review their practices in respect of child protection, take action where there are weaknesses, ensure that there are robust quality assurance processes in place and continue with initiatives to ensure that there are sufficient and well-trained social workers to meet current and projected needs; acknowledges the findings of Susan O’Brien QC’s inquiry into the death of Caleb Ness, and as a result calls for greatly improved co-operation and communication between agencies along with new arrangements that encourage greater responsibility and accountability within the child protection system.

**2. First Minister’s Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**3. Question Time:** Questions were answered by Scottish Ministers and junior Scottish Ministers.

**4. Celebrating 150 Years of Public Libraries in Scotland:** The Minister for Tourism, Culture and Sport (Mr Frank McAveety) moved S2M-594—That the Parliament notes that this year marks the 150th anniversary of the Public Libraries Act in Scotland; congratulates public libraries on the diverse service they provide and, in particular, commends them for the success of the People’s Network in encouraging even greater use of library facilities, and praises local authorities for the part they play in providing this service.

Roseanna Cunningham moved amendment S2M-594.2 to motion S2M-594—

Leave out from “and, in particular”, to end and insert—

“calls on the Scottish Executive to secure funding for the People’s Network beyond the cessation of New Opportunities Fund support in April 2004; recognises the important part that local authorities have played, and continue to play, in providing library services, and urges the Executive to enable local authorities to reverse the recent trend of a decline in the proportion of funds spent on libraries.”

After debate, the amendment was disagreed to ((DT) by division: For 27, Against 80, Abstentions 7).

Mr Jamie McGrigor moved amendment S2M-594.1 to motion S2M-594—

Insert at end—

“and notes the importance that libraries play in improving literacy rates for people of all ages.”

After debate, the amendment was agreed to (DT).

Chris Ballance moved amendment S2M-594.4 to motion S2M-594—

Insert after “facilities”—

“congratulates Scotland’s librarians but notes with concern falling visitor numbers and calls on the Scottish Executive and local authorities to do all they can to reverse this situation; notes that libraries have great potential as community hubs and that their outreach and social inclusion functions are vital and often overlooked and applauds those libraries that are imaginatively tackling these important issues, and further congratulates those libraries that have put their catalogues online and engaged fully with new technology, enabling more of the population to access them,”

After debate, the amendment was agreed to (DT).

The motion as amended was then agreed to (DT).

Accordingly, the Parliament resolved—That the Parliament notes that this year marks the 150th anniversary of the Public Libraries Act in Scotland; congratulates public libraries on the diverse service they provide and, in particular, commends them for the success of the People’s Network in encouraging even greater use of library facilities, congratulates Scotland’s librarians but notes with concern falling visitor numbers and calls on the Scottish Executive and local authorities to do all they can to reverse this situation; notes that libraries have great potential as community hubs and that their outreach and social inclusion functions are vital and often overlooked and applauds those libraries that are imaginatively tackling these important issues, and further congratulates those libraries that have put their catalogues online and engaged fully with new technology, enabling more of the population to access them; praises local authorities for the part they play in providing this service and notes the importance that libraries play in improving literacy rates for people of all ages.

**5. Business Motion:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-588—That the Parliament agrees—

(a) that the Justice 2 Committee reports to the Justice 1 Committee by 24 November 2003 on the Victim Statements (Prescribed Offences) (Scotland) Amendment Order 2003 (SSI 2003/519);

(b) that Stage 1 of the Antisocial Behaviour etc. (Scotland) Bill be completed by 12 March 2004; and

(c) that Stage 1 of the Education (Additional Support for Learning) (Scotland) Bill be completed by 30 January 2004.

The motion was agreed to.

**6. Office of the Clerk:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-586—That the Parliament agrees that the Office of the Clerk will be closed on 29, 30 and 31 December 2003.

The motion was agreed to (DT).

**7. Suspension of Standing Orders:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-587—That the Parliament agrees that Rules 13.6.4 and 13.6.7 of the Standing Orders be suspended for the purpose of Question Time on Thursday 8 January 2004.

The motion was agreed to (DT).

**8. Decision Time:** The Parliament took decisions on items 1, 4, 6, and 7 as noted above.

**9. Women's Social and Political Union:** The Parliament debated S2M-481 in the name of Cathy Peattie—That the Parliament notes that, on 10 October 1903, a group of women met in the Manchester home of Emmeline Pankhurst and founded the Women's Social and Political Union, which became known as the suffragette movement, with the aim of recruiting more working class women into the struggle for the vote and believes that this centenary year should be marked by efforts to promote the participation of women in the democratic process.

The meeting closed at 5.55 pm.

**No. 33      Wednesday 19 November 2003**

The meeting opened at 2.30 pm.

**1. Time for Reflection:** Mr Alan Sorensen, Minister of Wellpark Mid-Kirk, Greenock led Time for Reflection.

**2. Vulnerable Witnesses (Scotland) Bill – Stage 1:** The Minister for Justice (Cathy Jamieson) moved S2M-193—That the Parliament agrees to the general principles of the Vulnerable Witnesses (Scotland) Bill.

After debate, the motion was agreed to (DT).

**3. Vulnerable Witnesses (Scotland) Bill – Financial Resolution:** The Deputy Minister for Justice (Hugh Henry) moved S2M-224—That the Parliament, for the purposes of any Act of the Parliament resulting from the Vulnerable Witnesses (Scotland) Bill, agrees to any increase, in consequence of the Act, in expenditure charged on, or payable out of, the Scottish Consolidated Fund.

The motion was agreed to (DT).

**4. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-624—That the Parliament agrees the following programme of business—

Wednesday 26 November 2003

2.30 pm	Time for Reflection
<i>followed by</i>	Parliamentary Bureau Motions
<i>followed by</i>	Debate on previous Procedures Committee's 3rd Report 2003 (Session 1): The Founding Principles of the Scottish Parliament
<i>followed by</i>	Business Motion
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members' Business

Thursday 27 November 2003

9.30 am	Executive Debate on Violence Against Women
12 noon	First Minister's Question Time
2.30 pm	Question Time
3.10 pm	Executive Debate on Physical Activity: the Need for Improvement and the Cost of Failure
<i>followed by</i>	Parliamentary Bureau Motions

5.00 pm Decision Time  
*followed by* Members' Business

Wednesday 3 December 2003

2.30 pm Time for Reflection  
*followed by* Parliamentary Bureau Motions  
*followed by* Executive Business  
*followed by* Business Motion  
*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time  
*followed by* Members' Business

Thursday 4 December 2003

9.30 am Scottish National Party Business  
12 noon First Minister's Question Time  
2.30 pm Question Time  
3.10 pm Executive Debate on Protecting Bathing Water Quality  
*followed by* Parliamentary Bureau Motions  
5.00 pm Decision Time  
*followed by* Members' Business

The motion was agreed to.

**5. Motion without Notice:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved without notice a motion under Rule 11.2.4 of Standing Orders that Decision Time on Wednesday 19 November 2003 be taken at 4.42 pm.

The motion was agreed to.

**6. Decision Time:** The Parliament took decisions on items 2 and 3 as noted above.

**7. Fairtrade:** The Parliament debated S2M-502 in the name of Sarah Boyack—That the Parliament warmly welcomes moves by the City of Edinburgh Council to endorse the Fairtrade Towns Initiative supported by organisations including Oxfam, the Catholic Agency for Overseas Development, Traidcraft and the World Development Movement; pays tribute to the Fairtrade Foundation that exists to ensure a better deal for marginalised and disadvantaged producers in developing countries and to ensure that products marked with the Fairtrade logo meet internationally recognised standards of Fairtrade, and acknowledges the commitment of local authorities, churches, schools and universities across Scotland that are working towards achieving the Fairtrade mark.

The meeting closed at 5.24 pm.

The meeting opened at 9.30 am.

**1. Poverty in Scotland:** Carolyn Leckie moved S2M-625—That the Parliament recognises that only in an independent socialist Scotland will the obscene poverty and inequality that scars our nation be permanently tackled; recognises, however, that the limited powers available to it currently must be utilised fully to tackle the root causes of poverty as effectively as possible; accepts that it has complete power over pay and conditions in the public sector which involves almost 500,000 workers; resolves, in order to eradicate low pay and improve working conditions, to introduce a public sector minimum wage set at the internationally recognised European decency threshold and a maximum working week of 35 hours to tackle the socially destructive long hours culture which currently pervades too many Scottish workplaces; believes that a £7.50 per hour minimum wage and 35 hours a week policy funded by the abolition of Scottish Enterprise and full utilisation of existing block grant will eradicate low pay in the public sector and help increase wages in the private sector, and resolves to continue collectively the push for full independence and democratic control over Scotland's vast wealth and resources to improve the standard and quality of life of all Scotland's citizens.

The Minister for Communities (Ms Margaret Curran) moved amendment S2M-625.3 to motion S2M-625—

Leave out from first "recognises" to end and insert—

"welcomes the Scottish Executive's commitment to tackling poverty and disadvantage; notes the Executive's work towards increasing opportunities through growing the economy including delivering on *A Smart, Successful Scotland*, delivering excellent public services, particularly in education and health, and through supporting strong communities through community regeneration and focusing on the interests of the individual."

Stewart Stevenson moved amendment S2M-625.2 to motion S2M-625—

Leave out from first "recognises" to end and insert—

"believes that the implementation of many of the proposals in the Scottish Socialist Party manifesto would only ensure that the unacceptable poverty of the poorest in our society would come to be shared by more of our citizens than at present."

Murdo Fraser moved amendment S2M-625.1 to motion S2M-625—

Leave out from first "recognises" to end and insert—

"notes that socialism has caused more poverty and human misery than any other political ideology in modern history; further notes that socialist policies, where implemented, have singularly failed to remedy the lack of economic growth that is the root cause of poverty; believes that the best way to tackle poverty is to create a strong, dynamic, free enterprise economy with opportunity for all, and therefore calls upon the Scottish Executive to reduce business rates and ease the burden of water charges on

Scottish business thereby taking the first steps towards improving the Scottish economy.”

After debate amendment S2M-625.3 was agreed to ((DT) by division: For 63, Against 36, Abstentions 15). As a result amendments S2M-625.2 and S2M-625.1 were pre-empted.

The motion, as amended, was then agreed to ((DT) by division: For 62, Against 36, Abstentions 18).

Accordingly, the Parliament resolved—That the Parliament welcomes the Scottish Executive’s commitment to tackling poverty and disadvantage; notes the Executive’s work towards increasing opportunities through growing the economy including delivering on *A Smart, Successful Scotland*, delivering excellent public services, particularly in education and health, and through supporting strong communities through community regeneration and focusing on the interests of the individual.

**2. World Peace:** Frances Curran moved S2M-618—That the Parliament opposes the state visit to the UK by George W Bush; deplores the complicity and subservience of the Prime Minister, Tony Blair, who now shares the responsibility for the deaths of tens of thousands of Iraqis and dozens of British service personnel; considers that the UK Parliament and the Scottish Parliament were deceived into backing an illegal, immoral and unjustified war; believes that the wars in Iraq and Afghanistan have turned the world into a more dangerous and unstable place than ever before; agrees to send messages of support to the many thousands of protestors participating in the “Stop Bush” UK national demonstrations in London, Edinburgh and Glasgow, and recommends that the International Court of Justice should place George W Bush and Tony Blair on trial for war crimes.

Mr John Home Robertson moved amendment S2M-618.3 to motion S2M-618—

Leave out from “opposes” to end and insert—

“supports all those who are working for world peace and the extension of democracy; reasserts its support for the route map to peace in the Middle East; believes that the contribution of UK service personnel, including those from Scotland, should be commended, and expresses its sympathy to the families of those members of the armed forces who have made the ultimate sacrifice in the service of their country and in the pursuit of world peace.”

Mike Rumbles moved amendment S2M-618.3.1 to amendment S2M-618.3—

Leave out from “reasserts” to end and insert—

“acknowledges the deep feeling aroused by the State visit of the US President George W Bush; believes that initiating military action in Iraq without a clear UN mandate was wrong, and recognises the opportunity presented by the visit to make clear the public’s wish that those who initiated the war have a duty, under the supervision of the UN, to make Iraq safe and give its people the opportunity of a democratic future, that the



British citizens in Guantanamo Bay are either charged and receive a fair trial or are sent home to face justice within the UK, and that the promise to continue the unremitting search for peace in the Middle East with security for Israel and justice for the Palestinians must be honoured.”

Nicola Sturgeon moved amendment S2M-618.2 to motion S2M-618—

Leave out from “opposes” to end and insert—

“regrets the State visit to the UK by George W Bush at a time when civilian and military casualties in Iraq continue to rise; condemns the decision by George W Bush and Tony Blair to pursue an illegal war in Iraq on the basis of false and misleading information; considers that US military command in Iraq should be passed to the United Nations and that the process of handing over control of the country to a democratic government should be accelerated in the interests of the Iraqi people rather than the re-election prospects of George W Bush; believes that the total disregard of the current US administration for the views of the international community, as illustrated by its stance on Iraq, the Kyoto Treaty, the International Criminal Court and its abuse of human rights at Guantanamo Bay, poses a threat to world peace, and calls on Tony Blair to raise these issues in the strongest possible terms with George W Bush during his visit to the UK.”

Phil Gallie moved amendment S2M-618.1 to motion S2M-618—

Leave out from “opposes” to end and insert—

“welcomes the state visit to the UK of the democratically elected President of the United States of America, recognises the close ties that have existed between governments and peoples of the UK and USA in times of world war, cold war and peace, and believes that without that level of co-operation there would be no free world as we know it today.”

After debate, amendment S2M-618.3.1 was disagreed to ((DT) by division: For 52, Against 61, Abstentions 3).

Amendment S2M-618.3 was then agreed to ((DT) by division: For 77, Against 35, Abstentions 4). As a result amendments S2M-618.2 and S2M-618.1 were pre-empted.

The motion, as amended, was then agreed to ((DT) by division: For 76, Against 13, Abstentions 26).

Accordingly, the Parliament resolved—That the Parliament supports all those who are working for world peace and the extension of democracy; reasserts its support for the route map to peace in the Middle East; believes that the contribution of UK service personnel, including those from Scotland, should be commended, and expresses its sympathy to the families of those members of the armed forces who have made the ultimate sacrifice in the service of their country and in the pursuit of world peace.

**3. First Minister’s Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**4. Ministerial Statement:** The Deputy Minister for Health and Community Care (Mr Tom McCabe) made a statement on dental services in Scotland, and answered questions on the statement.

**5. Question Time:** Questions were answered by Ministers and junior Scottish Ministers.

**6. Progress in Respect of Fuel Poverty in Scotland:** The Minister for Communities (Ms Margaret Curran) moved S2M-627—That the Parliament welcomes the new fuel poverty figures from the Scottish House Condition Survey 2002 as good news for Scotland; endorses the Scottish Executive’s current fuel poverty programmes, and reaffirms the commitment to eradicate fuel poverty as far as reasonably practicable by 2016.

Shona Robison moved amendment S2M-627.3 to motion S2M-627—

Leave out from “endorses” to end and insert—

“recognises that in energy rich Scotland one in six households are still suffering fuel poverty, and believes that in order to help meet the Scottish Executive’s commitment to eradicate fuel poverty by 2016, the central heating programme should be extended to families with young children, people with disabilities and pensioners with inadequate heating.”

After debate, the amendment was disagreed to ((DT) by division: For 36, Against 63, Abstentions 17).

Mary Scanlon moved amendment S2M-627.2 to motion S2M-627—

Insert at end—

“and recognises that the single biggest contributor to a reduction in fuel poverty was the privatisation of the utilities by Conservative governments at Westminster.”

After debate, the amendment was disagreed to ((DT) by division: For 17, Against 97, Abstentions 1).

The motion was then agreed to (DT).

**7. Planning and Compulsory Purchase Bill – UK Legislation:** The Deputy Minister for Communities (Mrs Mary Mulligan) moved S2M-543—That the Parliament endorses the principle of including in the Planning and Compulsory Purchase Bill provisions to remove Crown immunity from planning controls for development and agrees that the relevant provisions to achieve this end should be considered by the UK Parliament.

Patrick Harvie moved amendment S2M-543.1 to motion S2M-543—

Insert at end—

“but, in so doing, expresses its concerns over several provisions contained in the Bill, namely those relating to national security, urgency and enforcement; believes that

these provisions could face objectors with a greater disadvantage in Crown planning cases than they are faced with in private planning cases, and considers that the UK Parliament should address these issues during its consideration of the Bill.”

After debate, the amendment was disagreed to ((DT) by division: For 35, Against 80, Abstentions 1).

The motion was then agreed to ((DT) by division: For 87, Against 4, Abstentions 24).

**8. Membership of Committee:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-620—That the Parliament agrees that Tommy Sheridan be appointed to replace Rosie Kane on the Local Government and Transport Committee.

The motion was agreed to (DT).

**9. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-621—That the Parliament agrees that the draft Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (Orkney) (No.4) (Scotland) Order 2003 (SSI 2003/501) be approved.

The motion was agreed to ((DT) by division: For 87, Against 1, Abstentions 27).

**10. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-622—That the Parliament agrees that the draft Agricultural Holdings (Consequential Amendments) (Scotland) Order 2003 be approved.

The motion was agreed to (DT).

**11. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-623—That the Parliament agrees that the draft Budget (Scotland) Act 2003 Amendment (No.2) Order 2003 be approved.

The motion was agreed to (DT).

**12. Decision Time:** The Parliament took decisions on items 1, 2, 6, 7, 8, 9, 10 and 11 as noted above.

**13. Review of Maternity Services in Glasgow:** The Parliament debated S2M-511 in the name of Sandra White—That the Parliament notes the decision of Greater Glasgow Health Board to endorse the recommendations of the maternity working group to close the Queen Mother’s Hospital and transfer services to the Southern General Hospital; further notes the concerns of the public and hospital health professionals at the closure of the Queen Mother’s Hospital and subsequently services at the Royal Hospital for Sick Children and the adverse effect that this will have on maternity and children’s services throughout Scotland, and considers that the Minister for Health and Community Care, Malcolm Chisholm, should launch an immediate

investigation into the maternity services review by Greater Glasgow Health Board.

**14. Motion without Notice:** Murray Tosh moved without notice a motion under Rule 8.14.3 that the Parliament agrees that Members' Business on 20 November 2003 be extended by 15 minutes.

The meeting closed at 6.16 pm.

The meeting opened at 2.30 pm.

**1. Time for Reflection:** Father Thomas Boyle, Parish Priest of St Joseph's, Wemyss Bay led Time for Reflection

**2. Previous Procedures Committee's 3<sup>rd</sup> Report 2003 (Session 1) – The Founding Principles of the Scottish Parliament:** Karen Gillon moved S2M-603—That the Parliament takes note of the previous Procedures Committee's 3rd Report, 2003 (Session 1), *The Founding Principles of the Scottish Parliament* (SP Paper 818); continues to endorse the four principles of access and participation, equal opportunities, accountability and power sharing as the guiding principles for the Parliament, and encourages all members to play a part in applying these principles throughout the range of their Parliamentary work.

After debate, the motion was agreed to (DT).

**3. Business Motion:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-657—That the Parliament agrees the following programme of business—

Wednesday 3 December 2003

2.30 pm	Time for Reflection
<i>followed by</i>	Parliamentary Bureau Motions
<i>followed by</i>	Executive Debate on Modernising Access to Legal Advice, Information and Representation
<i>followed by</i>	Business Motion
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members' Business

Thursday 4 December 2003

9.30 am	Scottish National Party Business
12 noon	First Minister's Question Time
2.30 pm	Question Time
3.10 pm	Executive Debate on Protecting Bathing Water Quality
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members' Business

Wednesday 10 December 2003

2.30 pm                      Time for Reflection  
*followed by*                  Parliamentary Bureau Motions  
*followed by*                  Executive Debate on Fisheries 2004  
*followed by*                  Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                  Members' Business

Thursday 11 December 2003

9.30 am                      Scottish Conservative and Unionist Party Business  
12 noon                      First Minister's Question Time  
2.30 pm                      Question Time  
3.10 pm                      Preliminary Stage Debate on Stirling-Alloa-Kincardine Railway and  
Linked Improvements Bill  
*followed by*                  Business Motion  
*followed by*                  Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                  Members' Business

After debate, the motion was agreed to (by division: For 71, Against 31, Abstentions 0).

**4. Designation of Lead Committee:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-652—That the Parliament agrees that the Communities Committee be designated as lead committee in consideration of the Fire Sprinklers in Residential Premises (Scotland) Bill at Stage 1.

The motion was agreed to (DT).

**5. Approval of SSI:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-653—That the Parliament agrees that the draft Proceeds of Crime Act 2002 Amendment (Scotland) Order 2003 be approved.

The motion was agreed to (DT).

**6. Designation of Lead Committee:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-654—That the Parliament agrees that the Justice 2 Committee be designated as lead committee in consideration of the Act of Sederunt (Fees of Sheriff Officers) 2003 (SSI 2003/538).

The motion was agreed to (DT).

**7. Decision Time:** The Parliament took decisions on items 2, 4, 5 and 6 as noted above.

**8. European Parliament Seat Numbers:** The Parliament debated S2M-553 in the name of Nicola Sturgeon—That the Parliament notes the reduction of UK seats in the European Parliament from 87 to 78 to accommodate enlargement of the EU; welcomes the accession of 10 new countries in 2004; believes, however, that Scotland, with no seat on the Council of Europe, no Commissioners and fewer MEPs than comparably-sized independent member states, has little enough influence in the EU, and therefore believes that the Scottish Executive should resist the reduction in Scotland's MEPs from eight to seven.

The meeting closed at 5.57 pm.

The meeting opened at 9.30 am.

**1. Violence Against Women:** The Minister for Communities (Ms Margaret Curran) moved S2M-660—That the Parliament approves the continuing progress made in implementing the National Strategy to Address Domestic Abuse in Scotland by raising awareness of the issue and increasing the protection of women and children experiencing domestic abuse and the services available to them and welcomes the work of the National Group to Address Violence Against Women in tackling this unacceptable behaviour.

Nicola Sturgeon moved amendment S2M-660.2 to motion S2M-660—

Leave out from “approves” to end and insert—

“deplores the fact that while over 36,000 women reported a domestic abuse incident to the police in the last 12 months, over half of the incidents did not lead to the recording of a crime or offence and only 66% of those recorded were referred to the procurator fiscal; is appalled at recent research which shows that Scotland has a prosecution rate of 10% and a conviction rate of 6% following rape allegations, the second poorest conviction rate in Europe; welcomes the “prevention, protection, provision” theme of the National Strategy to Address Domestic Abuse in Scotland and work done to date, but believes that the Scottish Executive must consider what action could reasonably be taken to improve dramatically prosecution and conviction rates for rape and other cases of violence against women.”

After debate, the amendment was disagreed to ((DT) by division: For 30, Against 72, Abstentions 8).

Miss Annabel Goldie moved amendment S2M-660.1 to motion S2M-660—

Insert at end—

“but notes with grave concern the escalating pattern of repeat victimisation highlighting the fact that more and more victims are trapped in abusive situations.”

After debate, the amendment was disagreed to ((DT) by division: For 44, Against 67, Abstentions 1).

Shiona Baird moved amendment S2M-660.3 to motion S2M-660—

Insert at end—

“but urges the Scottish Executive to consider making an equally strong commitment to tackle rape and sexual abuse.”

After debate, the amendment was agreed to (DT).

The motion, as amended, was then agreed to (DT).



Accordingly, the Parliament resolved—That the Parliament approves the continuing progress made in implementing the National Strategy to Address Domestic Abuse in Scotland by raising awareness of the issue and increasing the protection of women and children experiencing domestic abuse and the services available to them and welcomes the work of the National Group to Address Violence Against Women in tackling this unacceptable behaviour but urges the Scottish Executive to consider making an equally strong commitment to tackle rape and sexual abuse.

**2. First Minister’s Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**3. Question Time:** Questions were answered Ministers and junior Scottish Ministers.

**4. Physical Activity – The Need for Improvement and the Cost of Failure:** The Deputy Minister for Health and Community Care (Mr Tom McCabe) moved S2M-661—That the Parliament acknowledges the significance of the Scottish Executive’s physical activity strategy *Let’s Make Scotland More Active* as the approach to tackling the serious, nationwide problem of inactivity; acknowledges the need for urgency and the action taken thus far to tackle inactivity in Scotland as part of the Executive’s wide-reaching programme to improve health in Scotland; welcomes the Executive’s plans to emphasise walking as the means of increasing levels of physical activity in Scotland, and supports the Executive’s intentions to secure national leadership for physical activity in Scotland.

Shona Robison moved amendment S2M-661.2 to motion S2M-661—

Insert after first “physical activity in Scotland”—

“; recognises that the physical activity levels amongst children and adults would be enhanced by improved provision and access to community sports facilities”.

After debate, the amendment was disagreed to ((DT) by division: For 37, Against 60, Abstentions 15).

Mr David Davidson moved amendment S2M-661.1 to motion S2M-661—

Leave out from “welcomes” to end and insert—

“notes the Executive’s plans to emphasise walking as one of the means to increase levels of physical activity; encourages people to take more responsibility for their own health and that of their family; calls for more access to organised sport in schools and the community, and further calls on the Executive to provide more support for the voluntary sector, which provides a huge variety of sporting opportunities for children and adults alike”.

After debate, the amendment was disagreed to ((DT) by division: For 41, Against 63, Abstentions 8).

The motion was then agreed to ((DT) by division: For 97, Against 14, Abstentions 1).

**5. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-651—That the Parliament agrees—

(a) that the Justice 1 Committee report to the Justice 2 Committee by 5 December 2003 on the Act of Sederunt (Fees of Sheriff Officers) 2003 (SSI 2003/538); and

(b) that Stage 2 of the Vulnerable Witnesses (Scotland) Bill be completed by 12 December 2003.

The motion was agreed to.

**6. Decision Time:** The Parliament took decisions on items 1 and 4 as noted above.

**7. World Aids Day:** The Parliament debated S2M-564 in the name of Des McNulty—That the Parliament acknowledges the importance of World AIDS Day, 1 December 2003, both for Scotland and for all those nations and peoples most affected by the spread of HIV/AIDS; notes the need to combat HIV/AIDS-related stigma and discrimination which is highlighted by this year's theme, "Do you have time?"; further notes that there are now over 42 million people living with HIV/AIDS, including 50,000 people in the UK and nearly 4,000 people in Scotland; recognises that women account for half of those infected with HIV/AIDS and there are more than 13.2 million AIDS orphans; notes the importance of practical assistance for the poorer countries devastated by HIV/AIDS; believes that pharmaceutical companies and governments should take the steps necessary to allow access to appropriate antiviral treatments to all those who need them; congratulates and applauds all of the agencies that work with those living with HIV/AIDS in Scotland, the UK and worldwide, and encourages each MSP to raise awareness about the disease and work towards its global eradication.

The meeting closed at 5.59 pm.

The meeting opened at 2.30 pm.

**1. Time for Reflection:** Reverend Marion Chatterley, Waverley Care, Chaplain to people living with HIV led Time for Reflection.

**2. Modernising Access to Legal Advice, Information and Representation:** The Minister for Justice (Cathy Jamieson) moved S2M-685—That the Parliament notes the progress made to date on modernising access to legal advice, information and representation; agrees the importance of increasing access to justice through a better and more consistent provision of legal information and advice throughout Scotland, and welcomes the strategic review of the delivery of legal aid, advice and information as a means of ensuring a better and more efficient public service in line with the needs of Scottish citizens.

Nicola Sturgeon moved amendment S2M-685.2 to motion S2M-685—

Insert at end—

“, but expresses concern that the reality for far too many people in need of legal advice, information and representation still falls far short of this standard, that availability of high quality legal advice and representation for people who cannot afford to pay for it is less accessible now than previously, and that access to advice and assistance from non-legally qualified providers, which in many circumstances is more appropriate than access to a solicitor, remains needlessly fragmented and geographically inconsistent due to a failure to build on best practice where it exists.”

After debate, the amendment was disagreed to ((DT) by division: For 36, Against 74, Abstentions 0).

Miss Annabel Goldie moved amendment S2M-685.1 to motion S2M-685—

Insert at end—

“; acknowledges, however, that improving confidence in our justice system means more than ensuring that people get legal advice, but is about creating a system of criminal justice in Scotland which works and in which the public has confidence, and therefore calls for an end to delays in cases coming to court, an end to automatic release of prisoners and the introduction of proper public accountability within our police forces.”

After debate, the amendment was disagreed to ((DT) by division: For 12, Against 97, Abstentions 1).

The motion was then agreed to ((DT) by division: For 86, Against 0, Abstentions 24).

**3. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-692—That the Parliament agrees the following programme of business—

Wednesday 10 December 2003

2.30 pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions  
*followed by*                      Executive Debate on Fisheries 2004  
*followed by*                      Business Motion  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Thursday 11 December 2003

9.30 am                      Scottish Conservative and Unionist Party Business  
12 noon                      First Minister's Question Time  
2.30 pm                      Question Time  
3.10 pm                      Preliminary Stage Debate on Stirling-Alloa-Kincardine Railway and  
Linked Improvements Bill  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Wednesday 17 December 2003

2.30 pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions  
*followed by*                      Finance Committee Debate on Stage 2 of the 2004-05 Budget  
Process  
*followed by*                      Business Motion  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Thursday 18 December 2003

9.30 am                      Executive Business  
12 noon                      First Minister's Question Time  
2.30 pm                      Question Time  
3.10 pm                      Executive Business

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

After debate, the motion was agreed to (by division: For 67, Against 33, Abstentions 10).

**4. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-687—That the Parliament agrees that the Nitrate Vulnerable Zones (Grants) (Scotland) Amendment Scheme 2003 (SSI 2003/518) be approved.

The motion was agreed to (DT).

**5. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-688—That the Parliament agrees that the Mink Keeping (Scotland) Order 2003 (SSI 2003/528) be approved.

The motion was agreed to (DT).

**6. Decision Time:** The Parliament took decisions on items 1, 4 and 5 as noted above.

**7. Galloway Fisheries Inshore Exclusion Zone:** The Parliament debated S2M-241 in the name of Alex Fergusson—That the Parliament notes with concern the threat to the fisheries within Luce Bay and Wigtown Bay in Galloway posed by recent exploitation of the fisheries by a “supercrabber” and the consequential threat to the 20 local livelihoods that these fisheries sustain; further notes that any future expeditions by industrial vessels of this nature will inevitably deplete available stocks to unsustainable levels, and therefore believes that the Scottish Executive should introduce a three-mile exclusion zone for all vessels over 40 feet to cover both of these bays thereby safeguarding both the stocks and the jobs that they sustain.

The meeting closed at 5.51 pm.

The meeting opened at 9.30 am.

**1. Financial Powers of the Scottish Parliament:** Mr John Swinney moved S2M-697—That the Parliament recognises that, in order to be properly accountable to the electorate, it should be responsible for raising its revenue as well as spending public money and agrees that making every country follow the same tax rules diminishes competitiveness by killing jobs and stifling growth.

The Deputy Minister for Finance and Public Services (Tavish Scott) moved amendment S2M-697.3 to motion S2M-697—

Leave out from second “that” to end and insert—

“the significant benefit that Scotland gains from being part of the United Kingdom and notes that public expenditure in Scotland is at record levels and that this is helping to deliver the commitments in the Partnership Agreement to growing Scotland’s economy; delivering excellent public services; supporting stronger, safer communities; and developing a confident, democratic Scotland.”

David McLetchie moved amendment S2M-697.2 to motion S2M-697—

Leave out from “recognises” to end and insert—

“notes that it will only regain the confidence of the people of Scotland if it addresses the issues of most concern to them and that we must therefore concentrate on improving our public services, strengthening our economy and tackling crime; recognises nevertheless that the relative responsibilities of the Parliament and Westminster, including the financial relationship, should be the subject of review in light of experience; calls for such a review to be conducted within the context of making the devolved settlement work better and thereby strengthening the United Kingdom, and believes that the most appropriate mechanism for such a review would be a Royal Commission or similar independent inquiry appointed by the UK government.”

Tommy Sheridan moved amendment S2M-697.1 to motion S2M-697—

Leave out from “making” to end and insert—

“acquiring additional powers to tax as well as spend would allow the Parliament to make the Scottish taxation structure much more progressive, begin the process of tackling the inequalities of wealth in Scotland and ending poverty; recognises, however, that fiscal autonomy alone would not overcome the serious distortions of the Scottish economy caused by our being part of the United Kingdom and will not allow the Parliament to stop the profligate expenditure of the UK government on immoral and illegal wars against the wishes of its people, nor the ongoing expenditure on weapons of mass destruction as typified by nuclear weapons at Faslane, and that it would still have insufficient fiscal powers to broaden its tax base and invigorate its economy and culture by adopting a policy of welcoming to Scotland the asylum seekers and other immigrants who it requires, and further agrees that only an independent Scotland will give the Scottish Parliament the powers to tackle these economic and social issues.”

After debate amendment S2M-697.3 was agreed to ((DT) by division: For 63, Against 50, Abstentions 1). As a result amendment S2M-697.1 was pre-empted.

After debate amendment S2M-697.2 was disagreed to ((DT) by division: For 14, Against 100, Abstentions 0).

The motion as amended was then agreed to ((DT) by division: For 64, Against 49, Abstentions 16).

Accordingly, the Parliament resolved—That the Parliament recognises the significant benefit that Scotland gains from being part of the United Kingdom and notes that public expenditure in Scotland is at record levels and that this is helping to deliver the commitments in the Partnership Agreement to growing Scotland’s economy; delivering excellent public services; supporting stronger, safer communities; and developing a confident, democratic Scotland.

**2. European Parliament Seat Numbers:** Nicola Sturgeon moved S2M-694—That the Parliament supports the European and External Relations Committee’s unanimous call for Scotland to retain eight Members of the European Parliament.

The Deputy Minister for Finance and Public Services (Tavish Scott) moved amendment S2M-694.1 to motion S2M-694—

Leave out from “supports” to end and insert—

“welcomes the accession of the 10 new member states of the European Union on 1 May 2004; notes that the elections to the European parliament are a reserved matter; recognises that all 15 existing member states have agreed to reduce their quota of MEPs to enable the new member states to be represented on an equitable basis; notes the consequent reduction of United Kingdom seats in the European Parliament from 87 to 78, and considers that this is appropriate given the enlargement of the European Union.”

After debate, the amendment was agreed to ((DT) by division: For 64, Against 36, Abstentions 14).

The motion as amended was then agreed to ((DT) by division: For 77, Against 35, Abstentions 1).

Accordingly, the Parliament resolved—That the Parliament welcomes the accession of the 10 new member states of the European Union on 1 May 2004; notes that the elections to the European parliament are a reserved matter; recognises that all 15 existing member states have agreed to reduce their quota of MEPs to enable the new member states to be represented on an equitable basis; notes the consequent reduction of United Kingdom seats in the European Parliament from 87 to 78, and considers that this is appropriate given the enlargement of the European Union.

**3. First Minister's Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**4. Question Time:** Questions were answered by Ministers and junior Scottish Ministers.

**5. Protecting Bathing Water Quality:** The Deputy Minister for Environment and Rural Development (Allan Wilson) moved S2M-695—That the Parliament commends the results achieved during the 2003 bathing season for Scotland's designated bathing waters; welcomes the Scottish Executive's continued commitment to place the environment at the forefront of our strategy for protecting our bathing waters; acknowledges the importance of continuing to strive to achieve best value from the considerable investment that Scotland is applying, which in turn enhances Scotland's tourist credentials, and endorses the partnership approach taken by the Executive to work with all sectors to reduce pollution to the water environment.

Roseanna Cunningham moved amendment S2M-695.3 to motion S2M-695—

Leave out from "welcomes" to end and insert—

"but believes that this is only one component in a larger concern about the marine environment that must be addressed urgently if the commitment to improving Scotland's natural environment overall is to be realised."

After debate, the amendment was disagreed to ((DT) by division: For 44, Against 61, Abstentions 6).

Alex Johnstone moved amendment S2M-695.1 to motion S2M-695—

Leave out from "commends" to end and insert—

"notes the continuing improvement in bathing water quality in Scotland but believes that further progress is now dependent on addressing the limitations of Scottish Water and the planning system."

After debate, the amendment was disagreed to ((DT) by division: For 39, Against 73, Abstentions 1).

Mr Mark Ruskell moved amendment S2M-695.4 to motion S2M-695—

Leave out from "commends" to end and insert—

"notes that while 2003 represents a record year for compliance with the Bathing Water Directive, some of Scotland's best bathing locations still fail to meet minimum standards; notes that compliance with the higher standards required by a revised European Directive will place further demands upon Scottish Water, the Scottish Environment Protection Agency and other bodies with responsibilities for water quality; further notes that other legislation also impacts on Scotland's bathing water quality, and urges the Scottish Executive to be mindful of these considerations and of the importance of integrated coastal zone management when it consults on the best strategy for protecting and enhancing Scotland's coastline."



After debate, the amendment was disagreed to ((DT) by division: For 51, Against 62, Abstentions 1).

The motion was then agreed to ((DT) by division: For 78, Against 3, Abstentions 33).

**6. Business Motion:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-686—That the Parliament agrees—

(a) that Stage 1 of the Local Governance (Scotland) Bill be completed by 2 April 2004; and

(b) that Stage 1 of the National Health Service Reform (Scotland) Bill be completed by 5 March 2004.

The motion was agreed to.

**7. Decision Time:** The Parliament took decisions on items 1, 2 and 5 as noted above.

**8. Unity Enterprise Glasgow Airport:** The Parliament debated S2M-578 in the name of Trish Godman—That the Parliament commends Unity Enterprise, a registered charity, which provides education, training, work experience and other assistance to young people and adults who have disabilities and disadvantages of one kind or another; notes in particular the helpful and practical assistance given by a group of such young people and adults to passengers at Glasgow Airport, especially the help shown to those individuals who have to use wheelchairs, in relation to shopping requirements, visits to cafes and toilets and the company offered to passengers in allocated areas; believes that this is both a comfort to travellers and offers a useful introduction to the workplace for those who are themselves disadvantaged, and therefore considers that the Scottish Executive and other appropriate agencies should do what they can in order to extend similar services to other airports, bus terminals and railway stations.

The meeting closed at 5.47 pm.

The meeting opened at 2.30 pm.

**1. Time for Reflection:** Mrs Janette Baird, Vice Convener of the Priority Areas Committee, Castlemilk, Glasgow led Time for Reflection.

**2. Fisheries 2004:** The Minister for Environment and Rural Development (Ross Finnie) moved S2M-715—That the Parliament supports the Scottish Executive in its efforts to negotiate the best possible outcome from the EU Fisheries Council in December 2003 that delivers sustainable fisheries management, sustainable fisheries and sustainable fishing businesses based on total allowable catches and effort controls that are both fair and effective.

Richard Lochhead moved amendment S2M-715.4 to motion S2M-715—

Insert at end—

“but believes that the Common Fisheries Policy has failed and that it is in the interests of our fishing communities and fisheries conservation that fishing policy is repatriated to Scotland.”

After debate, the amendment was disagreed to ((DT) by division: For 29, Against 89, Abstentions 1).

Mr Ted Brocklebank moved amendment S2M-715.1 to motion S2M-715—

Leave out from second “that” to end and insert—

“in contrast to last year’s negotiations which saw draconian cutbacks in white fish quotas with accompanying hardship for our coastal communities and urges the Executive to support the view of the vast majority of Scottish fishermen that it is time to end the discredited Common Fisheries Policy and to regain national control of UK waters.”

After debate, the amendment was disagreed to ((DT) by division: For 43, Against 75, Abstentions 1).

Robin Harper moved amendment S2M-715.3 to motion S2M-715—

Insert at end—

“; believes that effort controls need to include limits to the total fishing capacity of the fleet, the establishment of regeneration areas, tighter controls over industrial fisheries and the widespread adoption of independent observers at sea and in ports as part of a European Union-wide recovery plan, and further believes that annual bartering is a fundamentally inappropriate approach to the sustainable management of fisheries and that multi-annual management planning is essential.”

After debate, the amendment was disagreed to ((DT) by division: For 13, Against 82, Abstentions 24).

The motion was then agreed to (DT).

**3. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-720—That the Parliament agrees the following programme of business—

Wednesday 17 December 2003

2.30 pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions  
*followed by*                      Ministerial Statement  
*followed by*                      Finance Committee Debate on Stage 2 of the 2004-05 Budget Process  
*followed by*                      Financial Resolution in respect of Stirling-Alloa-Kincardine Railway and Linked Improvements Bill  
*followed by*                      Business Motion  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Thursday 18 December 2003

9.30 am                      Parliamentary Bureau Motion  
*followed by*                      Stage 3 of the Primary Medical Services (Scotland) Bill  
12 noon                      First Minister's Question Time  
2.30 pm                      Question Time  
3.10 pm                      Conclusion of Stage 3 of the Primary Medical Services (Scotland) Bill  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Wednesday 7 January 2004

2.30 pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions  
*followed by*                      Stage 1 Debate on the Nature Conservation (Scotland) Bill  
*followed by*                      Business Motion  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Thursday 8 January 2004

9.30 am	Executive Business
12 noon	First Minister's Question Time
2.30 pm	Question Time
3.10 pm	Executive Business
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members' Business

Bruce Crawford moved amendment S2M-720.1 to motion S2M-720—

Under “Thursday 8 January 2004”, after “9.30 am”, leave out “Executive Business” and insert—

“Debate on Future of Health Service in Scotland.”

After debate, the amendment was disagreed to (by division: For 30, Against 81, Abstentions 8).

The motion was then agreed to (by division: For 90, Against 25, Abstentions 4).

**4. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-717—That the Parliament agrees that The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No.11) (Scotland) Order 2003 (SSI 2003/561) be approved.

After debate, the motion was agreed to ((DT) by division: For 73, Against 22, Abstentions 24).

**5. Decision Time:** The Parliament took decisions on items 2 and 4 as noted above.

**6. Laurencekirk Railway Station:** The Parliament debated S2M-600 in the name of Mike Rumbles—That the Parliament welcomes the recent announcement made by Aberdeenshire Council and Scotrail on the possibility of reopening Laurencekirk Station; recognises the support in Laurencekirk and the north east as a whole for the station's reopening; notes the Scottish Executive's commitment to encouraging the increased use of rail transport as an alternative to the car, and encourages Aberdeenshire Council, Scotrail and the Scottish Executive to continue to make progress towards the station's reopening.

The meeting closed at 5.58 pm.

The meeting opened at 9.30 am.

**1. Reform of Public Services:** David McLetchie moved S2M-718—That the Parliament acknowledges the increased levels of spending on our public services, but notes that this has not been reflected in improved standards of service; recognises that fundamental reform is needed of public services in Scotland to achieve the standards of many other European countries and provide value for money for our taxpayers; calls, therefore, on the Scottish Executive to give patients genuine choice over the treatment they receive, establish foundation hospitals within the NHS in Scotland and promote the development of, and partnership with, the independent sector; calls on the Executive to expand choice and diversity in education by enabling taxpayers' money to follow children to the schools of their parents' choice and develop a network of state-funded but independently managed schools, and further calls on the Executive to enhance local accountability in respect of the provision of police services by the direct election of conveners of police boards.

The Minister for Education and Young People (Peter Peacock) moved amendment S2M-718.3 to motion S2M-718—

Leave out from “acknowledges” to end and insert—

“supports the radical, demanding and relevant agenda set out in *A Partnership for a Better Scotland* including the delivery of excellent public services that put patients, pupils and victims first, ensure equality of access across urban and rural Scotland, devolve decision-making to frontline staff, establish national standards on which local excellence can be built, backed by inspection, and share best practice and action to tackle and turn around poor performance.”

Shona Robison moved amendment S2M-718.1 to motion S2M-718—

Leave out from “acknowledges” to end and insert—

“rejects the proposals by the Conservative Party to privatise our public services and deplores the continued use of PPP/PFI to fund our public services by the current Labour/Liberal Democrat Scottish Executive; believes that the developing crisis in the NHS will only be addressed by increasing the capacity of the NHS to treat more patients and reduce waiting times through effective policies to recruit and retain staff within the NHS in Scotland, and calls for a national debate on the way forward for the health service in Scotland.”

Carolyn Leckie moved amendment S2M-718.2 to motion S2M-718—

Leave out from the second “the” to end and insert—

“the crucial role played by low-paid public sector workers in delivering high quality services in often stressful situations; notes however, that they are poorly rewarded for their efforts; recognises that the time has come for radical reform of public services so that they can play a fuller role in eradicating poverty and social exclusion; believes, therefore, that the Scottish Executive should reverse the privatisation of public services

involved in PFI and PPP and ensure that all public services are directing their main efforts into reducing the inequalities caused by poverty and discrimination, and further believes that the Executive should introduce a £7.50 an hour minimum pay level for all public sector workers in Scotland, call a moratorium on the centralisation of hospital services which reduces access to maternity, accident and emergency and other health services for those living in our most deprived and isolated communities and instigate a full, democratic and inclusive public debate to establish the real health needs of communities and the resources and measures required to meet those needs.”

After debate, amendment S2M-718.3 was agreed to ((DT) by division: For 64, Against 48, Abstentions 1). As a result amendments S2M-718.1 and S2M-718.2 were pre-empted.

The motion as amended was then agreed to ((DT) by division: For 62, Against 51, Abstentions 0).

Accordingly, the Parliament resolved—That the Parliament supports the radical, demanding and relevant agenda set out in *A Partnership for a Better Scotland* including the delivery of excellent public services that put patients, pupils and victims first, ensure equality of access across urban and rural Scotland, devolve decision-making to frontline staff, establish national standards on which local excellence can be built, backed by inspection, and share best practice and action to tackle and turn around poor performance.

**2. First Minister’s Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**3. Question Time:** Questions were answered by Ministers and junior Scottish Ministers.

**4. Stirling-Alloa-Kincardine Railway and Linked Improvements Bill – Preliminary Stage:** Bill Butler, on behalf of the Stirling–Alloa–Kincardine Railway and Linked Improvements Bill Committee, moved S2M-711—That the Parliament agrees to the general principles of the Stirling-Alloa-Kincardine Railway and Linked Improvements Bill and that the Bill should proceed as a Private Bill.

After debate, the motion was agreed to (DT).

**5. Decision Time:** The Parliament took decisions on items 1 and 4 as noted above.

**6. 20 mph Speed Zones Around Schools:** The Parliament debated S2M-615 in the name of Bill Butler—That the Parliament congratulates Glasgow City Council on its decision to introduce mandatory 20 mph speed limits outside every school in Glasgow; hopes that other local authorities will follow Glasgow City Council’s example in trying to improve the safety of pupils travelling to and from school, and views this as a significant and welcome step in implementing the Scottish Executive’s commitment to improve Scotland’s record on road traffic accidents, in particular the objective of cutting the number of young people killed and injured on roads each year.

The meeting closed at 5.54 pm.

**No. 41      Wednesday 17 December 2003**

The meeting opened at 2.30 pm.

- 1. Time for Reflection:** The Right Reverend Michael Henley, Bishop of St Andrews, Dunkeld and Dunblane led Time for Reflection.
- 2. Ministerial Statement:** The Minister for Finance and Public Services (Mr Andy Kerr) made a statement on the local government finance settlement, and answered questions on the statement.
- 3. 2004-05 Budget Process:** Des McNulty, on behalf of the Finance Committee, moved S2M-716—That the Parliament notes the 4th Report 2003 (Session 2) of the Finance Committee, *Stage 2 of the 2004-05 Budget Process* (SP Paper 62).

After debate, the motion was agreed to (DT).

- 4. Stirling-Alloa-Kincardine Railway and Linked Improvements Bill – Financial Resolution:** The Minister for Transport (Nicol Stephen) moved S2M-733—That the Parliament, for the purposes of any Act of the Scottish Parliament resulting from the Stirling-Alloa-Kincardine Railway and Linked Improvements Bill, agrees to any increase in expenditure payable out of the Scottish Consolidated Fund in consequence of the Act.

The motion was agreed to (DT).

- 5. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-738—That the Parliament agrees the following programme of business—

Wednesday 7 January 2004

- |                    |  |
|--------------------|--|
| 2.30 pm            | Time for Reflection  |
| <i>followed by</i> | Parliamentary Bureau Motions   |
| <i>followed by</i> | Stage 1 Debate on the Nature Conservation (Scotland) Bill                  |
| <i>followed by</i> | Financial Resolution in respect of the Nature Conservation (Scotland) Bill |
| <i>followed by</i> | Business Motion  |
| <i>followed by</i> | Parliamentary Bureau Motions   |
| 5.00 pm            | Decision Time  |
| <i>followed by</i> | Members' Business  |

Thursday 8 January 2004

- |         |  |
|---------|--|
| 9.30 am | Executive Debate on Delivering a Quick, Effective Youth Justice System |
|---------|--|



12 noon	First Minister's Question Time
2.30 pm	Question Time
3.10 pm	Executive Debate on Improving Scotland's Homes
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members' Business

The motion was agreed to.

**6. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-734—That the Parliament agrees that the draft Producer Responsibility Obligations (Packaging Waste) Amendment (Scotland) Regulations 2003 be approved.

The motion was agreed to (DT).

**7. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-735—That the Parliament agrees that the draft Water Environment and Water Services (Scotland) Act 2003 (Designation of Scotland River Basin District) Order 2003 be approved.

The motion was agreed to (DT).

**8. Decision Time:** The Parliament took decisions on items 3, 4, 6 and 7 as noted above.

**9. Access to Children's Therapy Services in North East Scotland:** The Parliament debated S2M-647 in the name of Richard Lochhead—That the Parliament notes with great concern the problems facing children with special needs in Aberdeenshire and elsewhere with regard to accessing vital physiotherapy, speech and language therapy, occupational therapy and orthotics; further notes the difficulties of recruiting speech and language therapists in the north east of Scotland and that the speech and language therapy training courses are located in the central belt and are oversubscribed; further notes that those staff currently in place do a tremendous job given the strain that they are being placed under, and considers that the Scottish Executive should (a) make greater funding available for these courses, (b) promote the location of a speech and language therapy training course in the north east, (c) provide funding for training and employment of additional orthotic staff and technicians in the north east and (d) provide additional funding to NHS Grampian and Aberdeenshire Council to allow short-term solutions to be quickly implemented to improve the immediate situation.

The meeting closed at 5.49 pm.

The meeting opened at 9.30 am.

**1. Ministerial Statement:** The Minister for Health and Community Care (Malcolm Chisholm) made a statement on development in vCJD, and answered questions on the statement.

**2. Primary Medical Services (Scotland) Bill – Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-747—That the Parliament agrees that, during Stage 3 of the Primary Medical Services (Scotland) Bill, debate on each part of the proceedings shall be brought to a conclusion by the time limits indicated (each time limit being calculated from when the Stage begins and excluding any periods when other business is under consideration or when a meeting of the Parliament is suspended)

Group 1 – no later than 1 hour and 30 minutes

Groups 2 and 3 – no later than 2 hours

Groups 4 and 5 – no later than 2 hours and 30 minutes

Motion to pass the Bill – no later than 3 hours and 50 minutes

The motion was agreed to.

**3. Primary Medical Services (Scotland) Bill - Stage 3:** The Bill was considered at Stage 3.

The following amendments were agreed to (without division): 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15.

The following amendments were disagreed to (by division)—

16 (For 4, Against 92, Abstentions 6)

17 (For 5, Against 92, Abstentions 6)

18 (For 5, Against 98, Abstentions 0)

**4. First Minister's Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**5. Question Time:** Questions were answered by Ministers and junior Scottish Ministers.

**6. Primary Medical Services (Scotland) Bill – Stage 3:** The Minister for Health and Community Care (Malcolm Chisholm) moved S2M-698—That the Parliament agrees that the Primary Medical Services (Scotland) Bill be passed.

Shona Robison moved amendment S2M-698.1 to motion S2M-698—

Insert at end—

“but, in so doing, is concerned that rural practices unable to opt out of out-of-hours services will have serious difficulty in recruiting new doctors and therefore believes that it is imperative that the Scottish Executive ensures that NHS boards honour the principles of the Patient Services Guarantee in all areas, in particular in securing assistance for single-handed GP practices in the provision of out-of-hours services to remote and rural Scotland.”

After debate, the amendment was disagreed to ((DT) by division: For 33, Against 66, Abstentions 15).

Mr David Davidson moved amendment S2M-698.2 to motion S2M-698—

Insert at end—

“but, in so doing, expresses concern that the delivery of the objectives of the Bill requires scrutiny of all draft regulations by the Health Committee before they are laid before the Parliament.”

After debate the amendment was, with the agreement of the Parliament, withdrawn.

The motion was then agreed to ((DT) by division: For 110, Against 5, Abstentions 0).

**7. Motion without Notice:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved without notice a motion under Rule 11.2.4 of Standing Orders that Decision Time on Thursday 18 December be taken at 3.50 pm.

**8. Decision Time:** The Parliament took decisions on item 4 as noted above.

**9. Edinburgh’s Proposals for Congestion Charging:** The Parliament debated S2M-365 in the name of Bristow Muldoon—That the Parliament notes that the draft congestion charging scheme approved by the City of Edinburgh Council proposes to exempt Edinburgh residents who live outwith the proposed outer cordon from paying a congestion charge, whilst still proposing to levy a charge on residents of other local authorities; believes that such a proposal is discriminatory and unfair, thus failing to meet the requirement of “fair treatment” emphasised by the Scottish Executive in giving approval in principle to a charging scheme, and therefore considers that the Scottish Executive should reject any subsequent proposal from the City of Edinburgh Council which is based on this form of charging regime.

**10. Motion without Notice:** Robin Harper moved without notice a motion under Rule 8.14.3 that the Parliament agrees that Members’ Business on 18 December 2003 be extended by up to 30 minutes.

The meeting closed at 5.04 pm.

The meeting opened at 2.30 pm.

**1. Time for Reflection:** Cardinal Keith O'Brien, Archbishop of St Andrews and Edinburgh led Time for Reflection.

**2. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-759—That the Parliament agrees a revision to the programme of business for Wednesday 7 January 2004, as agreed on 17 December 2003—

after—

2.30pm                      Time for Reflection - Cardinal Keith O'Brien, Archbishop of St Andrews and Edinburgh

*followed by*                      Parliamentary Bureau Motions

insert—

*followed by*                      Ministerial Statement on Fisheries

The motion was agreed to.

**3. Ministerial Statement:** The Minister for Environment and Rural Development (Ross Finnie) made a statement on Fisheries, and answered questions on the statement.

**4. Nature Conservation (Scotland) Bill – Stage 1:** The Minister for Environment and Rural Development (Ross Finnie) moved S2M-425—That the Parliament agrees to the general principles of the Nature Conservation (Scotland) Bill.

After debate, the motion was agreed to (DT).

**5. Nature Conservation (Scotland) Bill – Financial Resolution:** The Minister for Environment and Rural Development (Ross Finnie) moved S2M-500—That the Parliament, for the purposes of any Act of the Scottish Parliament resulting from the Nature Conservation (Scotland) Bill, agrees to any increase in expenditure payable out of the Scottish Consolidated Fund in consequence of the Act.

The motion was agreed to (DT).

**6. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-760—That the Parliament agrees the following programme of business—

Wednesday 14 January 2004

2.30 pm Time for Reflection

*followed by* Parliamentary Bureau Motions

*followed by* Executive Debate on Developing a Sexual Health and Relationship Strategy for Scotland

*followed by* Business Motion

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Thursday 15 January 2004

9.30 am European and External Relations Committee Debate on the European Commission's Work Programme for 2004

12 noon First Minister's Question Time

2.30 pm Question Time

3.10 pm Executive Debate on Protection of Emergency Workers

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Wednesday 21 January 2004

2.30 pm Time for Reflection

*followed by* Parliamentary Bureau Motions

*followed by* Debate on Environment and Rural Development Committee's 4th Report 2003 (Session 2): Inquiry into the National Waste Plan

*followed by* Business Motion

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Thursday 22 January 2004

9.30 am Scottish National Party Business

12 noon First Minister's Question Time

2.30 pm Question Time

3.10 pm Executive Business

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

The motion was agreed to.

**7. Decision Time:** The Parliament took decisions on items 4 and 5 as noted above.

**8. Closure of Holy Trinity Episcopal Primary School:** The Parliament debated S2M-702 in the name of Mr Brian Monteith—That the Parliament regrets the decision of Stirling Council's ruling Labour administration to close Holy Trinity Episcopal Primary School in the top of the town area of the city; notes that the council has failed to listen to the wishes of parents, the local community and those involved in the school as recorded in its report on its own consultation exercise; believes that Stirling Council has therefore failed to make an adequate case for the closure of the school, and further believes that the Scottish Executive should use its powers over the closure of denominational schools to ask the council to find a way to keep the school open.

The meeting closed at 5.45 pm.

The meeting opened at 9.30 am.

**1. Delivering a Quick, Effective Youth Justice System:** The Minister for Justice (Cathy Jamieson) moved S2M-762—That the Parliament recognises the importance of dealing quickly, firmly and effectively with the minority of young people who offend; acknowledges that progress has been made by local authorities and partners in the statutory and voluntary sectors to encourage rehabilitation, prevent reoffending and tackle and reduce youth crime, but recognises that further work must be done to ensure that the quality of life in our communities continues to improve.

Nicola Sturgeon moved amendment S2M-762.2 to motion S2M-762—

Leave out from "acknowledges" to end and insert—

"however notes with concern the contents of the Audit Scotland report, *Dealing with offending by young people*, published in November 2003, that too many children placed on supervision for reasons of offending are not receiving the required level of service and considers that efforts to encourage rehabilitation and prevent re-offending are being undermined as a result; further notes that the shortage of places in secure units constrains the ability of children's hearings to make the most appropriate decisions, and considers that the Scottish Executive must guard against complacency and redouble its efforts to provide both the leadership and resources that will enable its partners in local authorities and the voluntary and statutory sectors to make the progress required to deliver an appreciable reduction in youth crime."

After debate, the amendment was disagreed to ((DT) by division: For 37, Against 77, Abstentions 1).

Miss Annabel Goldie moved amendment S2M-762.1 to motion S2M-762—

Insert at end;

“; in particular considers that at the heart of effective youth justice is the Children’s Hearings system; calls, therefore, for the Children’s Hearings system to be better resourced with a wider range of disposals in order that hearings can perform a more effective role in relation to youth justice and assist in the wider function of community mediation, and further calls on the Scottish Executive to alleviate the burden on the Children’s Hearings system by sending persistent 14 and 15-year-old offenders to youth courts, while keeping 16 and 17-year-olds in adult courts.”

After debate, the amendment was disagreed to ((DT) by division: For 13, Against 101, Abstentions 0).

The motion was then agreed to ((DT) by division: For 84, Against 0, Abstentions 31).

**2. First Minister’s Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**3. Question Time:** Questions were answered by Ministers and junior Scottish Ministers.

**4. Improving Scotland's Homes:** The Minister for Communities (Ms Margaret Curran) moved S2M-761—That the Parliament welcomes the report of the Housing Improvement Task Force and believes that its adoption will make a major contribution to the delivery of good quality, sustainable and affordable housing for all in Scotland.

Shona Robison moved amendment S2M-761.3 to motion S2M-761—

Insert at end—

“and calls on the Scottish Executive to bring forward a timetable for the implementation of the task force recommendations and to ensure that the necessary resources are made available for their implementation.”

After debate, the amendment was disagreed to ((DT) by division: For 51, Against 63, Abstentions 1).

Mary Scanlon moved amendment S2M-761.1 to motion S2M-761—

Leave out from “welcomes” to end and insert—

“notes the report of the Housing Improvement Task Force; recognises that housing stock transfer to community-based housing associations gives tenants far more say in the way their housing is run, giving tenants greater rights and responsibilities, and therefore believes that, to improve the standard of housing for everyone in Scotland, it is necessary to step up the process of devolving control of housing from local authorities to community-based housing associations, housing co-operatives or a range of other providers to give tenants a real choice of landlord and a real say in the management of their homes.”

After debate, the amendment was disagreed to ((DT) by division: For 15, Against 100, Abstentions 0).

Tommy Sheridan moved amendment S2M-761.2 to motion S2M-761—

Leave out from “will” to end and insert—

“and implementation will make a contribution to the delivery of good quality, sustainable and affordable housing for all in Scotland; notes, however, the net loss of 103,000 homes from local authority housing stock since 1997; believes that such ongoing loss is unsustainable, and calls for a replacement of the right to buy scheme with a right to rent discount scheme to reward long-term tenants while protecting local authority and housing association stock and for the implementation of a programme of sustained investment in local authority housebuilding to build at least 10,000 new units a year to reverse the disastrous decline in the availability of affordable social housing.”

After debate, the amendment was disagreed to ((DT) by division: For 13, Against 102, Abstentions 0).

The motion was then agreed to (DT).



**5. Decision Time:** The Parliament took decisions on items 1 and 4 as noted above.

**6. Horse Racing Industry in Scotland:** The Parliament debated S2M-474 in the name of Susan Deacon—That the Parliament recognises the significant contribution that the horse racing industry makes to the economy, generating up to £125 million annually and providing the equivalent of 1,700 full-time jobs; commends the success of the racing industry in continuing to expand and develop, recognising its contribution to local economies and tourism; notes that there is widespread concern regarding the potential implications of the proposed Office of Fair Trading (OFT) rule 14 notice on the deregulation of the British horse racing industry and, in particular, on its likely impact on Scotland's five racecourses, Ayr, Hamilton Park, Kelso, Musselburgh and Perth, each of which is independently owned and managed with profits generated ploughed back into the sport for long-term growth, and considers that the Scottish Executive should work with representatives of the racing industry to identify opportunities to promote and develop the industry and to explore the possible implications of the OFT ruling.

The meeting closed at 6.03 pm.

**No. 45      Wednesday 14 January 2004**

The meeting opened at 2.30 pm.

**1. Time for Reflection:** Marilyn Douglas, Parish Assistant, Cumbernauld led Time for Reflection.

**2. Developing a Sexual Health and Relationship Strategy for Scotland:** The Parliament debated Developing a Sexual Health and Relationship Strategy for Scotland.

**3. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-783—That the Parliament agrees the following programme of business—

Wednesday 21 January 2004

2.30 pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions  
*followed by*                      Debate on Environment and Rural Development Committee's 4<sup>th</sup>  
Report 2003: Inquiry into the National Waste Plan  
*followed by*                      Business Motion  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Thursday 22 January 2004

9.30 am                      Scottish National Party Business  
12 noon                      First Minister's Question Time  
2.30 pm                      Question Time  
3.10 pm                      Executive Debate on the Comprehensive Programme of Education  
Reforms  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Wednesday 28 January 2004

2.30 pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions  
*followed by*                      Stage 1 Debate on the Education (Additional Support for Learning)  
(Scotland) Bill

*followed by* Financial Resolution in respect of the Education (Additional Support for Learning) (Scotland) Bill

*followed by* Business Motion

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Thursday 29 January 2004

9.30 am Executive Business

12 noon First Minister's Question Time

2.30 pm Question Time

3.10 pm Executive Business

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

The motion was agreed to.

**4. May 2004:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-779—That the Parliament agrees to meet in The Hub, Castlehill, Edinburgh during the period from 17 to 21 May 2004.

The motion was agreed to (DT).

**5. Designation of Lead Committee:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-780—That the Parliament agrees that the Justice 2 Committee be designated as lead committee in consideration of the Title Conditions (Scotland) Act 2003 (Conservation Bodies) Amendment Order 2003 (SSI 2003/621).

The motion was agreed to (DT).

**6. Decision Time:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved without notice a motion under Rule 11.2.4 of Standing Orders that Decision Time on Wednesday 14 January be taken at 4.57 pm.

The motion was agreed to.

**7. Decision Time:** The Parliament took decisions on items 4 and 5 as noted above.

**8. Social Work Review:** The Parliament debated S2M-642 in the name of Brian Adam—That the Parliament notes with concern the shortage of social workers throughout Scotland and considers that the Scottish Executive should

initiate a McCrone-type review to look at social workers' pay and conditions in order to attract and retain more social workers.

The meeting closed at 5.49 pm.

The meeting opened at 9.30 am.

**1. European and External Relations Committee Debate on the European Commission's Work Programme for 2004:** Richard Lochhead, on behalf of the European and External Relations Committee, moved S2M-771—That the Parliament notes the publication of the European Commission's work programme for 2004, which is dominated by the enlargement of the European Union, and agrees that it contains a number of legislative and non-legislative plans of importance to Scotland.

Nicola Sturgeon moved amendment S2M-771.2 to motion S2M-771—

Insert at end—

“and calls on the Scottish Executive to publish its position on the Commission's programme in order to inform the Parliament and Scotland about the aims and objectives that the Executive has in relation to it and to publish a strategy paper outlining how the Executive intends to achieve these, but considers that Scotland's interests in relation to the Commission's programme would be best represented if Scotland was an independent member state of the EU.”

After debate, the amendment was disagreed to ((DT) by division: For 28, Against 81, Abstentions 0).

Phil Gallie moved amendment S2M-771.1 to motion S2M-771—

Leave out “is” and insert—

“was compiled on the presumption that the European Constitution would have been accepted and is now”.

After debate, the amendment was disagreed to ((DT) by division: For 17, Against 88, Abstentions 5).

The motion was then agreed to (DT).

**2. First Minister's Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**3. Question Time:** Questions were answered by Scottish Ministers and junior Scottish Ministers.

**4. Protection of Emergency Workers:** The Parliament debated the Protection of Emergency Workers.

**5. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-781—That the Parliament agrees—

(a) that the Justice 1 Committee reports to the Justice 2 Committee by 30 January 2004 on the Title Conditions (Scotland) Act 2003 (Conservation Bodies) Amendment Order 2003 (SSI 2003/621); and

(b) that consideration of the Fire Sprinklers in Residential Premises (Scotland) Bill at Stage 1 be completed by 30 April 2004.

The motion was agreed to.

**6. Decision Time:** The Parliament took decisions on item 1 as noted above.

**7. Medical Services in the West Highlands:** The Parliament debated S2M-629 in the name of George Lyon—That the Parliament recognises the deep concern of the communities in Fort William and Oban regarding the threat to future provision of acute medical services in the west Highlands; notes that over 3,500 people, so far, have turned out at public meetings to express their opposition to Argyll and Clyde and Highland NHS boards' plans to downgrade Oban and Fort William hospitals to community status; recognises that, if the proposals go ahead, patients from the West Highlands would be forced to travel hundreds of miles to Glasgow or Inverness to access treatment, and therefore believes that the Scottish Executive should reject these plans and give a commitment that the current service provision will continue to be delivered locally to communities in the West Highlands.

**8. Motion without Notice:** Mrs Margaret Ewing moved without notice a motion under Rule 8.14.3 that the Parliament agrees that Members' Business on 15 January 2004 be extended by up to 30 minutes.

The meeting closed at 6.10 pm.

**No. 47      Wednesday 21 January 2004**

The meeting opened at 2.30 pm.

**1. Time for Reflection:** Mrs Sheena MacGillivray, Deputy Head of Nairn Academy, led Time for Reflection.

**2. Inquiry into the National Waste Plan:** Sarah Boyack, on behalf of the Environment and Rural Development Committee, moved S2M-769—That the Parliament notes the recommendations contained in the Environment and Rural Development Committee's 4th Report 2003 (Session 2): *Inquiry into the National Waste Plan* (SP Paper 47).

After debate, the motion was agreed to (DT).

**3. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-800—That the Parliament agrees—

(a) the following programme of business—

Wednesday 28 January 2004

2.30 pm	Time for Reflection
<i>followed by</i>	Parliamentary Bureau Motions
<i>followed by</i>	Stage 1 Debate on the Education (Additional Support for Learning) (Scotland) Bill
<i>followed by</i>	Financial Resolution in respect of the Education (Additional Support for Learning) (Scotland) Bill
<i>followed by</i>	Business Motion
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members' Business

Thursday 29 January 2004

9.30 am	Executive Debate on Modernising the Court System – A New Supreme Court
12 noon	First Minister's Question Time
2.30 pm	Question Time
3.10 pm	Stage 1 Debate on the Budget Bill
<i>followed by</i>	Motion on the Health Protection Agency Bill - UK Legislation
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members' Business

Wednesday 4 February 2004

2.30 pm Time for Reflection  
*followed by* Parliamentary Bureau Motions  
*followed by* Executive Business  
*followed by* Business Motion  
*followed by* Parliamentary Bureau Motions  
5.00 pm Decision Time  
*followed by* Members' Business

Thursday 5 February 2004

9.30 am Scottish Conservative and Unionist Party Business  
12 noon First Minister's Question Time  
2.30 pm Question Time  
3.10 pm Executive Business  
*followed by* Parliamentary Bureau Motions  
5.00 pm Decision Time  
*followed by* Members' Business

and (b) (i) that consideration of the Nature Conservation (Scotland) Bill at Stage 2 be completed by 5 March 2004; (ii) that consideration of the Breastfeeding etc. (Scotland) Bill at Stage 1 be completed by 17 September 2004; and (iii) that the completion date for consideration of the Criminal Procedure (Amendment) (Scotland) Bill at Stage 1 be extended to 27 February 2004.

The motion was agreed to.

**4. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-799—That the Parliament agrees that the draft Solvent Emissions (Scotland) Regulations 2004 be approved.

The motion was agreed to (DT).

**5. Establishment of Committee:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-805—That the Parliament agrees to establish a committee of the Parliament as follows:

Name of Committee: Waverley Railway (Scotland) Bill Committee.

Remit: To consider and report to the Parliament on the Waverley Railway (Scotland) Bill.

Duration: Until the Bill has received Royal Assent, falls or is withdrawn.



Convenership: The Convener will be a member of the Scottish National Party and the Deputy Convener will be a member of the Labour Party.

Membership: Gordon Jackson (Lab), Christine May (Lab), Tricia Marwick (SNP), Mr Ted Brocklebank (Conservative) and Mike Pringle (LD).

The motion was agreed to (DT).

**6. Decision Time:** The Parliament took decisions on items 2, 4 and 5 as noted above.

**7. Economic Potential of the Renewable Energy Industry:** The Parliament debated S2M-569 in the name of Christine May—That the Parliament recognises the outstanding economic potential presented by the renewable energy industry, not only in the field of wind power but also through other forms of energy such as biomass and wave power and further recognises that, if the Scottish Executive is to meet all of its renewable energy targets, it needs to do all it can to encourage all forms of renewable energy so that the market is there to support future projects.

**8. Motion without Notice:** Mr Mark Ruskell moved without notice a motion under Rule 8.14.3 that the Parliament agrees that Members' Business on 21 January 2004 be extended by up to 20 minutes.

The motion was agreed to.

The meeting closed at 6.01 pm.

The meeting opened at 9.30 am.

**1. Impact of Top-up Fees on Higher Education in Scotland:** Fiona Hyslop moved S2M-803—That the Parliament believes that the Higher Education Bill published by the Department for Education and Skills on 8 January 2004 will have an adverse effect on Scottish higher education and therefore calls on all Scottish MPs to vote against the bill at Second Reading.

The Deputy First Minister and Minister for Enterprise and Lifelong Learning (Mr Jim Wallace) moved amendment S2M-803.2 to motion S2M-803—

Leave out from “believes” to end and insert—

“recognises that Scotland’s distinctive higher education system is a valuable asset which must be maintained and developed for the good of the nation; further recognises that its competitive advantage must be maintained; welcomes the commitment in the Partnership Agreement that the Executive “will not support the introduction of top-up tuition fees” in Scotland; notes that the Enterprise and Culture Committee’s report on its Scottish Solutions Inquiry considers that the Executive’s decision to respond to developments in England by proceeding with a third phase of its higher education review in order to establish a robust evidence base “is wholly appropriate”, and looks forward to this third phase of the review reporting in the early spring.”

Murdo Fraser moved amendment S2M-803.3 to motion S2M-803—

Leave out from “will” to end and insert—

“imposing top-up fees may have an adverse effect on Scottish higher education; calls on the Scottish Executive to set out its proposals for dealing with any consequential impact on Scottish universities and on Scottish students if top-up fees are introduced in England; rejects the politically opportunistic stance of the SNP on this issue which is intended to destabilise the Union, and calls on all Scottish MPs to follow the lead of Peter Duncan MP, Shadow Secretary of State for Scotland, and abstain from voting on this Bill and, indeed, all Bills that relate only to England and/or Wales.”

After debate, amendment S2M-803.2 was agreed to ((DT) by division: For 65, Against 37, Abstentions 14). As a result amendment S2M-803.3 was pre-empted.

The motion as amended was then agreed to ((DT) by division: For 71, Against 7, Abstentions 37).

Accordingly, the Parliament resolved—That the Parliament recognises that Scotland’s distinctive higher education system is a valuable asset which must be maintained and developed for the good of the nation; further recognises that its competitive advantage must be maintained; welcomes the commitment in the Partnership Agreement that the Executive “will not support the introduction of top-up tuition fees” in Scotland; notes that the Enterprise and Culture Committee’s report on its Scottish Solutions Inquiry considers that the Executive’s decision to respond to developments in England by

proceeding with a third phase of its higher education review in order to establish a robust evidence base “is wholly appropriate”, and looks forward to this third phase of the review reporting in the early spring.

**2. Fisheries Council December 2003:** Richard Lochhead moved S2M-798—That the Parliament recognises that the fisheries agreement signed in December 2003 discriminates against Scotland and as a result is unworkable and unjust and therefore calls upon the Scottish and UK governments to seek an urgent renegotiation of the agreement to ensure the survival of our fishing communities.

The Deputy Minister for Environment and Rural Development (Allan Wilson) moved amendment S2M-798.4 to motion S2M-798—

Leave out from “recognises” to end and insert—

“supports the more balanced outcome negotiated by ministers at the December Fisheries Council; welcomes the fact that this will benefit many sections of the Scottish fishing industry while ensuring conservation of key stocks on which the long-term viability of the industry depends; deplores the calls by the SNP leader for fishermen to break the law; recognises that there are elements of the detailed agreement which are the subject of further technical discussion with the European Commission; supports the efforts made by the Scottish Executive to address these, and further supports the willingness of Scottish Ministers to monitor the socio-economic impact on fishermen, ports and communities following the conclusions of the technical discussions and EU negotiations with Norway with a view to taking appropriate action if necessary.”

Mr Ted Brocklebank moved amendment S2M-798.1 to motion S2M-798—

Leave out from “discriminates” to end and insert—

“is unjust and discriminates against Scottish fishermen and has produced, in the words of Ross Finnie, “unintended consequences” which further reduce the catching powers of the white fish fleet; commends the efforts of the Scottish Fishermen’s Federation and Fishermen’s Association Ltd to mount legal challenges to the agreement, and seeks urgent clarification from the European Commission on the technical adjustments to no-go areas.”

After debate, amendment S2M-798.4 was agreed to ((DT) by division: For 70, Against 43, Abstentions 1). As a result amendment S2M-798.1 was pre-empted.

The motion, as amended, was then agreed to ((DT) by division: For 74, Against 42, Abstentions 0).

Accordingly, the Parliament resolved—That the Parliament supports the more balanced outcome negotiated by ministers at the December Fisheries Council; welcomes the fact that this will benefit many sections of the Scottish fishing industry while ensuring conservation of key stocks on which the long-term viability of the industry depends; deplores the calls by the SNP leader for fishermen to break the law; recognises that there are elements of the detailed agreement which are the subject of further technical discussion with the European Commission; supports the efforts made by the Scottish Executive to

address these, and further supports the willingness of Scottish Ministers to monitor the socio-economic impact on fishermen, ports and communities following the conclusions of the technical discussions and EU negotiations with Norway with a view to taking appropriate action if necessary.

**3. First Minister's Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**4. Question Time:** Questions were answered by Ministers and junior Scottish Ministers.

**5. Comprehensive Programme of Education Reforms:** The Minister for Education and Young People (Peter Peacock) moved S2M-806—That the Parliament supports the Scottish Executive's additional financial support and reform programme for school education, the focus on the needs of the individual child within a reinvigorated comprehensive system and delivering excellence in Scotland's schools through reduction in class sizes in P1 and in S1 and S2 for maths and English, reform of the curriculum to ensure it offers increased choice to young people including a changed ethos in P1 and better opportunities for students over 14, reform of parental involvement to achieve a better partnership between parents and schools and reform of additional support for learning to focus better on the needs of the child.

Fiona Hyslop moved amendment S2M-806.1 to motion S2M-806—

Leave out from "supports" to end and insert—

"notes the Scottish Executive's additional financial support and reform programme for school education; welcomes its belated adoption of longstanding SNP policies on the principle of class size reduction, tackling the bureaucratic problems associated with national tests and the damaging impact of the national publication of school league tables; looks forward to the Parliament's involvement in the review and reform of the curriculum, in the opportunities available around the transition period of pupils into primary, secondary and post-14 education and in additional support for learning, and calls on the Executive to ensure that resources, in particular sufficient properly trained and qualified teachers, are in place to meet these demands."

After debate, the amendment was disagreed to ((DT) by division: For 37, Against 78, Abstentions 0).

Lord James Douglas-Hamilton moved amendment S2M-806.2 to motion S2M-806—

Leave out from first "and" to end and insert—

"for school education, but believes that the Scottish Executive's reform programme for school education is insufficient to deal with the inherent problems thrown up by Scotland's comprehensive system and that the Scottish educational system needs radical reform, and would therefore support any visit by the Minister for Education and Young People to New Zealand in order that he can be inspired by New Zealand's devolved and diverse system, where, for the last 16 years under Labour and Conservative governments, schools have been managed by local school boards and

parents have chosen the schools that their children attend, similar to the schools passport policy advocated by Scottish Conservatives.”

After debate, the amendment was disagreed to ((DT) by division: For 13, Against 95, Abstentions 7).

The motion was then agreed to (DT).

**6. Decision Time:** The Parliament took decisions on items 1, 2 and 5 as noted above.

**7. Recognition of Kinship Care:** The Parliament debated S2M-792 in the name of John Swinburne—That the Parliament recognises that many grandparents have become the new foster care parents of children whose mothers and fathers have become disconnected from mainstream society; acknowledges that such care arrangements are usually more stable and result in a positive impact on the young person, as a consequence of grandparents’ strong sense of commitment to provide care; further acknowledges that current legislation enables local authorities to contribute to the maintenance of a young person in kinship care; recognises that not all kinship carers will wish to undergo formal scrutiny, but shares concerns about the financial consequences experienced by kinship carers who have satisfied the relevant scrutiny requirements to provide this care, and considers that the Scottish Executive should ensure that local authorities make the appropriate contribution to these carers.

The meeting closed at 6.02 pm.

The meeting opened at 2.30 pm.

**1. Time for Reflection:** Rabbi Moshe Rubin of Giffnock and Newlands Hebrew Congregation led Time for Reflection.

**2. Education (Additional Support for Learning) (Scotland) Bill – Stage 1:** The Minister for Education and Young People (Peter Peacock) moved S2M-529—That the Parliament agrees to the general principles of the Education (Additional Support for Learning) (Scotland) Bill.

After debate, the motion was agreed to ((DT) by division: For 69, Against 0, Abstentions 40).

**3. Education (Additional Support for Learning) (Scotland) Bill – Financial Resolution:** The Minister for Education and Young People (Peter Peacock) moved S2M-616—That the Parliament, for the purposes of any Act of the Scottish Parliament resulting from the Education (Additional Support for Learning) (Scotland) Bill, agrees to the following expenditure payable out of the Scottish Consolidated Fund, namely—

(a) any expenditure of the Scottish Ministers in consequence of the Act; and

(b) any increase attributable to the Act in expenditure payable out of the Fund under any other enactment.

After debate, the motion was agreed to ((DT) by division: For 61, Against 25, Abstentions 23).

**4. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-824—That the Parliament agrees the following programme of business—

Wednesday 4 February 2004

2.30 pm	Time for Reflection
<i>followed by</i>	Parliamentary Bureau Motions
<i>followed by</i>	Ministerial Statement - A Housing Standard for the 21st Century
<i>followed by</i>	Motion on the Energy Bill - UK Legislation
<i>followed by</i>	Business Motion
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members' Business

Thursday 5 February 2004

9.30 am Scottish Conservative and Unionist Party Business

12 noon First Minister's Question Time

2.30 pm Question Time

3.10 pm Executive Debate on the Local Government Finance (Scotland) Order 2004

*followed by* Motion on Gender Recognition Bill - UK Legislation

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Wednesday 11 February 2004

2.30 pm Time for Reflection

*followed by* Parliamentary Bureau Motions

*followed by* Scottish National Party Business

*followed by* Business Motion

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Thursday 12 February 2004

9.30 am Procedures Committee Debate on its 2nd Report 2003: Oral Questions in the Chamber

12 noon First Minister's Question Time

2.30 pm Question Time

3.10 pm Stage 3 of the Budget (Scotland) Bill

*followed by* Parliamentary Bureau Motions

*followed by* Motion on Higher Education Bill - UK Legislation

5.00 pm Decision Time

*followed by* Members' Business

After debate, the motion was agreed to (by division: For 99, Against 10, Abstentions 0).

**5. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-825—That the Parliament agrees that the draft National Health Service (Distribution of Endowment Income Scheme) (Scotland) Regulations 2004 be approved.

The motion was agreed (DT).

**6. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-826—That the Parliament agrees that the draft Scottish Hospital Trust (Transfer of Property) Regulations 2004 be approved.

The motion was agreed (DT).

**7. Decision Time:** The Parliament took decisions on items 2, 3, 5 and 6 as noted above.

**8. Food for Good:** The Parliament debated S2M-742 in the name of Mark Ballard—That the Parliament commends UNISON on the production of its “Food for Good Charter” and considers that NHS Scotland should adopt the targets set out therein for organic produce, animal welfare and fair trade and accept the UNISON Food for Good recommendations on meat quality, five portions of fruit and vegetables a day, recycling and composting, patients not profit, resources, real food and fair pay as policy.

**9. Motion without Notice:** Shiona Baird moved without notice a motion under Rule 8.14.3 that the Parliament agrees that Members’ Business on 28 January 2004 be extended by up to 10 minutes.

The motion was agreed to.

The meeting closed at 6.08 pm.



The meeting opened at 9.30 am.

**1. Modernising the Court System – A New Supreme Court:** The Minister for Justice moved S2M-828—That the Parliament believes that it is a cardinal feature of a modern democratic state that the judiciary should be separated from the legislature and therefore supports the creation of a new Supreme Court believing that it will strengthen the independence of the judiciary.

Nicola Sturgeon moved amendment S2M-828.1 to motion S2M-828—

Leave out from “believing” to end and insert—

“for England and Wales; considers, however, that its creation affords an opportunity for the modernisation and repatriation of Scotland’s justice system, including an end to the historic anomaly that allows civil, but not criminal, cases to be appealed to a UK court and, having established that principle, calls on the Scottish Executive to consult on whether the Inner House of the Court of Session or a higher appellate authority within Scotland should be the final court of appeal in Scottish civil cases.”

After debate, the amendment was disagreed to ((DT) by division: For 30, Against 75, Abstentions 0).

Miss Annabel Goldie moved amendment S2M-828.2 to motion S2M-828—

Leave out from “it is” to end and insert—

“in the event of a United Kingdom Supreme Court being created, the Scottish Executive needs to ensure both that Scottish judges are appointed to sit in all civil appeals from Scotland and that decisions of the Supreme Court in non-Scottish cases are not binding in Scots law except in so far as the law determining such cases is applicable on a United Kingdom basis.”

After debate, the amendment was disagreed to ((DT) by division: For 46, Against 60, Abstentions 0).

The motion was then agreed to ((DT) by division: For 62, Against 18, Abstentions 27).

**2. First Minister’s Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**3. Question Time:** Questions were answered by Ministers and junior Scottish Ministers.

**4. Budget (Scotland) Bill – Stage 1:** The Minister for Finance and Public Services (Mr Andy Kerr) moved S2M-807—That the Parliament agrees to the general principles of the Budget (Scotland) Bill.

After debate, the motion was agreed to ((DT) by division: For 61, Against 9, Abstentions 37).

**5. Health Protection Agency Bill – UK Legislation:** The Deputy Minister for Health and Community Care (Mr Tom McCabe) moved S2M-786—That the Parliament endorses the principle that the Health Protection Agency should be able to carry out, in Scotland, certain devolved radiation protection functions and, subject to the prescribed statutory requirements and procedures, other devolved health protection functions as set out in the Health Protection Agency Bill; agrees that the Bill should confer powers and functions on the Scottish Ministers and make provision for various other related matters in respect of the Health Protection Agency, and agrees that the Bill should be considered by the UK Parliament.

The motion was agreed to (DT).

**6. Decision Time:** The Parliament took decisions on items 1, 4 and 5 as noted above.

**7. Public Consultation on Private Prisons:** The Parliament debated S2M-793 in the name of Fiona Hyslop—That the Parliament notes the concerns of many of its members and amongst the wider public about the proposals for private prisons in Scotland; notes that applications for two new prisons have now been lodged in Addiewell and Low Moss but that as yet the public have not been informed if either or both are intended to operate as private prisons, and expresses the view that the public should be entitled to know what kind of operation is being planned for their local communities as part of any consultation and decision-making process.

**8. Motion without Notice:** Fiona Hyslop moved without notice a motion under Rule 8.14.3 that the Parliament agrees that Members' Business on 29 January 2004 be extended by up to 5 minutes.

The meeting closed at 6.00 pm.

The meeting opened at 2.30pm.

**1. Time for Reflection:** The Rt Reverend Professor Iain Torrance, Moderator of the General Assembly of the Church of Scotland, led Time for Reflection.

**2. Business Motion:** Tavish Scott, on behalf of the Parliamentary Bureau moved S2M-852—That the Parliament agrees a revision to the following programme of business for Wednesday 4 February 2004, as follows—

after,

2.30 pm                      Time for Reflection – The Rt Rev Prof Iain Torrance, Moderator of the Church of Scotland

*followed by*                      Parliamentary Bureau Motions

insert,

*followed by*                      Ministerial Statement on Fatal Fire at Rosepark Care Home

The motion was agreed to.

**3. Ministerial Statement:** The Minister for Justice (Cathy Jamieson) made a statement and answered questions on the Fatal Fire at Rosepark Care Home.

**4. Ministerial Statement:** The Minister for Communities (Ms Margaret Curran) made a statement and answered questions on A Housing Standard for the 21<sup>st</sup> Century.

**5. Energy Bill – UK Legislation:** The Deputy Minister for Enterprise and Lifelong Learning (Lewis Macdonald) moved S2M-788—That the Parliament agrees that those provisions in the Energy Bill that relate to devolved matters and those that confer executive powers and functions on the Scottish Ministers should be considered by the UK Parliament.

Shiona Baird moved amendment S2M-788.1 to motion S2M-788—

Leave out “agrees” and insert—

“believes that the Energy Bill as proposed will disadvantage the Scottish renewables industry, endanger the Scottish Executive’s targets for renewable energy development, establish a UK Nuclear Decommissioning Agency for the management and handling of radioactive waste with no environmental objectives and maintain the current lack of Executive powers over stored radioactive waste; considers that these issues of concern could be resolved through consultation with Her Majesty’s Government to the satisfaction of this Parliament, and therefore until those issues have been resolved does not agree”.

After debate, the amendment was disagreed to ((DT) by division: For 12, Against 78, Abstentions 23).

The motion was then agreed to ((DT) by division: For 78, Against 37, Abstentions 0).

**6. Business Motion:** Tavish Scott, on behalf of the Parliamentary Bureau moved S2M-851—That the Parliament agrees—

(a) the following programme of business—

Wednesday 11 February 2004

2.30 pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions  
*followed by*                      Scottish National Party Business  
*followed by*                      Business Motion  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Thursday 12 February 2004

9.30 am                      Procedures Committee Debate on its 2nd Report 2003 (Session 2):  
Oral Questions in the Chamber; on its 1st Report 2004: Oral  
Questions and Time in the Chamber; and on its 2nd Report 2004:  
Emergency Bills  
*followed by*                      Motion on the Appointment of a Commissioner for Children and  
Young People in Scotland  
12 noon                      First Minister's Question Time  
2.30 pm                      Question Time  
3.10 pm                      Stage 3 of the Budget (Scotland) Bill  
*followed by*                      Motion on Asylum and Immigration Bill – UK Legislation  
*followed by*                      Motion on Higher Education Bill – UK Legislation  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Wednesday 25 February 2004

2.30 pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions  
*followed by*                      Stage 1 Debate on the Criminal Procedure (Amendment) (Scotland)  
Bill

*followed by* Financial Resolution in respect of the Criminal Procedure (Amendment) (Scotland) Bill

*followed by* Business Motion

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Thursday 26 February 2004

9.30 am Executive Business

12 noon First Minister's Question Time

2.30 pm Question Time

3.10 pm Executive Business

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

and (b) that consideration of the Education (Additional Support for Learning) (Scotland) Bill at Stage 2 to be completed by 10 March 2004.

The motion was agreed to.

**7. Designation of Lead Committee:** Tavish Scott moved S2M-853—That the Parliament agrees that the Justice 2 Committee be designated as lead committee in consideration of the Tenements (Scotland) Bill.

The motion was agreed to (DT).

**8. Decision Time:** The Parliament took decisions on items 5 and 7 as noted above.

**9. Photodynamic Therapy for the Treatment of Wet Age-Related Macular Degeneration Treatment (AMD):** The Parliament debated S2M-667 in the name of Kate Maclean—That the Parliament notes the recent decision by NHS Quality Improvement Scotland on the use of photodynamic therapy for the treatment of wet age-related macular degeneration (AMD) and acknowledges that photodynamic therapy is the only effective treatment for wet AMD, the most aggressive form of the disease and the leading cause of blindness in the UK, with around 650 new patients diagnosed with wet AMD in Scotland every year; is deeply concerned that funding has not been made available for clinicians to treat on the NHS those patients who urgently require the therapy, and endorses the demand by the Royal National Institute of the Blind Scotland and the Macular Disease Society that the Scottish Executive ensures that funding is immediately provided by all NHS boards, thereby saving the sight of those who could benefit from the therapy.

The meeting closed at 5.48 pm.

The meeting opened at 9.30 am.

**1. Police Accountability:** David McLetchie moved S2M-849—That the Parliament notes that there is widespread public misunderstanding of who is responsible for what in terms of policing in Scotland; recognises that there needs to be greater local involvement in policing along with a police service that is more responsive to public demands, and calls on the Scottish Executive to strengthen public accountability and involvement by considering ideas such as the direct election of conveners of police boards and the regular publication of localised crime statistics.

The Deputy Minister for Justice (Hugh Henry) moved amendment S2M-849.3 to motion S2M-849—

Leave out from “notes” to end and insert—

“endorses the Scottish Executive’s commitment to work for a safer Scotland by reducing crime and re-offending; welcomes its commitment to enhance community accountability for policing through local police boards; endorses its promotion of responsiveness to local communities through police boards’ duty to secure Best Value and to report to the public on performance, and welcomes its policy of Community Planning which is enabling police forces to improve the delivery of services to local communities through more effective collaboration with other public bodies.”

Nicola Sturgeon moved amendment S2M-849.1 to motion S2M-849—

Leave out from “notes” to end and insert—

“believes that the public’s concern about policing is less about the lack of police accountability and more about the lack of police officers; calls for an overall increase in the number of police officers to take account of the fact that many more are now engaged in specialist activity, rather than community policing; recognises the right of the police to set local priorities free from political interference; encourages an intensive targeting of crime hotspots, low-level offending that nevertheless impinges on the quality of life in communities and persistent offenders who account for a disproportionate amount of crime, but urges all those involved in the criminal justice system not to lose sight of the fact that it is serious violent crime that is on the increase in Scotland.”

After debate amendment S2M-849.3 was agreed to ((DT) by division: For 64, Against 47, Abstentions 7). As a result amendment S2M-849.1 was pre-empted.

The motion, as amended, was then agreed to ((DT) by division: For 64, Against 47, Abstentions 7).

Accordingly, the Parliament resolved—That the Parliament endorses the Scottish Executive’s commitment to work for a safer Scotland by reducing crime and re-offending; welcomes its commitment to enhance community accountability for policing through local police boards; endorses its promotion

of responsiveness to local communities through police boards' duty to secure Best Value and to report to the public on performance, and welcomes its policy of Community Planning which is enabling police forces to improve the delivery of services to local communities through more effective collaboration with other public bodies.

**2. The Scottish Economy:** Murdo Fraser moved S2M-855—That the Parliament notes with concern the consistent underperformance of the Scottish economy relative to that of the UK as a whole; recognises that the burdens of higher rates, water charges and regulation faced by businesses in Scotland are factors contributing to this underperformance, and calls upon the Scottish Executive to take immediate steps to create a more business friendly environment by reducing business rates and water charges and cutting red tape, thereby encouraging business development, improving the outlook for economic growth, and contributing to a reverse in Scotland's trend of population decline.

The Deputy Minister for Enterprise and Lifelong Learning (Lewis Macdonald) moved amendment S2M-855.3 to motion S2M-855—

Leave out from “with” to end and insert—

“the evidence of an upturn in global economic activity and the opportunities for Scottish businesses and the Scottish economy to grow; rejects the proposition that increased competitiveness is best achieved by reductions in business taxation; believes instead that economic growth and wealth creation require targeted investment in skills and learning, business growth and innovation, and global connections, and supports the Scottish Executive's strategy of sustained investment in these areas to improve Scotland's competitive position in the global economy.”

Jim Mather moved amendment S2M-855.1 to motion S2M-855—

Leave out from “recognises” to end and insert—

“welcomes growing calls for the Scottish Parliament to enjoy the full range of tax powers available to Scotland's competitors, and recognises that only with the normal economic powers of an independent parliament will the competitive conditions be created in Scotland to reverse low growth and population decline.”

Carolyn Leckie moved amendment S2M-855.2 to motion S2M-855—

Leave out from “with” to end and insert—

“the complete absence of real economic powers for example in its inability to eradicate pensioner poverty by raising the state pension, its inability to raise the taxes of the rich and its inability to set a decent minimum wage rate for all workers in both the private and public sector and believes that it will only be when the Parliament has full control of fiscal and economic policy that Scotland will be able to achieve substantial and lasting economic growth.”

After debate amendment S2M-855.3 was agreed to ((DT) by division: For 63, Against 54, Abstentions 1). As a result amendments 855.1 and 855.2 were pre-empted.



The motion as amended was then agreed to ((DT) by division: For 63, Against 54, Abstentions 1).

Accordingly, the Parliament resolved—That the Parliament notes the evidence of an upturn in global economic activity and the opportunities for Scottish businesses and the Scottish economy to grow; rejects the proposition that increased competitiveness is best achieved by reductions in business taxation; believes instead that economic growth and wealth creation require targeted investment in skills and learning, business growth and innovation, and global connections, and supports the Scottish Executive’s strategy of sustained investment in these areas to improve Scotland’s competitive position in the global economy.

**3. First Minister’s Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**4. Question Time:** Questions were answered by Ministers and junior Scottish Ministers.

**5. Local Government Finance (Scotland) Order 2004:** The Minister for Finance and Public Services (Mr Andy Kerr) moved S2M-821—That the Parliament agrees that the Local Government Finance (Scotland) Order 2004 (SSI 2004/14) be approved.

Mr Brian Monteith moved amendment S2M-821.1 to motion S2M-821—

Insert at end—

“but, in doing so, considers that any consequential funding under the Barnett Formula accruing to Scotland as a result of an increase in the grant given to English and Welsh local authorities will be allocated to the Scottish Local Authorities’ Revenue Support Grant.”

After debate, the amendment was disagreed to ((DT) by division: For 17, Against 89, Abstentions 12).

The motion was then agreed to ((DT) by division: For 95, Against 18, Abstentions 5).

**6. Gender Recognition Bill – UK Legislation:** The Deputy Minister for Justice (Hugh Henry) moved S2M-813—That the Parliament endorses the principle of giving transsexual people legal recognition of their acquired gender and agrees that the provisions in the Gender Recognition Bill that relate to devolved matters should be considered by the UK Parliament thereby ensuring a consistent UK approach and early compliance with the rulings of the European Court of Human Rights with respect to the Convention rights of transsexual people under Article 8 (right to respect for private life) and Article 12 (right to marry).

After debate, the motion was agreed to ((DT) by division: For 76, Against 35, Abstentions 7).

**7. Decision Time:** The Parliament took decisions on items 1, 2, 5 and 6 as noted above.

**8. Tax Stamps on Scotch Whisky Products:** The Parliament debated S2M-833 in the name of Mr Brian Monteith—That the Parliament notes with concern that Her Majesty's Government is once again considering the introduction of tax stamps on spirits, but not on wine or beer; recognises that any such tax stamp would impact particularly on the Scotch whisky industry; believes that the case for a tax stamp system is not proven and that it would be an ineffective means of combating fraud and illicit trade while imposing substantial costs and practical problems on the industry, particularly in relation to labelling and storage; notes the Scottish Executive's Scotch whisky framework which supports a fair taxation regime for Scotch whisky, and therefore believes that the Executive should make representations to Her Majesty's Government against the introduction of tax stamps or any similar burdens on the Scotch whisky industry.

The meeting closed at 5.59 pm.

The meeting opened at 2.30 pm.

**1. Time for Reflection:** Rev Dr Michael Purcell, Parish Priest, St Mary of the Angels, Camelon led Time for Reflection.

**2. The Future of Scottish Football:** Mr Kenny MacAskill moved S2M-889—That the Parliament notes the crisis faced by Scottish football; recognises football’s significant contribution and potential impact in terms of its economic, social and health benefits and its role in our culture and identity; sympathises with the backroom and playing staff of those clubs worst affected; calls on professional football clubs to work with their supporters to harness the emotional and financial investment they make in their clubs; calls on the football authorities and clubs to ensure better business planning and financial management; believes that public funding for the game is essential but not the bail out of individual clubs; welcomes current and proposed financial support from the Scottish Executive but calls for such support to be matched by structural change; calls for the Scottish Football Association (SFA) to be a more integrated governing body for the game; calls for the for a review of the professional league structure in Scotland and the criteria for membership, and further calls for the SFA to regulate and develop participation by all ages and at all levels from grassroots in the community through to the national team.

Mr Jamie McGrigor moved amendment S2M-889.1 to motion S2M-889—

Leave out from “significant” to end and insert—

“importance in terms of its economic, social and health benefits and also its contribution to our culture and identity; believes, however, that football clubs must take responsibility for their own commercial decisions and that a well-run football club should be sustainable without the need for public funding; further believes that the Scottish Executive can help club finances by lifting the outdated alcohol ban in all-seater stadia, and invites the Scottish Football Association to consider reinstating the home international championship as a means of generating additional revenue for the development of the game.”

After debate, the amendment was disagreed to ((DT) by division: For 16, Against 96, Abstentions 1).

Colin Fox moved amendment S2M-889.2 to motion S2M-889—

Leave out from “sympathises” to end and insert—

“notes the experience of successful club teams such as Barcelona that are mutually owned and elect their own board of directors to run the club; further notes that some clubs in the English Nationwide League have already chosen this path by setting up supporters’ trusts, and believes that public funding should be made available to allow for wider community involvement in the clubs and to co-ordinate the game across Scotland.”

After debate, the amendment was disagreed to ((DT) by division: For 13, Against 101, Abstentions 0).

The motion was then agreed to ((DT) by division: For 99, Against 15, Abstentions 0).

**3. Nuclear Waste:** Roseanna Cunningham moved S2M-890—That the Parliament is concerned that policies related to nuclear waste management are being discussed and debated at UK and European level without significant input from Scotland; believes that appropriate statutory guidance for the Scottish Environment Protection Agency on radioactive discharges is urgently required, and considers that decisions regarding the control, management and disposal of nuclear waste material in Scotland should be a matter solely for the Scottish Ministers.

The Deputy Minister for Environment and Rural Development (Allan Wilson) moved amendment S2M-890.3 to motion S2M-890—

Leave out from “is concerned” to end and insert—

“agrees that the review of options for the long-term management of radioactive waste, currently being undertaken by the Committee on Radioactive Waste Management, is the correct means of engaging Scotland in the debate to find a long-term publicly acceptable solution to the disposal of long-lived radioactive waste and that the Scottish Executive should continue to input into UK, European and international radioactive waste issues and require the Scottish Environment Protection Agency to implement policy such as the *UK Strategy for Radioactive Discharges 2001-2020*.”

Alex Johnstone moved amendment S2M-890.1 to motion S2M-890—

Leave out from “is concerned” to end and insert—

“believes that nuclear power capacity is vital in meeting Scotland’s future energy needs; recognises technical advances in the handling and disposal of the associated waste materials, and considers that the resolution of nuclear waste issues and the development of new nuclear power capacity can and must run in parallel, as the lengthy commissioning process means that decisions about new nuclear power stations cannot be put off any longer.”

Mr Mark Ruskell moved amendment S2M-890.4 to motion S2M-890—

Insert after “Parliament”—

“acknowledges that radioactive nuclear waste for which there is no safe disposal route will remain harmful to human health and the environment for many thousands of years and that responsibility for nuclear waste created by this generation will have to be inherited by countless future generations; considers that the most important step in tackling the growing problem of nuclear waste must be to stop creating the waste in the first instance; believes that Scotland should not accept nuclear waste originating outside Scotland and that waste arising from Scottish civil and military nuclear facilities should remain on the site of the originating facility in secure, monitorable and retrievable storage;”

After debate amendment 890.3 was agreed to ((DT) by division: For 77, Against 37, Abstentions 1). As a result amendments S2M-890.1 and S2M-890.4 were pre-empted.

The motion as amended was then agreed to ((DT) by division: For 78, Against 37, Abstentions 0).

Accordingly, the Parliament resolved—That the Parliament agrees that the review of options for the long-term management of radioactive waste, currently being undertaken by the Committee on Radioactive Waste Management, is the correct means of engaging Scotland in the debate to find a long-term publicly acceptable solution to the disposal of long-lived radioactive waste and that the Scottish Executive should continue to input into UK, European and international radioactive waste issues and require the Scottish Environment Protection Agency to implement policy such as the *UK Strategy for Radioactive Discharges 2001-2020*.

**4. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-906—That the Parliament agrees the following revision to the programme of business for Thursday 12 February 2004—

after,

9.30 am                      Procedures Committee Debate on its 2nd Report 2003 (Session 2): Oral Questions in the Chamber; on its 1st Report 2004: Oral Questions and Time in the Chamber; and on its 2nd Report 2004: Emergency Bills

insert,

*followed by*                      Motion on Asylum and Immigration (Treatment of Claimants, etc.) Bill – UK Legislation

and after,

2.30 pm                      Question Time

delete,

3.10 pm                      Stage 3 of the Budget (Scotland) Bill

*followed by*                      Motion on Asylum and Immigration (Treatment of Claimants, etc.) Bill – UK Legislation

and insert,

3.10 pm                      Ministerial Statement on Common Agricultural Policy Reform

*followed by*                      Stage 3 of the Budget (Scotland) Bill

The motion was agreed to.

**5. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-898—That the Parliament agrees—

(a) the following programme of business—

Wednesday 25 February 2004

2.30 pm Time for Reflection  
*followed by* Parliamentary Bureau Motions  
*followed by* Stage 1 Debate on the Criminal Procedure (Amendment) (Scotland) Bill  
*followed by* Financial Resolution in respect of the Criminal Procedure (Amendment) (Scotland) Bill  
*followed by* Business Motion  
*followed by* Parliamentary Bureau Motions  
5.00 pm Decision Time  
*followed by* Members' Business

Thursday 26 February 2004

9.30 am Executive Debate on a Better Deal for Young People  
12 noon First Minister's Question Time  
2.30 pm Question Time  
3.10 pm Executive Debate on Building and Supporting the NHS Workforce  
*followed by* Parliamentary Bureau Motions  
5.00 pm Decision Time  
*followed by* Members' Business

and (b) that consideration of the Tenements (Scotland) Bill at Stage 1 be completed by 3 June 2004.

The motion was agreed to.

**6. Designation of Lead Committee:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-899—That the Parliament agrees that the Health Committee be designated as lead committee in consideration of the Prohibition of Smoking in Regulated Areas (Scotland) Bill at Stage 1.

The motion was agreed to (DT).

**7. Decision Time:** The Parliament took decisions on items 2, 3 and 6 as noted above.

**8. VisitScotland Tourist Information:** The Parliament debated S2M-847 in the name of Nora Radcliffe—That the Parliament notes the criticisms from the tourism industry about the performance and operation of the visitScotland.com website; in particular, notes the concerns among some

operators about the negative impact the website is having on their custom due to technical problems with the site, the high cost of subscription, the apparent lack of reliable information in some instances and the cost in lost tourism; recognises how important tourism is to the Scottish economy, and therefore considers that the Scottish Executive and VisitScotland must ensure that these problems are resolved ahead of the 2004 tourist season.

The meeting closed at 5.59 pm.

The meeting opened at 9.30 am.

**1. Procedures Committee, *Oral Questions and Emergency Bills*:** Iain Smith, on behalf of the Procedures Committee, moved S2M-864—That the Parliament notes the Procedures Committee's recommendations for changes to the format of Question Time and other aspects of oral questioning in its 2nd Report, 2003 (Session 2), *Oral Questions in the Chamber*, and about the timing of First Minister's Question Time and Question Time in its 1st Report, 2004 (Session 2), *Oral Questions and Time in the Chamber*, further notes the Committee's recommendations for changes to the procedure for Emergency Bills in its 2nd report, 2004 (Session 2), *Report on Emergency Bills*, and agrees that the changes to standing orders set out in Annexe A to the 2nd Report, 2003 (Session 2) and in Annexe A to the 2nd Report, 2004 (Session 2) should be made with effect from 13 February 2004.

After debate, the motion was agreed to (DT).

**2. Asylum and Immigration (Treatment of Claimants, etc.) Bill – UK Legislation:** The Deputy Minister for Justice (Hugh Henry) moved S2M-838—That the Parliament endorses the principle of creating a new offence to combat trafficking in human beings for non-sexual exploitation as set out in the Asylum and Immigration (Treatment of Claimants, etc.) Bill and agrees that the provisions to achieve this end in Scotland which relate to devolved matters should be considered by the UK Parliament.

After debate, the motion was agreed to ((DT) by division: For 76, Against 33, Abstentions 1).

**3. Appointment of a Commissioner for Children and Young People in Scotland:** Scott Barrie, on behalf of the Selection Panel, moved S2M-886—That the Parliament nominates Kathleen Marshall to Her Majesty The Queen for appointment as the Commissioner for Children and Young People in Scotland.

After debate, the motion was agreed to (DT).

**4. First Minister's Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**5. Question Time:** Questions were answered by Ministers and junior Scottish Ministers.

**6. Ministerial Statement:** The Deputy Minister for Environment and Rural Development (Allan Wilson) made a statement and answered question on reform of the Common Agricultural Policy.



**7. Budget (Scotland) Bill – Stage 3:** The Deputy Minister for Finance and Public Services (Tavish Scott) moved S2M-902—That the Parliament agrees that the Budget (Scotland) Bill be passed.

After debate, the motion was agreed to ((DT) by division: For 86, Against 10, Abstentions 14).

**8. Higher Education Bill – UK Legislation:** The Deputy First Minister and Minister for Enterprise and Lifelong Learning (Mr Jim Wallace) moved S2M-787—That the Parliament agrees that the provisions contained in the Higher Education Bill which have the effect of creating a UK Arts and Humanities Research Council and which confer powers and functions on Scottish Ministers, so far as those provisions relate to matters within the legislative competence of the Parliament, should be considered by the UK Parliament.

After debate, the motion was agreed to ((DT) by division: For 77, Against 22, Abstentions 10).

**9. Decision Time:** The Parliament took decisions on items 1, 2, 3, 7 and 8 as noted above.

**10. Sewage Dumping:** The Parliament debated S2M-770 in the name of Ms Rosemary Byrne—That the Parliament accepts that the dumping of untreated or semi-treated sewage on land is a revolting concept to the public with potentially devastating health and environmental effects; notes with strong disapproval the current practice of the dumping of semi-treated waste in various sites in the south of Scotland by a subsidiary of Thames Water plc, and considers that the Scottish Executive should ban this practice completely by ensuring safe scientific methods of disposal under both the precautionary and proximity principles.

**11. Motion without Notice:** Alasdair Morgan moved without notice that, under Rule 8.14.3, the debate be extended by 5 minutes.

The motion was agreed to.

The meeting closed at 6.06 pm.

The meeting opened at 2.30 pm.

**1. Time for Reflection:** Mr Habib Malik a director of Multi Ethnic Aberdeen Limited and Scotland Area Manager for Islamic Relief, led Time for Reflection.

**2. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-953—That the Parliament agrees a revision to the programme of business for Wednesday 25 February 2004, as follows—

after,

2.30 pm                      Time for Reflection – Mr Habib Malik, a director of Multi Ethnic Aberdeen Limited and Scotland Area Manager for Islamic Relief

*followed by*                      Parliamentary Bureau Motions

insert,

*followed by*                      Ministerial Statement on Fresh Talent

The motion was agreed to.

**3. Ministerial Statement:** The First Minister (Mr Jack McConnell) made a statement and answered questions on Fresh Talent.

**4. Criminal Procedure (Amendment) (Scotland) Bill – Stage 1:** The Minister for Justice (Cathy Jamieson) moved S2M-473—That the Parliament agrees to the general principles of the Criminal Procedure (Amendment) (Scotland) Bill.

After debate, the motion was agreed to ((DT) by division: For 112, Against 0, Abstentions 3).

**5. Criminal Procedure (Amendment) (Scotland) Bill – Financial Resolution:** The Minister for Finance and Public Services (Mr Andy Kerr) moved S2M-536—That the Parliament, for the purposes of any Act of the Scottish Parliament resulting from the Criminal Procedure (Amendment) (Scotland) Bill, agrees to any increase, in consequence of the Act, in expenditure payable out of the Scottish Consolidated Fund.

The motion was agreed to ((DT) by division: For 112, Against 0, Abstentions 3).

**6. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-952—That the Parliament agrees—

(a) the following programme of business

Wednesday 3 March 2004

2.30 pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions  
*followed by*                      Stage 1 Debate on the National Health Service Reform (Scotland) Bill  
*followed by*                      Financial Resolution in respect of the National Health Service Reform (Scotland) Bill  
*followed by*                      Business Motion  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Thursday 4 March 2004

9.30 am                      Stage 3 of the Vulnerable Witnesses (Scotland) Bill  
12 noon                      First Minister's Question Time  
2.30 pm                      Question Time  
3.10 pm                      Continuation of Stage 3 of the Vulnerable Witnesses (Scotland) Bill  
*followed by*                      Motion on Companies (Audit Investigations and Community Enterprise) Bill – UK Legislation  
*followed by*                      Motion on Civil Contingencies Bill – UK Legislation  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Wednesday 10 March 2004

2.30 pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions  
*followed by*                      Stage 1 Debate on the Antisocial Behaviour etc. (Scotland) Bill  
*followed by*                      Financial Resolution in respect of the Antisocial Behaviour etc. (Scotland) Bill  
*followed by*                      Business Motion  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Thursday 11 March 2004

9.30 am Scottish Senior Citizens' Unity Party Business

*followed by* Scottish Socialist Party Business

12 noon First Minister's Question Time

2.00 pm Question Time

3.00 pm Executive Business

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

and (b) that the rota for departmental themes for Question Time, to run for a trial period from 11 March 2004 to the summer recess, be as follows:

Week 1	Enterprise, Transport and Lifelong Learning; Justice and Law Officers;
Week 2	Education, Tourism, Culture and Sport; Finance and Communities;
Week 3	Environment and Rural Development; Health and Community Care.

The motion was agreed to.

**7. Designation of Lead Committees:** Patricia Fergusson, on behalf of the Parliamentary Bureau, moved—

S2M-947—That the Parliament agrees that the Justice 2 Committee be designated as lead committee in consideration of the draft Advice and Assistance (Financial Conditions) (Scotland) Regulations 2004;

S2M-948—That the Parliament agrees that the Justice 2 Committee be designated as lead committee in consideration of the draft Civil Legal Aid (Financial Conditions) (Scotland) Regulations 2004;

S2M-949—That the Parliament agrees that the Justice 2 Committee be designated as lead committee in consideration of the Advice and Assistance (Scotland) Amendment Regulations 2004, (SSI 2004/49);

S2M-950—That the Parliament agrees that the Justice 2 Committee be designated as lead committee in consideration of the Civil Legal Aid (Scotland) Amendment Regulations 2004 (SSI 2004/50); and

S2M-951—That the Parliament agrees that the Justice 2 Committee be designated as lead committee in consideration of the Criminal Legal Aid (Fixed Payments) (Scotland) Amendment Regulations 2004 (SSI 2004/51).

The motions were agreed to (DT).

**8. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-946—That the Parliament agrees that the draft Budget (Scotland) Act 2003 Amendment Order 2004 be approved.

The motion was agreed to (DT).

**9. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-945—That the Parliament agrees that the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (Scotland) Order 2004 (SSI 2004/21) be approved.

After debate, the motion was agreed to ((DT) by division: For 70, Against 22, Abstentions 23).

**10. Decision Time:** The Parliament took decisions on items 4, 5, 7, 8 and 9 as noted above.

**11. General Medical Services Contracts:** Alasdair Morgan moved S2M-728—That the Parliament is concerned that the provisions made for contracting-out out-of-hours care from GPs to local NHS boards may be insufficiently funded to meet the unique challenges encountered in rural practices; believes that rural practices thus unable to opt out will have serious difficulty in recruiting new doctors, and considers that the Scottish Executive should re-examine the level of funding allocated to NHS boards providing these services in rural areas.

The meeting closed at 6.04 pm.

The meeting opened at 9.30 am.

**1. A Better Deal for Young People:** The Minister for Education and Young People (Peter Peacock) moved S2M-943—That the Parliament values the very positive contribution made by Scotland’s young people and is committed to ensuring that they have the opportunities and support that they need to develop their skills and talents and participate fully and actively; supports the Scottish Executive’s commitment to working with young people, their families and communities, with the newly appointed Children’s Commissioner, and with those responsible for service delivery, to provide high quality universal services and targeted support for the most vulnerable; welcomes the Executive’s commitment to helping looked after children make the transition to successful, independent adulthood, to ensuring that all children are safe from abuse and neglect, to addressing offending behaviour and to reviewing the Children’s Hearings system to develop and improve the current service; recognises that young people are often predominantly the victims of anti-social behaviour, and welcomes the Executive’s commitment to tackling it more effectively.

Nicola Sturgeon moved amendment S2M-943.1 to motion S2M-943—

Insert at end—

“and calls on the Executive, as part of its overall strategy to address the offending behaviour of young people, to reconsider its decision to withdraw funding from the Airborne Initiative.”

After debate, the amendment was disagreed to ((DT) by division: For 61, Against 63, Abstentions 0).

Lord James Douglas-Hamilton moved amendment S2M-943.2 to motion S2M-943—

Leave out from “supports” to end and insert—

“acknowledges that having a strong economy with efficient and effective well-run public services benefits all in society, and specifically calls on the Executive to adopt the schools passport policy, which gives all schools the incentive to achieve and maintain high standards, thereby ensuring a better start in life for Scotland’s young people.”

After debate, the amendment was disagreed to ((DT) by division: For 19, Against 104, Abstentions 0).

The motion was then agreed to ((DT) by division: For 65, Against 14, Abstentions 45).

**2. First Minister’s Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**3. Question Time:** Questions were answered by Ministers and junior Scottish Ministers.

**4. Building and Supporting the NHS Workforce:** The Minister for Health and Community Care (Malcolm Chisholm) moved S2M-944—That the Parliament appreciates the vital contribution of a high quality healthcare system to the lives of everyone in Scotland and to our economy; acknowledges the fundamental importance of the 150,000 staff who help care for patients and pays tribute to their dedication and professionalism; welcomes the recent significant increases in staff numbers across the NHS in Scotland and the action taken to promote more flexible ways of working, create safer workplaces and protect frontline staff, support continuing professional development, and develop new roles and teamworking, but recognises the challenges facing the Scottish Executive in achieving a sustainable healthcare workforce in the long term through local, regional and national service and workforce planning and redesign, against the background of wider demographic and labour market challenges.

Shona Robison moved amendment S2M-944.2 to motion S2M-944—

Leave out from “recognises” to end and insert—

“is concerned that consultant, nurse and allied health professional vacancies are at an all-time high and that these healthcare workforce shortages are resulting in the ad-hoc and arbitrary centralisation of services across Scotland without adequate public consultation and often to the detriment of patient care, and therefore urges the Scottish Executive to carry out a national review of service planning and redesign in order to ensure equality of access to acute and primary care services in all parts of Scotland.”

After debate, the amendment was disagreed to ((DT) by division: For 43, Against 81, Abstentions 0).

Mr David Davidson moved amendment S2M-944.1 to motion S2M-944—

Leave out from “welcomes” to end and insert—

“notes the recent increases in staff numbers across the NHS in Scotland and the need to promote more flexible ways of working, create safer workplaces and give greater protection for all frontline staff; seeks improvement in support for continuing professional development and in developing new roles and teamworking, but recognises the challenges facing the Scottish Executive in achieving a sustainable healthcare workforce in the long-term through local, regional and national service and workforce planning and redesign, against the background of wider demographic and labour market challenges, while recognising that over-centralisation of services and critical GP and consultant shortages in some board areas is leading to reduced patient access to health care.”

After debate, the amendment was disagreed to ((DT) by division: For 18, Against 67, Abstentions 39).

Carolyn Leckie moved amendment S2M-944.3 to motion S2M-944—

Leave out from “recent” to end and insert—

“moderate increases in staff numbers in some staff and professional groups but regrets the lack of resources and effective planning devoted to the NHS workforce by successive governments, in particular the failure to plan effectively to ensure that enough NHS professionals were trained and employed to meet the needs and changing demography of the Scottish population, the requirements of the working time directive, the New Deal for Junior Doctors, the new consultant and GP contracts or the increasing demands for staff in specialisms; further regrets the continuance of the two tier workforce through PFI/PPP and the unacceptably wide gaps in pay and pay settlements between NHS workers; believes that our health service in Scotland will only be able to properly meet the needs and aspirations of the people of Scotland by stopping all PFI/PPP projects, making substantially greater investment in training, professional development, recruitment and retention, eradicating poverty pay and gender discrimination in pay, rewarding all NHS staff equally, proportionately and appropriately and by reducing the unacceptably high workload pressures on NHS staff.”

After debate, the amendment was disagreed to ((DT) by division: For 16, Against 82, Abstentions 26).

The motion was then agreed to ((DT) by division: For 75, Against 22, Abstentions 27).

**5. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-942—That the Parliament agrees—

(a) that the Justice 1 Committee reports to the Justice 2 Committee by 12 March 2004 on the draft Advice and Assistance (Financial Conditions) (Scotland) Regulations 2004; the draft Civil Legal Aid (Financial Conditions) (Scotland) Regulations 2004; the Advice and Assistance (Scotland) Amendment Regulations 2004, (SSI 2004/49); the Civil Legal Aid (Scotland) Amendment Regulations 2004, (SSI 2004/50); and the Criminal Legal Aid (Fixed Payments) (Scotland) Amendment Regulations 2004, (SSI 2004/51); and

(b) that consideration of the Prohibition of Smoking in Regulated Areas (Scotland) Bill at Stage 1 be completed by 2 November 2004.

The motion was agreed to.

**6. Decision Time:** The Parliament took decisions on items 1 and 4 as noted above.

**7. Planning for a Co-operative Development Agency:** The Parliament debated S2M-827 in the name of Johann Lamont—That the Parliament notes the crucial role of co-operative and mutual organisations within local communities and across Scotland; recognises the wide variety in size, capacity and in areas of activity of co-operative and mutual initiatives; congratulates those involved within the co-operative and mutual sector both on the key role they play in local and Scottish-wide economic activity and in delivering social justice; welcomes the commitment of the Scottish Executive to establish a Co-operative Development Agency (CDA), and believes that departments across the range of Executive responsibilities must work



together to ensure that the CDA will effectively support and strengthen co-operative and mutual enterprises in all their diversity.

The meeting closed at 5.58 pm.

The meeting opened at 2.30 pm.

1. **Time for Reflection:** Rodef Shalom Eliyahu McLean, Co-ordinator of the Jerusalem Circle, led Time for Reflection.
2. **National Health Service Reform (Scotland) Bill – Stage 1:** The Minister for Health and Community Care (Malcolm Chisholm) moved S2M-215—That the Parliament agrees to the general principles of the National Health Service Reform (Scotland) Bill.

Shona Robison moved amendment S2M-215.1 to motion S2M-215—

Insert at end—

“but, in so doing, believes that there must be safeguards in place to ensure the independence of the proposed new Scottish Health Council and is concerned about the lack of detail in the Financial Memorandum regarding potential additional costs arising from the Bill.”

After debate, the amendment was disagreed to ((DT) by division: For 39, Against 77, Abstentions 0).

The motion was then agreed to ((DT) by division: For 94, Against 17, Abstentions 5).

3. **National Health Service Reform (Scotland) Bill – Financial Resolution:** The Minister for Health and Community Care (Malcolm Chisholm) moved S2M-227—That the Parliament, for the purposes of any Act of the Scottish Parliament resulting from the National Health Service Reform (Scotland) Bill, agrees to any increase in expenditure of the Scottish Ministers payable out of the Scottish Consolidated Fund in consequence of the Act.

After debate, the motion was agreed to ((DT) by division: For 73, Against 44, Abstentions 0).

4. **Business Motion:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-983—That the Parliament agrees the following programme of business—

Wednesday 10 March 2004

2.30 pm	Time for Reflection
<i>followed by</i>	Parliamentary Bureau Motions
<i>followed by</i>	Stage 1 Debate on the Antisocial Behaviour etc. (Scotland) Bill
<i>followed by</i>	Financial Resolution in respect of the Antisocial Behaviour etc. (Scotland) Bill

*followed by* Business Motion  
*followed by* Parliamentary Bureau Motions  
5.00 pm Decision Time  
*followed by* Members' Business – Debate on the subject of S2M-913 Dr Sylvia Jackson: Commonwealth Day 2004

Thursday 11 March 2004

9.30 am Scottish Senior Citizens' Unity Party Business  
*followed by* Scottish Socialist Party Business  
12 noon First Minister's Question Time  
2.00 pm Question Time –  
Enterprise, Lifelong Learning and Transport;  
Justice and Law Officers;  
General Questions  
3.00 pm Executive Debate on the Historic Environment, a Valuable Resource for Scotland  
*followed by* Parliamentary Bureau Motions  
5.00 pm Decision Time  
*followed by* Members' Business – Debate on the subject of S2M-746 Rob Gibson: Maternity Services in Caithness

Wednesday 17 March 2004

2.30 pm Time for Reflection  
*followed by* Parliamentary Bureau Motions  
*followed by* Debate on Enterprise and Culture Committee's 3rd Report, 2003 (Session 2) Scottish Solutions Inquiry  
*followed by* Business Motion  
*followed by* Parliamentary Bureau Motions  
5.00 pm Decision Time  
*followed by* Members' Business

Thursday 18 March 2004

9.30 am Scottish National Party Business  
12 noon First Minister's Question Time  
2.00 pm Question Time –  
Education and Young People, Tourism, Culture and Sport;  
Finance and Public Services and Communities;  
General Questions  
3.00 pm Executive Business  
*followed by* Business Motion

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

The motion was agreed to.

**5. Business Motion:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-989—That the Parliament agrees the following revision to the programme of business for Thursday 4 March 2004—

Thursday 4 March 2004

delete,

9.30 am Stage 3 of the Vulnerable Witnesses (Scotland) Bill

and insert,

9.30 am Parliamentary Bureau Motions

*followed by* Stage 3 of the Vulnerable Witnesses (Scotland) Bill

The motion was agreed to.

**6. Office of the Clerk:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-986—That the Parliament agrees that between 3 July 2004 and 7 January 2005 the office of the Clerk shall be open all days except: Saturdays and Sundays, 3 December 2004, 24 December 2004 (pm), 27 and 28 December 2004 and 3 and 4 January 2005.

The motion was agreed to (DT).

**7. Rule 2.3.1:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-987—That the Parliament agrees the following dates under Rule 2.3.1: 5 July – 3 September 2004 (inclusive), 11 – 22 October 2004 (inclusive), 27 December 2004 – 7 January 2005 (inclusive).

After debate, the motion was agreed to ((DT) by division: For 112, Against 4, Abstentions 1).

**8. Decision Time:** The Parliament took decisions on items 2, 3, 6 and 7 as noted above.

**9. The Institute for Science Education in Scotland:** The Parliament debated S2M-870 in the name of Lord James Douglas-Hamilton—That the Parliament notes the widespread concerns about the future of science education in Scotland; believes the declining popularity of science subjects in schools and at further and higher education levels has consequences for economic development; welcomes the establishment of the Institute for Science Education in Scotland, a unique network of scientists working with science teachers to support excellence in science teaching throughout Scotland; notes that the aim of the institute is to work with the thousands of

people in the Scottish science community who are determined to reverse the decline in the popularity of science at schools, colleges and universities; further notes the priority set by the Scottish Science Advisory Committee in its recent report, *Why Science Education Matters*, on development of the institute; notes that the institute has the support of all Scotland's universities, the Royal Society of Edinburgh and the General Teaching Council for Scotland; further notes the creation of a National Centre for Excellence in Science Education in England with support from the Wellcome Trust and the Department for Education and Skills, and considers that the Scottish Executive should support the development of the institute.

The meeting closed at 6.12 pm.

The meeting opened at 9.30 am.

**1. Vulnerable Witnesses (Scotland) Bill – Business Motion:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-993—That the Parliament agrees that, during the Stage 3 proceedings of the Vulnerable Witnesses (Scotland) Bill, debate on each part of those proceedings shall be brought to a conclusion by the time-limits indicated (each time-limit being calculated from when Stage 3 begins and excluding any periods when other business is under consideration or when the meeting of the Parliament is suspended or otherwise not in progress)

Groups 1 and 2 - no later than 45 minutes

Groups 3 and 4 - no later than 1 hour 10 minutes

Group 5 - no later than 1 hour 30 minutes

Groups 6 and 7 - no later than 1 hour 45 minutes

Group 8 - no later than 2 hours

Groups 9 to 11 - no later than 2 hours 30 minutes

Motion to pass the Bill – no later than 3 hours 20 minutes

The motion was agreed to.

**2. Vulnerable Witnesses (Scotland) Bill - Stage 3:** The Bill was considered at Stage 3.

The following amendments were agreed to (without division): 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24 and 25.

Amendment 47 was agreed to (by division: For 81, Against 10, Abstentions 0).

The following amendments were disagreed to (by division)—

37 (For 33, Against 64, Abstentions 0)

49 (For 26, Against 69, Abstentions 0).

The following amendments were moved and, with the agreement of the Parliament, withdrawn: 26, 28, 34 and 66.

Other amendments were not moved.

**3. First Minister's Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**4. Question Time:** Questions were answered by Ministers and junior Scottish Ministers.

**5. Vulnerable Witnesses (Scotland) Bill – Stage 3:** The Minister for Justice (Cathy Jamieson) moved S2M-699—That the Parliament agrees that the Vulnerable Witnesses (Scotland) Bill be passed.

After debate, the motion was agreed to (DT).

**6. Companies (Audit, Investigations and Community Enterprise) Bill – UK Legislation:** The Deputy Minister for Communities (Mrs Mary Mulligan) moved S2M-973—That the Parliament agrees to the principle that, in the contexts of provisions in the Companies (Audit, Investigations and Community Enterprise) Bill enabling charities to convert to become community interest companies, conversion should be regulated and agrees that the provisions in the Bill that relate to the power to regulate such conversion should be considered by the UK Parliament.

After debate, the motion was agreed to ((DT) by division: For 73, Against 3, Abstentions 32).

**7. Civil Contingencies Bill – UK Legislation:** The Deputy Minister for Justice (Hugh Henry) moved S2M-974—That the Parliament agrees the principle of a single statutory framework for civil protection across the UK, as set out in the Civil Contingencies Bill, and agrees that the relevant provisions in the Bill should be considered by the UK Parliament.

After debate, the motion was agreed to ((DT) by division: For 69, Against 14, Abstentions 23).

**8. Motion without Notice:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved, without notice, a motion under Rule 11.2.4 of Standing Orders that Decision Time on 4 March 2004 be taken at 4.56 pm.

After debate, the motion was agreed to (by division: For 93, Against 13, Abstentions 1).

**9. Decision Time:** The Parliament took decisions on items 5, 6 and 7 as noted above.

**10. Achievements of Deaf Pupils in Scotland Project:** The Parliament debated S2M-758 in the name of Cathie Craigie—That the Parliament congratulates the Scottish Executive for funding the Achievements of Deaf Pupils in Scotland project since November 2000; is concerned to note the gap in achievements between deaf and hearing children identified in its initial findings, and considers that the Executive should continue to fund the project so that groundbreaking year-on-year evidence can be collected to enable identification of factors which can be addressed by education services for deaf pupils in Scotland.

The meeting closed at 5.39 pm.



**No. 59                      Wednesday 10 March 2004**

The meeting opened at 2.30 pm.

**1. Time for Reflection:** President David McKelvie Rae, President of the Paisley Scotland Stake of The Church of Jesus Christ of Latter-day Saints led Time for Reflection.

**2. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-1031—That the Parliament agrees the following revision to the programme of business for Wednesday 10 and Thursday 11 March 2004 agreed on 3 March 2004—

(a) Wednesday 10 March 2004

after,

“2.30 pm                      Time for Reflection

*followed by*                      Parliamentary Bureau Motions”

insert,

“*followed by*                      Ministerial Statement on GM Crops”

and

(b) Thursday 11 March 2004

after,

“2.00 pm                      Question Time -  
Enterprise, Lifelong Learning and Transport;  
Justice and Law Officers;  
General Questions”

insert,

“*followed by*                      Ministerial Statement on the Outcomes of the Ministerial Group on  
Tourism”

Mark Ballard moved amendment S2M-1031.1 to motion S2M-1031—

after

“*followed by*                      Ministerial Statement on the Outcomes of the Ministerial Group on  
Tourism”

insert

“*followed by*                      Debate on GM Crops”

After debate, the amendment was disagreed to (by division: For 54, Against 58, Abstentions 0).

Carolyn Leckie moved amendment S2M-1031.2 to motion S2M-1031—

delete

*“followed by* Ministerial Statement on GM Crops”

and insert

*“followed by* Ministerial Statement on the hunger strike by Farouk Haidari, Farnborz Gravindk and Mokhtar Haydary”

After debate, the amendment was disagreed to (by division: For 39, Against 74, Abstentions 0).

The motion was then agreed to (by division: For 60, Against 46, Abstentions 7).

**3. Ministerial Statement:** The Deputy Minister for Environment and Rural Development (Allan Wilson) made a statement, and answered questions on GM crops.

**4. Antisocial Behaviour etc. (Scotland) Bill – Stage 1:** The Minister for Communities (Ms Margaret Curran) moved S2M-532—That the Parliament agrees to the general principles of the Antisocial Behaviour etc. (Scotland) Bill.

Nicola Sturgeon moved amendment S2M-532.1 to motion S2M-532—

Insert at end—

“but, in so doing, calls on the Scottish Executive to review Part 3 of the Bill, in light of comments made by the Communities and Justice 2 Committees.”

After debate, the amendment was disagreed to ((DT) by division: For 47, Against 63, Abstentions 8).

Colin Fox moved amendment S2M-532.2 to motion S2M-532—

Leave out from “agrees” to end and insert—

“does not agree to the general principles of the Antisocial Behaviour etc. (Scotland) Bill because it believes that the most effective way to address antisocial behaviour is through greater investment in a wide range of community support services, does not believe that the punitive measures contained in the Bill will address this issue, believes that a fully-resourced Children’s Hearings system represents the best way of dealing with young offenders; does not believe that extending the use of Antisocial Behaviour Orders to under-16s is appropriate, and considers that, rather than creating extra legal powers such as dispersal, the police should be provided with extra resources.”

After debate, the amendment was disagreed to ((DT) by division: For 13, Against 101, Abstentions 3).

The motion was then agreed to ((DT) by division: For 103, Against 14, Abstentions 1).

**5. Antisocial Behaviour etc. (Scotland) Bill – Financial Resolution:** The Deputy Minister for Communities (Mrs Mary Mulligan) moved S2M-614—That the Parliament, for the purposes of any Act of the Scottish Parliament resulting from the Antisocial Behaviour etc. (Scotland) Bill, agrees to any increase in expenditure charged on, and any expenditure payable out of, the Scottish Consolidated Fund in consequence of the Act.

The motion was agreed to ((DT) by division: For 104, Against 6, Abstentions 8).

**6. Business Motion:** Patricia Ferguson on behalf of the Parliamentary Bureau moved S2M-1023—That the Parliament agrees—

(b) the following programme of business—

Wednesday 17 March 2004

2.30 pm	Time for Reflection
<i>followed by</i>	Parliamentary Bureau Motions
<i>followed by</i>	Debate on Enterprise and Culture Committee's 3rd Report, 2003 (Session 2): Scottish Solutions Inquiry
<i>followed by</i>	Business Motion
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members' Business

Thursday 18 March 2004

9.30 am	Scottish National Party Business
12 noon	First Minister's Question Time
2.00 pm	Question Time - Education and Young People, Tourism, Culture and Sport; Finance and Public Services and Communities; General Questions
3.00 pm	Executive Debate on Action to Promote Women in Scotland
<i>followed by</i>	Motion on Justice (Northern Ireland) Bill – UK Legislation
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members' Business

Wednesday 24 March 2004

2.30 pm	Time for Reflection
<i>followed by</i>	Parliamentary Bureau Motions
<i>followed by</i>	Stage 1 Debate on the Local Governance (Scotland) Bill

*followed by* Financial Resolution in respect of the Local Governance (Scotland) Bill

*followed by* Business Motion

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Thursday 25 March 2004

9.30 am Scottish Green Party Business

12 noon First Minister's Question Time

2.00 pm Question Time -  
Environment and Rural Development;  
Health and Community Care;  
General Questions

3.00 pm Executive Business

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

and (b) that consideration of the National Health Service Reform (Scotland) Bill at Stage 2 be completed by 2 April 2004; that consideration of the Criminal Procedure (Amendment) (Scotland) Bill at Stage 2 be completed by 31 March 2004; that the timetable for completion of consideration of the Education (Additional Support for Learning) (Scotland) Bill at Stage 2 be extended to 17 March 2004; and that the timetable for completion of consideration of the Prostitution Tolerance Zones (Scotland) Bill at Stage 1 be extended to 2 July 2004.

The motion was agreed to.

**7. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau moved S2M-1025—That the Parliament agrees that the draft Advice and Assistance (Financial Conditions) (Scotland) Regulations 2004 be approved.

The motion was agreed to (DT).

**8. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau moved S2M-1026—That the Parliament agrees that the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No. 2) (Scotland) Order 2004 (SSI 2004/43) be approved.

After debate, the motion was agreed to ((DT) by division: For 71, Against 23, Abstentions 23).

**9. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau moved S2M-1027—That the Parliament agrees that the draft Civil Legal Aid (Financial Conditions) (Scotland) Regulations 2004 be approved.

The motion was agreed to (DT).

**10. Decision Time:** The Parliament took decisions on items 4, 5, 7, 8 and 9 as noted above.

**11. Commonwealth Day 2004:** Sylvia Jackson moved S2M-913—That the Parliament recognises the valuable role of the Commonwealth in strengthening relationships between nations across the world; welcomes the continued contribution of Scotland and its people to those relationships; reaffirms its support for the work of the Commonwealth Parliamentary Association, and commends the theme of Commonwealth Day this year, “Building a Commonwealth of Freedom”, that raises important issues of governance, democracy, human rights, citizenship, building communities and development that are relevant to all peoples of the Commonwealth.

The meeting closed at 5.54 pm.

The meeting opened at 9.30 am.

**1. Pensioner Poverty:** John Swinburne moved S2M-1020—That the Parliament agrees that pensioner poverty must be eradicated.

The Deputy Minister for Communities (Mrs Mary Mulligan) moved amendment S2M-1020.3 to motion S2M-1020—

Insert at end—

“and congratulates the Scottish Executive for closing the opportunity gap for Scotland’s poorest pensioners; welcomes Executive policies that are helping pensioners to save money on heating their homes effectively, providing assistance with bus fares and continuing free personal and nursing care, and supports the Executive in encouraging pensioners to claim benefits that are rightfully theirs, such as council tax benefit, through the central heating programme, and through disseminating information to local authorities and old people’s organisations.”

Shona Robison moved amendment S2M-1020.2 to motion S2M-1020—

Insert at end—

“and that this can only be achieved if the Parliament has a full range of powers including control over pensions, tax and the benefits system.”

Murdo Fraser moved amendment S2M-1020.1 to motion S2M-1020—

Insert at end—

“; acknowledges that the increases in means testing for pensioners introduced by the Chancellor of the Exchequer, Gordon Brown, adversely affect many pensioners who are reluctant to claim the benefits to which they are entitled; supports the re-introduction of a link between pensions and earnings as proposed by the Conservative Party at Westminster, and recognises that a growing, dynamic economy through lower tax and regulation is the best way to address the problem of poverty for all, including pensioners.”

After debate, amendment S2M-1020.3 was agreed to ((DT) by division: For 74, Against 23, Abstentions 23). As a result amendments 1020.2 and 1020.1 were pre-empted.

The motion as amended was then agreed to ((DT) by division: For 74, Against 18, Abstentions 29).

Accordingly, the Parliament resolved—That the Parliament agrees that pensioner poverty must be eradicated and congratulates the Scottish Executive for closing the opportunity gap for Scotland’s poorest pensioners; welcomes Executive policies that are helping pensioners to save money on heating their homes effectively, providing assistance with bus fares and continuing free personal and nursing care, and supports the Executive in

encouraging pensioners to claim benefits that are rightfully theirs, such as council tax benefit, through the central heating programme, and through disseminating information to local authorities and old people's organisations.

**2. Winter Cold-related Deaths:** John Swinburne moved S2M-1021—That the Parliament notes with extreme concern recent figures that show that there were 2,510 deaths from cold-related illnesses during the winter of 2002-03, the majority of those being elderly people, an increase of nearly 700; condemns such statistics as reprehensible in Scotland in the 21st century, and, while welcoming the Scottish Executive's free central heating programme, recognises that the delivery of such programmes must be improved and extended to reach all senior citizens in need as soon as possible.

The Deputy Minister for Communities (Mrs Mary Mulligan) moved amendment S2M-1021.2 to motion S2M-1021—

Leave out from "with extreme concern" to end and insert—

"the recent figures on winter cold-related deaths; recognises the decrease by half in the number of fuel-poor households in Scotland; welcomes the Scottish Executive's extension of the central heating programme to upgrade or replace partial or inefficient central heating systems for the over-80s in the private sector, and reaffirms the commitment to eradicate fuel poverty as far as reasonably practicable by 2016 thereby combating the threat of winter cold-related deaths."

Tricia Marwick moved amendment S2M-1021.1 to motion S2M-1021—

Insert at end—

"and that fuel poverty in Scotland will not be eradicated until the Parliament has the full range of powers, including control over the pension and benefit system."

After debate, amendment 1021.2 was agreed to ((DT) by division: For 67, Against 30, Abstentions 24). As a result amendment S2M-1021.1 was pre-empted.

The motion as amended was then agreed to ((DT) by division: For 67, Against 17, Abstentions 37).

Accordingly, the Parliament resolved—That the Parliament notes the recent figures on winter cold-related deaths; recognises the decrease by half in the number of fuel-poor households in Scotland; welcomes the Scottish Executive's extension of the central heating programme to upgrade or replace partial or inefficient central heating systems for the over-80s in the private sector, and reaffirms the commitment to eradicate fuel poverty as far as reasonably practicable by 2016 thereby combating the threat of winter cold-related deaths.

**3. Council Tax:** Tommy Sheridan moved S2M-984—That the Parliament agrees that the council tax should be abolished and replaced with an income-based alternative.

The Deputy Minister for Finance and Public Services (Tavish Scott) moved amendment S2M-984.2 to motion S2M-984—

Leave out from “council tax” to end and insert—

“forthcoming independent review of local government finance should be asked to conduct a thorough examination of a range of local taxation systems, including the various proposals for an income-based system and reforms to the present council tax system and encourages all those who wish to make meaningful contribution to the review to submit proposals when called upon to do so.”

After debate, the amendment was agreed to ((DT) by division: For 88, Against 33, Abstentions 0).

The motion as amended was then agreed to ((DT) by division: For 91, Against 30, Abstentions 0).

Accordingly, the Parliament resolved—That the Parliament agrees that the forthcoming independent review of local government finance should be asked to conduct a thorough examination of a range of local taxation systems, including the various proposals for an income-based system and reforms to the present council tax system and encourages all those who wish to make meaningful contribution to the review to submit proposals when called upon to do so.

**4. Nursery Nurses, A Just Claim:** Frances Curran moved S2M-985—That the Parliament agrees that the nursery nurses have a just claim and that there should be a fair, nationally negotiated settlement to their current dispute.

Lord James Douglas-Hamilton moved amendment S2M-985.1 to motion S2M-985—

Leave out from “agrees” to end and insert—

“supports local pay bargaining; welcomes the settlement by nine local authorities, but calls on UNISON to make a special dispensation for children who have special educational needs due to the severe impact that the strike has on them and their families.”

After debate, the amendment was disagreed to ((DT) by division: For 17, Against 103, Abstentions 1).

The Deputy Minister for Education and Young People (Euan Robson) moved amendment S2M-985.2 to motion S2M-985—

Leave out from “agrees” to end and insert—

“recognises the importance of the pre-five sector to securing the best possible start to life for Scotland’s young people and the priority the Scottish Executive has given to pre-five provision; welcomes the significant progress in pre-school education entitlement for three and four-year-olds achieved over recent years; emphasises that nursery nurses and others in the early years workforce should receive pay that is fair to them and is financially sustainable; notes grading settlements made to date; urges COSLA to do all



it can to support a resolution to the current dispute; further urges the local authority employers and unions to continue negotiations, and encourages the Executive to push forward with plans to secure improved workforce planning, qualifications structure and career pathways for the early years workforce as a means of securing recognition of the commitment and professionalism of pre-five workers, greater opportunities and equality in the workplace for this predominantly female workforce.”

After debate, the amendment was agreed to ((DT) by division: For 70, Against 44, Abstentions 3).

The motion as amended was then agreed to ((DT) by division: For 76, Against 41, Abstentions 4).

Accordingly, the Parliament resolved—That the Parliament recognises the importance of the pre-five sector to securing the best possible start to life for Scotland’s young people and the priority the Scottish Executive has given to pre-five provision; welcomes the significant progress in pre-school education entitlement for three and four-year-olds achieved over recent years; emphasises that nursery nurses and others in the early years workforce should receive pay that is fair to them and is financially sustainable; notes grading settlements made to date; urges COSLA to do all it can to support a resolution to the current dispute; further urges the local authority employers and unions to continue negotiations, and encourages the Executive to push forward with plans to secure improved workforce planning, qualifications structure and career pathways for the early years workforce as a means of securing recognition of the commitment and professionalism of pre-five workers, greater opportunities and equality in the workplace for this predominantly female workforce.

**5. First Minister’s Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**6. Question Time:** Questions were answered by the Minister for Enterprise and Lifelong Learning (Mr Jim Wallace) and the Minister for Transport (Nicol Stephen); by the Minister for Justice (Cathy Jamieson), the Solicitor General (Elish Angiolini) and the Lord Advocate (Colin Boyd); and by other Ministers and junior Scottish Ministers.

**7. Ministerial Statement:** The Minister for Tourism, Culture and Sport (Mr Frank McAveety) made a statement, and answered questions on the outcomes of the Ministerial Group on Tourism.

**8. The Historic Environment, A Valuable Resource for Scotland:** The Minister for Tourism, Culture and Sport (Mr Frank McAveety) moved S2M-1033—That the Parliament recognises that Scotland’s rich heritage of historic buildings, conservation areas, monuments, archaeology, gardens and landscapes makes an important contribution to the cultural, economic and social well-being of contemporary Scotland.

Roseanna Cunningham moved amendment S2M-1033.2 to motion S2M-1033—

Insert at end—

“; regrets that, notwithstanding the work done by individuals and organisations, there remain serious concerns about (a) a lack of both resources and information and (b) the failure to sufficiently protect, conserve, interpret and promote Scotland’s historic environment and endorses the call for a review of the historic environment backed up by a regular audit to measure progress.”

After debate, the amendment was disagreed to ((DT) by division: For 54, Against 62, Abstentions 0).

Mr Jamie McGrigor moved amendment S2M-1033.1 to motion S2M-1033—

Insert at end—

“and believes that Historic Scotland, in its policies, must be mindful of the immense benefits to employment, income and culture brought by tourism and, in particular, art and archaeological tourism.”

After debate, the amendment was agreed to (DT).

The motion as amended was then agreed to (DT).

Accordingly, the Parliament resolved—That the Parliament recognises that Scotland’s rich heritage of historic buildings, conservation areas, monuments, archaeology, gardens and landscapes makes an important contribution to the cultural, economic and social well-being of contemporary Scotland and believes that Historic Scotland, in its policies, must be mindful of the immense benefits to employment, income and culture brought by tourism and, in particular, art and archaeological tourism.

**9. Decision Time:** The Parliament took decisions on items 1, 2, 3, 4 and 8 as noted above.

**10. Maternity Services in Caithness:** The Parliament debated S2M-746 in the name of Rob Gibson—That the Parliament notes the current review of maternity services in rural and remote communities of Caithness and north Sutherland; believes that no “one size fits all” model will deliver satisfactory solutions across the country; considers that staff shortages and widely differing geographical circumstances have to be accommodated, and further considers that the Scottish Executive should instruct NHS Scotland to draw up consultant contracts so that medical staff gain competencies in both large and small hospitals and therefore fulfil the Executive's pledge that every child in Scotland be given the best possible start in life.

The meeting closed at 6.08 pm.

**No. 61      Wednesday 17 March 2004**

The meeting opened at 2.30 pm.

**1. Time for Reflection:** Priya Sahi, 5<sup>th</sup> Year Student from Grove Academy, Broughty Ferry, led Time for Reflection.

**2. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-1048—That the Parliament agrees the following revision to the programme of business for Wednesday 17 March 2004—

after,

2.30 pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions

insert,

*followed by*                      Ministerial Statement on vCJD

Bill Aitken moved amendment S2M-1048.1 to motion S2M-1048—

Insert at end—

“and the following revision to the programme of business for Thursday 18 March 2004—

delete from,

“3.00 pm                      Executive Debate on Action to Promote Women in Scotland”

to end and insert,

“3.00 pm                      Debate on request from the Parliament to the BBC to release to the Fraser Inquiry the taped interviews conducted for “The Gathering Place”, especially those interviews with the late Donald Dewar and Enric Miralles

3.30 pm                      Executive Debate on Action to Promote Women in Scotland

*followed by*                      Motion on Justice (Northern Ireland) Bill – UK Legislation

*followed by*                      Parliamentary Bureau Motions

5.30 pm                      Decision Time

*followed by*                      Members’ Business – Debate on the subject of S2M-971 Rhona Brankin: World Health Organisation’s Bone and Joint Decade 2000 to 2010” ”

After debate, the amendment was disagreed to (by division: For 24, Against 60, Abstentions 30).

Carolyn Leckie moved amendment S2M-1048.2 to motion S2M-1048—

Leave out from “insert” to end and insert—

“delete,

“*followed by* Debate on Enterprise and Culture Committee’s 3rd Report 2003 (Session 2): Scottish Solutions Inquiry (*for text of motion see S2M-1043 in Section F of the Business Bulletin for Monday 15 March 2004*)

*followed by* Business Motion

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time”

and insert,

“*followed by* Ministerial Statement on vCJD

*followed by* Ministerial Statement on the situation of the three Iranian Kurdish hunger strikers in Glasgow

*followed by* Debate on Enterprise and Culture Committee’s 3rd Report 2003 (Session 2): Scottish Solutions Inquiry (*for text of motion see S2M-1043 in Section F of the Business Bulletin for Monday 15 March 2004*)

*followed by* Business Motion

*followed by* Parliamentary Bureau Motions

5.30 pm Decision Time” ”

After debate, the amendment was disagreed to (by division: For 37, Against 77, Abstentions 1).

The motion was then agreed to (by division: For 86, Against 22, Abstentions 7).

**3. Ministerial Statement:** The Minister for Health and Community Care (Malcolm Chisholm) made a statement, and answered questions on vCJD.

**4. Enterprise and Culture Committee, *Scottish Solutions Inquiry:*** Alasdair Morgan, on behalf of the Enterprise and Culture Committee, moved S2M-1043—That the Parliament notes the 3rd Report 2003 (Session 2) of the Enterprise and Culture Committee, *Report on Scottish Solutions Inquiry* (SP Paper 67), on the potential impact of the introduction of variable tuition fees in England and recognises the importance of a healthy higher education sector to Scotland’s economic development.

After debate, the motion was agreed to (DT).

**5. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-1049—That the Parliament agrees—

(a) the following programme of business—

Wednesday 24 March 2004

2.30 pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions  
*followed by*                      Stage 1 Debate on the Local Governance (Scotland) Bill  
*followed by*                      Financial Resolution in respect of the Local Governance (Scotland) Bill  
*followed by*                      Business Motion  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Thursday 25 March 2004

9.30 am                      Scottish Green Party Business  
12 noon                      First Minister's Question Time  
2.00 pm                      Question Time -  
   Environment and Rural Development;  
   Health and Community Care;  
   General Questions  
3.00 pm                      Executive Debate on Protecting Communities – Reforming the Role  
   of Non-Jury Courts  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Wednesday 31 March 2004

2.30 pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions  
*followed by*                      Scottish Conservative and Unionist Party Business  
*followed by*                      Business Motion  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Thursday 1 April 2004

9.30 am	Parliamentary Bureau Motions
<i>followed by</i>	Stage 3 of the Education (Additional Support for Learning) (Scotland) Bill
12 noon	First Minister's Question Time
2.00 pm	Question Time - Enterprise, Lifelong Learning and Transport; Justice and the Law Officers; General Questions
3.00 pm	Continuation of Stage 3 of the Education (Additional Support for Learning) (Scotland) Bill
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members' Business

and (b) that consideration of the Antisocial Behaviour etc. (Scotland) Bill at Stage 2 be completed by 4 June 2004.

The motion was agreed to.

**6. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-1047—That the Parliament agrees that the draft Renewables Obligation (Scotland) Order 2004 be approved.

The motion was agreed to (DT).

**7. Decision Time:** The Parliament took decisions on items 4 and 6 as noted above.

**8. National Celebrations on St Andrew's Day:** The Parliament debated S2M-754 in the name of Donald Gorrie—That the Parliament believes that many aspects of Scottish life would benefit from the adoption of St Andrew's Day as a focus for national celebration; recognises the value that similar national days, such as Thanksgiving Day in the United States of America, bring to other countries, and considers that the Parliament and the Scottish Executive should work with all relevant bodies to make St Andrew's Day, or the weekend nearest to it, a basis for educational, cultural and sporting activity, family reunions, community events, the promotion of tourism and Scottish products abroad and for developing existing celebrations of Scottish life held abroad.

The meeting closed at 5.53 pm.

The meeting opened at 9.31 am.

**1. GM Crops:** Roseanna Cunningham moved S2M-1051—That the Parliament notes the recommendations of the House of Commons Environmental Audit Committee’s report *GM Foods – Evaluating the Farm Scale Trials*; believes that the cultivation of Chardon LL maize should not be considered in Scotland until a full inquiry has been undertaken into the potential commercial, environmental and health impact of such an introduction, and believes that, pending the outcome of such an inquiry, all existing legal powers should be used to block the approval of Chardon LL maize in keeping with the precautionary principle.

The Deputy Minister for Environment and Rural Development (Allan Wilson) moved amendment S2M-1051.1 to motion S2M-1051—

Leave out from “notes” to end and insert—

“acknowledges that at present there is little support for commercialisation of GM crops; acknowledges the European and UK legislative framework for GM; recognises that the Scottish Executive is not permitted by EU law to impose a blanket ban or blanket approval for GM crops; understands that decisions are required on a case by case basis; welcomes the Executive’s decision to reject the commercial growing of spring GM oil seed rape and beet; notes that the Executive does not have scientific evidence nor the powers to ban the cultivation of GM maize; supports the Executive’s decision to seek amendment to the EU approval for Chardon LL maize to restrict its cultivation; supports the Executive’s decision not to agree seed listing for Chardon LL unless and until such EU changes are made; welcomes the Executive’s commitment to consult on co-existence measures that will protect farmers who wish to grow conventional or organic crops, give consumers the choice not to consume GM foods and introduce compensation and liability measures; supports the Executive’s initiative with the farming industry to ensure consumer confidence and consumer choice in Scottish produce, and welcomes the continuing commitment in the Partnership Agreement to apply the precautionary principle.”

After debate, amendment S2M 1051.1 was agreed to ((DT) by division: For 60, Against 59, Abstentions 1).

The motion, as amended, was agreed to ((DT) by division: For 60, Against 58, Abstentions 1).

Accordingly, the Parliament resolved—That the Parliament acknowledges that at present there is little support for commercialisation of GM crops; acknowledges the European and UK legislative framework for GM; recognises that the Scottish Executive is not permitted by EU law to impose a blanket ban or blanket approval for GM crops; understands that decisions are required on a case by case basis; welcomes the Executive’s decision to reject the commercial growing of spring GM oil seed rape and beet; notes that the Executive does not have scientific evidence nor the powers to ban the cultivation of GM maize; supports the Executive’s decision to seek amendment to the EU approval for Chardon LL maize to restrict its cultivation;

supports the Executive's decision not to agree seed listing for Chardon LL unless and until such EU changes are made; welcomes the Executive's commitment to consult on co-existence measures that will protect farmers who wish to grow conventional or organic crops, give consumers the choice not to consume GM foods and introduce compensation and liability measures; supports the Executive's initiative with the farming industry to ensure consumer confidence and consumer choice in Scottish produce, and welcomes the continuing commitment in the Partnership Agreement to apply the precautionary principle.

**2. Abolition of Council Tax:** Fergus Ewing moved S2M-1050—That the Parliament believes that the council tax should be abolished and replaced with a fair system of local income taxation based on ability to pay; notes that the Partnership Agreement published on 15 May 2003 included a commitment to establish an independent review of local government finance; further notes, however, that no such review has been established, and calls on the Scottish Executive to honour its commitment by establishing the review forthwith under an independent chair and reporting back to the Parliament by the end of 2004.

The Deputy Minister for Finance and Public Services (Tavish Scott) moved amendment S2M-1050.4 to motion S2M-1050—

Leave out from “believes” to end and insert—

“agrees that the forthcoming independent review of local government finance should be asked to conduct a thorough examination of a range of local taxation systems, including the various proposals for an income-based system and reforms to the present council tax system, and encourages all those who wish to make a meaningful contribution to the review to submit their proposals when called upon to do so.”

Mr Brian Monteith moved amendment S2M-1050.3 to motion S2M-1050—

Leave out from “the council tax” to end and insert—

“local taxation cannot be viewed in isolation and must be seen as part of the overall taxation system, particularly as locally variable taxes only raise 18% of council revenues with the rest coming from charges, business rates and central government grants and further believes that the independent review of local government finance must take account of what range of responsibilities are best administered locally and ensure a broadly-based system of national and local taxation with a combination of income, consumption, capital and property taxes as the best way of delivering a fair and balanced system.”

Mark Ballard moved amendment S2M-1050.2 to motion S2M-1050—

Leave out from “income” to end and insert—

“taxation based on land values; notes that the Partnership Agreement published on 15 May 2003 included a commitment to establish an independent review of local government finance; further notes, however, that no such review has been established; calls on the Scottish Executive to honour its commitment by establishing the review forthwith under an independent chair and reporting back to the Parliament by the end of 2004; believes that local taxation based on land values will be to the benefit of Scotland's economy, society and environment, and welcomes the commitment the



Chancellor of the Exchequer made in presenting his budget for 2004 to the House of Commons to investigate the possibility of taxing land values.”

After debate, amendment 1050.4 was agreed to ((DT) by division: For 77, Against 36, Abstentions 7). As a result amendments 1050.3 and 1050.4 were pre-empted.

The motion as amended was agreed to ((DT) by division: For 78, Against 35, Abstentions 7).

Accordingly, the Parliament resolved—The Parliament agrees that the forthcoming independent review of local government finance should be asked to conduct a thorough examination of a range of local taxation systems, including the various proposals for an income-based system and reforms to the present council tax system, and encourages all those who wish to make a meaningful contribution to the review to submit their proposals when called upon to do so.

**3. First Minister’s Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**4. Question Time:** Questions were answered by the Minister for Education and Young People (Peter Peacock) and the Minister for Tourism, Culture and Sport (Mr Frank McAveety); by the Minister Finance (Mr Andy Kerr) and Minister for Communities (Ms Margaret Curran); and by other Ministers and junior Scottish Ministers.

**5. Action to Promote Women in Scotland:** The Minister for Communities (Ms Margaret Curran) moved S2M-1052—That the Parliament welcomes the publication of the report of the Strategic Group on Women, *Improving the Position of Women in Scotland: An Agenda for Action*, and urges all individuals and organisations that have an influence on the lives of women in Scotland to work together for the benefit of the whole of Scottish society, to deliver more opportunities for all women and greater recognition of the contribution women make through paid and unpaid work to the economic and social well-being of the country.

Shona Robison moved amendment S2M-1052.2 to motion S2M-1052—

Insert at end—

“and, in recognition of the problem of low pay for many Scottish women, agrees that Scotland’s nursery nurses have a just claim for a fair, nationally negotiated settlement to their current dispute.”

After debate, amendment 1052.2 was disagreed to ((DT) by division: For 44, Against 73, Abstentions 3).

The motion was then agreed to (DT).

**6. Justice (Northern Ireland) Bill – UK Legislation:** The Deputy Minister for Justice (Hugh Henry) moved S2M-936—That the Parliament agrees that an amendment should be made to the Justice (Northern Ireland) Bill to provide for the compulsory transfer of prisoners from Northern Ireland to Scotland and that the amendment should be considered by the UK Parliament.

After debate, the motion was agreed to ((DT) by division: For 78, Against 35, Abstentions 7).

**7. Decision Time:** The Parliament took decisions on items 1, 2, 5 and 6 as noted above.

**8. World Health Organisation Bone and Joint Decade:** The Parliament debated S2M-971 in the name of Rhona Brankin—That the Parliament welcomes the World Health Organisation’s Bone and Joint Decade 2000 to 2010; recognises that musculoskeletal disorders are the most common cause of severe long-term pain and physical disability affecting hundreds of millions of people including many young people around the world; further recognises that joint diseases account for more than half of all chronic conditions in persons aged 60 years and over and that back pain is the second leading cause of sick leave, and believes that the Scottish Executive should consider how best to raise awareness of musculoskeletal disorders in Scotland such as rheumatoid arthritis and osteoarthritis, osteoporosis and ankylosing spondylitis and their impact both on people’s lives and on the Scottish economy.

The meeting closed at 5.52 pm.

**No. 63      Wednesday 24 March 2004**

The meeting opened at 2.30 pm.

**1. Time for Reflection:** Father Philip Tartaglia of St Mary's, Duntocher, Clydebank, led Time for Reflection.

**2. Local Governance (Scotland) Bill – Stage 1:** The Minister for Finance and Public Services (Mr Andy Kerr) moved S2M-682—That the Parliament agrees to the general principles of the Local Governance (Scotland) Bill.

Tommy Sheridan moved amendment S2M-682.2 to motion S2M-682—

Insert at end—

“but, in so doing, notes the Interim Report of the Scottish Executive's Single Transferable Vote Working Group and expresses its support for the principle of the recommendation that general ward sizes should be three to five members with the option of two member wards in exceptional circumstances in recognition that this member ward size better reflects the balance being sought between proportionality and the member/ward link.”

After debate, the amendment was disagreed to ((DT) by division: For 36, Against 83, Abstentions 0).

The motion was then agreed to ((DT) by division: For 95, Against 19, Abstentions 6).

**3. Business Motion:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-1085—That the Parliament agrees the following programme of business—

Wednesday 31 March 2004

2.30 pm	Time for Reflection
<i>followed by</i>	Parliamentary Bureau Motions
<i>followed by</i>	Scottish Conservative and Unionist Party Business
<i>followed by</i>	Business Motion
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members' Business

Thursday 1 April 2004

9.30 am	Ministerial Statement
followed by	Parliamentary Bureau Motions

<i>followed by</i>	Stage 3 of the Education (Additional Support for Learning) (Scotland) Bill
12 noon	First Minister's Question Time
2.00 pm	Question Time – Enterprise, Transport and Lifelong Learning; Justice and Law Officers; General Questions
3.00 pm	Continuation of Stage 3 of the Education (Additional Support for Learning) (Scotland) Bill
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members' Business
Wednesday 21 April 2004	
2.30 pm	Time for Reflection
<i>followed by</i>	Parliamentary Bureau Motions
<i>followed by</i>	Committee Business
<i>followed by</i>	Business Motion
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members' Business
Thursday 22 April 2004	
9.30 am	Executive Business
12 noon	First Minister's Question Time
2.00 pm	Question Time – Education and Young People, Tourism, Culture and Sport; Finance and Communities; General Questions
3.00 pm	Executive Business
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members' Business

The motion was agreed to.

**4. Local Governance (Scotland) Bill – Financial Resolution:** The Deputy Minister for Finance and Public Services (Tavish Scott) moved S2M-777— That the Parliament, for the purposes of any Act of the Scottish Parliament resulting from the Local Governance (Scotland) Bill, agrees to any increase in

expenditure payable out of the Scottish Consolidated Fund in consequence of the Act.

The motion was agreed to ((DT) by division: For 101, Against 18, Abstentions 0).

**5. Designation of Lead Committees:** Tavish Scott, on behalf of the Parliamentary Bureau, moved—

S2M-1080—That the Parliament agrees that the Justice 1 Committee be designated as lead committee in consideration of the draft Community Right to Buy (Definition of Excluded Land) (Scotland) Order 2004; and

S2M-1081—That the Parliament agrees that the Justice 1 Committee be designated as lead committee in consideration of the draft Sexual Offences Act 2003 (Travel Notification Requirements) (Scotland) Regulations 2004.

The motions were agreed to (DT).

**6. Approval of SSIs:** Tavish Scott, on behalf of the Parliamentary Bureau, moved—

S2M-1082—That the Parliament agrees that the draft Primary Medical Services (Scotland) Act 2004 (Modification of Enactments) Order 2004 be approved; and

S2M-1083—That the Parliament agrees that the draft Housing Support Grant (Scotland) Order 2004 be approved.

The motions were agreed to (DT).

**7. Decision Time:** The Parliament took decisions on items 2, 3, 5 and 6 as noted above.

**8. Millennium Development Goals:** The Parliament debated S2M-972 in the name of Des McNulty—That the Parliament notes the 10th anniversary of the genocide in Rwanda and continuing poverty in sub-Saharan Africa; recognises the extreme urgency of international efforts in making progress towards achieving the eight millennium development goals by 2015 including the eradication of extreme poverty and hunger, achievement of universal primary education, promotion of gender equality and the empowerment of women, reduction of child mortality, improvement of maternal health, combating HIV/AIDS, malaria and other diseases, ensuring environmental sustainability and developing a global partnership for development; further recognises the role that churches and other civic society organisations in Scotland have played in reminding us of our responsibilities to people in the poorest countries, and looks forward to a timetable being set by Her Majesty's Government for meeting its commitment to increase the UK aid budget to 0.7% of gross national product.

The meeting closed at 6.03 pm.

The meeting opened at 9.30 am.

**1. Zero Waste:** Shiona Baird moved S2M-1089—That the Parliament notes that, despite a small increase in recycling and composting, the Scottish Executive is yet to achieve any reduction in the overall production of waste; urges the Executive to adopt a “zero waste” approach, which has the potential to dramatically reduce waste from the design, production and use of materials and products, to boost reuse, recycling and composting rates and to cut costs for business, stimulate innovation and create more “green” jobs in Scotland, and recommends that the Executive produces a strategy for reaching a target of zero waste and reports back to the Parliament on the potential of that policy for Scotland.

The Deputy Minister for Enterprise and Lifelong Learning (Lewis Macdonald) moved amendment S2M-1089.4 to motion S2M-1089—

Leave out from “notes” to end and insert—

“welcomes the recent increase in recycling and composting; notes paragraph 7.3.3 of the National Waste Plan 2003 which states that zero waste “provides a platform for challenging our current systems and radically reducing waste beyond even the best current levels of achievement” and the aim in the National Waste Plan to stop growth in the amount of municipal waste produced by 2010; further notes the work being carried out by the Waste and Resources Action Programme, Envirowise, the Scottish Environment Protection Agency and others to minimise business and household waste; recognises the Scottish Executive’s commitment to increasing packaging recovery targets from 59% to 70% by 2008, and calls on the Executive to continue its work to prevent and minimise waste, to increase recycling and to divert waste from landfill.”

Richard Lochhead moved amendment S2M-1089.3 to motion S2M-1089—

Insert at end—

“and further notes that many of the powers required to reduce waste and achieve a sustainable Scotland reside with Her Majesty’s Government and that such powers should be transferred to the Scottish Parliament.”

Alex Johnstone moved amendment S2M-1089.2 to motion S2M-1089—

Leave out from “urges” to end and insert—

“notes that Scottish local authorities need to improve their recycling performance by 15.4% over the next two years, three times the figure they have achieved in the last four, to meet the Executive’s target of 25% of waste recycled by 2006; calls on the Executive to admit that its top-down approach is not working, and, as an alternative to a zero waste policy, urges it to allow local authorities the flexibility to deliver the best solutions for their areas in the long term.”

After debate, amendment 1089.4 was agreed to ((DT) by division: For 79, Against 40, Abstentions 0). As a result amendment S2M-1089.2 was pre-empted.

After debate, amendment 1089.3 was disagreed to ((DT) by division: For 39, Against 80, Abstentions 0).

The motion as amended was then agreed to (DT).

Accordingly, the Parliament resolved—That the Parliament welcomes the recent increase in recycling and composting; notes paragraph 7.3.3 of the National Waste Plan 2003 which states that zero waste “provides a platform for challenging our current systems and radically reducing waste beyond even the best current levels of achievement” and the aim in the National Waste Plan to stop growth in the amount of municipal waste produced by 2010; further notes the work being carried out by the Waste and Resources Action Programme, Envirowise, the Scottish Environment Protection Agency and others to minimise business and household waste; recognises the Scottish Executive’s commitment to increasing packaging recovery targets from 59% to 70% by 2008, and calls on the Executive to continue its work to prevent and minimise waste, to increase recycling and to divert waste from landfill.

**2. GM Crops:** Patrick Harvie moved S2M-1091—That the Parliament notes with concern the preliminary legal opinion of independent counsel that the Scottish Executive had discretion to use legal powers to refuse the next stage of GM maize commercialisation which it chose not to exercise; calls for the Executive to review its own legal advice on which its decision over GM maize was based and to reassess the extent of its discretion accordingly, and calls on the Executive to put on hold the decision on final consent to the placement of GM maize on the UK National Seed List, at least until it has reported back to the Parliament on the outcome of such a legal review and satisfied the Parliament that the most legally-restrictive policy possible toward GM commercialisation has been used.

The Deputy Minister for Environment and Rural Development (Allan Wilson) moved amendment S2M-1091.1 to motion S2M-1091—

Leave out from “notes” to end and insert—

“acknowledges that at present there is little support for commercialisation of GM crops; further acknowledges the European and UK legislative framework for GM; notes the legal advice provided by the parliamentary solicitor to the Transport and the Environment Committee and the European and External Relations Committee that the Scottish Executive is not permitted by EU law to impose a blanket ban on, or blanket approval for, GM crops; understands that decisions are required on a case by case basis; welcomes the Executive’s decision to reject the commercial growing of spring GM oil seed rape and beet; notes that the Executive does not have scientific evidence nor the powers to ban the cultivation of GM maize; supports the Executive’s decision to seek amendment to the EU approval for Chardon LL maize to restrict its cultivation; supports the Executive’s decision not to agree seed listing for Chardon LL unless and until such EU changes are made; welcomes the Executive’s commitment to consult on coexistence measures that will protect farmers who wish to grow conventional or



organic crops, give consumers the choice not to consume GM foods, and introduce compensation and liability measures; supports the Executive's initiative with the farming industry to ensure consumer confidence and consumer choice in Scottish produce, and welcomes the continuing commitment in the Partnership Agreement to apply the precautionary principle."

After debate, the amendment was agreed to ((DT) by division: For 61, Against 57, Abstentions 1).

The motion as amended was then agreed to ((DT) by division: For 61, Against 56, Abstentions 2).

Accordingly, the Parliament resolved—That the Parliament acknowledges that at present there is little support for commercialisation of GM crops; further acknowledges the European and UK legislative framework for GM; notes the legal advice provided by the parliamentary solicitor to the Transport and the Environment Committee and the European and External Relations Committee that the Scottish Executive is not permitted by EU law to impose a blanket ban on, or blanket approval for, GM crops; understands that decisions are required on a case by case basis; welcomes the Executive's decision to reject the commercial growing of spring GM oil seed rape and beet; notes that the Executive does not have scientific evidence nor the powers to ban the cultivation of GM maize; supports the Executive's decision to seek amendment to the EU approval for Chardon LL maize to restrict its cultivation; supports the Executive's decision not to agree seed listing for Chardon LL unless and until such EU changes are made; welcomes the Executive's commitment to consult on coexistence measures that will protect farmers who wish to grow conventional or organic crops, give consumers the choice not to consume GM foods, and introduce compensation and liability measures; supports the Executive's initiative with the farming industry to ensure consumer confidence and consumer choice in Scottish produce, and welcomes the continuing commitment in the Partnership Agreement to apply the precautionary principle.

**3. First Minister's Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**4. Question Time:** Questions were answered by the Deputy Minister for Environment and Rural Development (Allan Wilson); by the Minister for Health and Community Care (Malcolm Chisholm); and by other Ministers and junior Scottish Ministers.

**5. Protecting Communities – Reforming the Role of Non-Jury Courts:** Cathy Jamieson moved S2M-1090—That the Parliament considers the continuing modernisation of the criminal justice system to be an important priority; notes the progress made to date to improve the delivery of a fair, efficient and accessible service for victims, witnesses and the accused; welcomes the recent report by Sheriff Principal McInnes into the operation of summary justice, and encourages everyone who wishes to do so to participate in the consultation on its recommendations.

Michael Matheson moved amendment S2M-1090.1 to motion S2M-1090—

Leave out from “considers” to end and insert—

“supports the need to have a fair, effective and efficient summary criminal justice system; welcomes the recent report by Sheriff Principal McInnes; acknowledges the note of dissent within the report, and believes that future changes to the summary justice system must impart confidence to everyone: victims, witnesses, accused persons, court users and, above all, the communities they serve.”

After debate, the amendment was disagreed to ((DT) by division: For 38, Against 62, Abstentions 18).

The motion was then agreed to (DT).

**6. Designation of Lead Committee:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-1084—That the Parliament agrees that the Justice 2 Committee report to the Justice 1 Committee by 16 April 2004 on the draft Sexual Offences Act 2003 (Travel Notification Requirements) (Scotland) Regulations 2004; and by 26 April 2004 on the draft Community Right to Buy (Definition of Excluded Land) (Scotland) Order 2004.

The motion was agreed to.

**7. Decision Time:** The Parliament took decisions on items 1, 2 and 5 as noted above.

**8. Crisis for Borders Schools:** The Parliament debated S2M-1003 in the name of Christine Grahame—That the Parliament notes with concern the proposed closure of the following Borders schools: Cranshaws, Teviothead, Eccles/Leitholm, Hutton, Robertson, Ednam, Channelkirk, Newlands, Oxnam, Glen Douglas, Heriot and Fountainhall; further notes that Scottish Borders Council in its consultation document *Management Review of the School Estate in the Scottish Borders*, in particular the chart describing the factors that may be considered when making decisions on the schools’ long-term viability, did not include the “importance of the local school to the community” which had been included in the first stage evaluation; reminds the Scottish Executive of its commitment in *A Partnership for a Better Scotland* to “continued reform so that our public services are designed and delivered around the needs of individuals and the community within which they live” and also its commitment in *Building our Future Scotland's School Estate* to place “the child at the centre, meeting the needs of the individual” and “the school at the heart of the community, meeting the needs of the communities”; believes that the proposed closures, against the expressed wishes of many communities, are driven by the requirements of proposed PPP/PFI school building programmes, and therefore believes that the Executive should adhere to its aforesaid commitments and reject rural school closure proposals which, if they proceed, will permanently damage fragile communities.

**9. Motion without Notice:** Christine Grahame moved without notice that, under Rule 8.14.3, the debate be extended by 10 minutes.

The motion was agreed to.

The meeting closed at 6.11 pm.

The meeting opened at 2.30 pm.

- 1. Time for Reflection:** Mrs Helen McLeod, Elder in St Margaret's Church of Scotland, Forfar, led Time for Reflection.
- 2. Rule 2.2.4:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved, without notice, S2M-1135—That the Parliament agrees, in terms of Rule 2.2.4, that this meeting of the Parliament shall continue until 18.30 to consider Members' Business.

The motion was agreed to.

- 3. The Effect of Strip Stamps on the Whisky Industry:** Murdo Fraser moved S2M-1116—That the Parliament welcomes the Scottish Executive's commitment to the Scotch Whisky industry as set out in *A Toast to the Future – working together for Scotch whisky*, particularly the Executive's commitment to a fair tax regime for the industry; notes with disappointment the announcement by Her Majesty's Government in the 2004 Budget of the introduction of tax stamps on whisky and other spirits; recognises that the compliance costs associated with the measure will introduce a heavy burden on the Scotch whisky industry, thereby adversely affecting both it and the wider Scottish economy; believes that the £3 million compensation package announced by HM Treasury is wholly inadequate, given the estimated cost to the industry of some £60 to £70 million per annum, and accordingly calls on Her Majesty's Government to reverse the decision to impose tax stamps and, failing this, to ensure that a properly-funded and comprehensive package of measures is put in place to minimise the damage caused to the industry.

The Deputy Minister for Enterprise and Lifelong Learning (Lewis Macdonald) moved amendment S2M-1116.2 to motion S2M-1116—

Leave out from “, thereby adversely” to end and insert—

“; and therefore calls on HM Treasury to engage in further discussion with the industry on the impact of these measures with a view to reaching a satisfactory outcome which deals with tax fraud and would lead to the decision being reversed, failing which to ensure that a comprehensive package of compensation measures is put in place to minimise the impact on the industry.”

After debate, the amendment was agreed to ((DT) by division: For 112, Against 4, Abstentions 1).

Jim Mather moved amendment S2M-1116.1 to motion S2M-1116—

Leave out from “welcomes” to end and insert—

“agrees with the Scotch Whisky Association that the Chancellor of the Exchequer's decision in the 2004 UK Budget to impose tax stamps on whisky and other spirits will

damage the industry's competitiveness at home and abroad but do little to tackle spirits fraud; deplores the damage that successive Westminster governments have done to this vital Scottish industry, and therefore agrees that, to reverse the tax stamp decision and ensure that the competitive position of Scotch whisky is not further eroded, the Scottish Parliament should be responsible for the setting of all national taxation within Scotland."

After debate, the amendment was disagreed to ((DT) by division: For 26, Against 80, Abstentions 11).

The motion as amended was agreed to ((DT) by division: For 111, Against 4, Abstentions 0).

Accordingly the Parliament resolved—That the Parliament welcomes the Scottish Executive's commitment to the Scotch Whisky industry as set out in *A Toast to the Future – working together for Scotch whisky*, particularly the Executive's commitment to a fair tax regime for the industry; notes with disappointment the announcement by Her Majesty's Government in the 2004 Budget of the introduction of tax stamps on whisky and other spirits; recognises that the compliance costs associated with the measure will introduce a heavy burden on the Scotch whisky industry; and therefore calls on HM Treasury to engage in further discussion with the industry on the impact of these measures with a view to reaching a satisfactory outcome which deals with tax fraud and would lead to the decision being reversed, failing which to ensure that a comprehensive package of compensation measures is put in place to minimise the impact on the industry.

**4. The Failure of the BBC to Hand Over Tapes to Fraser Inquiry:** David McLetchie moved S2M-1117—That the Parliament agrees that the Holyrood Project has a significant contribution to make to the built environment in Scotland and should provide important lessons for future public procurement policy; notes that the report of the Holyrood Inquiry being conducted by The Rt Hon The Lord Fraser of Carmyllie QC, when presented to the Parliament, will be submitted to an appropriate Parliamentary committee for additional scrutiny and may thereafter be the subject of a full debate or debates in the Parliament; believes that consideration of the Holyrood Inquiry report and the public policy issues arising therefrom which are the general responsibility of the Scottish Executive would be enhanced if members had available to them recordings or transcripts of interviews given by the late Donald Dewar and Snr Enric Miralles to the production company, Wark Clements, in the making of the programme entitled "The Gathering Place", which documents are in the custody or under the control of the British Broadcasting Corporation having its principal place of business in Scotland at Broadcasting House, Queen Margaret Drive, Glasgow G12 8DG, and accordingly requires the British Broadcasting Corporation in terms of section 23 of the Scotland Act 1998 to deliver such documents to the Clerk of the Parliament in accordance with instructions to be given by him in terms of section 24 of said Act.

Fergus Ewing moved amendment S2M-1117.2 to motion S2M-1117—

Leave out from "agrees" to end and insert—

“believes that, whilst it is wholly inappropriate for any parliament to issue orders to the press and media requiring them to hand over material, the BBC should cooperate with the Holyrood Inquiry by providing to it the tape recordings of the interviews with the late Donald Dewar and Enric Miralles, which have been filmed for the proposed programme, “The Gathering Place”, because they may include material of relevance to the remit of the Holyrood Inquiry; further believes that the Holyrood Inquiry should have had conferred upon it at the outset the powers to compel the appearance of witnesses and production of documents set out in the Tribunals of Inquiry (Evidence) Act 1921; considers that the First Minister and the Presiding Officer should now explore whether such powers can yet be conferred upon the Holyrood Inquiry; believes that the leaders of all political parties in Scotland should immediately agree to write jointly to the BBC calling upon it to cooperate with the Inquiry, and considers that the First Minister should seek to appear before the Inquiry as a witness in order to answer questions about his role as Minister for Finance.”

After debate, the amendment was disagreed to ((DT) by division: For 24, Against 86, Abstentions 7).

Robert Brown moved amendment S2M-1117.4 to motion S2M-1117—

Leave out from “agrees” to end and insert—

“notes the current Holyrood Inquiry being conducted by The Rt Hon The Lord Fraser of Carmyllie QC as instigated by the First Minister and the Presiding Officer; encourages all those with an interest in the Inquiry to provide Lord Fraser with all required documentation and material and strongly encourages both the Inquiry and the BBC to arrive at a mutually acceptable resolution to the ongoing issue surrounding the availability of information from tapes of the Wark Clements Productions’ programme entitled “The Gathering Place”; supports the independence of the BBC against political interference as a fundamental bulwark of our civil liberties, and believes that the Parliament would undermine the independence of the BBC by seeking to compel it to take any particular course of action but would nevertheless welcome a decision by the BBC to allow Lord Fraser appropriate access to the tapes.”

After debate, the amendment was agreed to ((DT) by division: For 91, Against 26, Abstentions 0).

The motion, as amended, was agreed to ((DT) by division: For 92, Against 25, Abstentions 0).

Accordingly the Parliament resolved—That the Parliament notes the current Holyrood Inquiry being conducted by The Rt Hon The Lord Fraser of Carmyllie QC as instigated by the First Minister and the Presiding Officer; encourages all those with an interest in the Inquiry to provide Lord Fraser with all required documentation and material and strongly encourages both the Inquiry and the BBC to arrive at a mutually acceptable resolution to the ongoing issue surrounding the availability of information from tapes of the Wark Clements Productions’ programme entitled “The Gathering Place”; supports the independence of the BBC against political interference as a fundamental bulwark of our civil liberties, and believes that the Parliament would undermine the independence of the BBC by seeking to compel it to take any particular course of action but would nevertheless welcome a decision by the BBC to allow Lord Fraser appropriate access to the tapes.

**5. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-1126—That the Parliament agrees the following programme of business—

Wednesday 21 April 2004

2.30 pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions  
*followed by*                      European and External Affairs Committee Debate on Enlargement  
of the European Union  
*followed by*                      Business Motion  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Thursday 22 April 2004

9.30 am                      Executive Debate  
12 noon                      First Minister's Question Time  
2.00 pm                      Question Time –  
Education and Young People, Tourism, Culture and Sport;  
Finance and Public Services and Communities;  
General Questions  
3.00 pm                      Executive Debate on Developing Scotland's Renewable Energy  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Wednesday 28 April 2004

2.30 pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions  
*followed by*                      Stage 3 of the Criminal Procedure (Amendment) (Scotland) Bill  
*followed by*                      Business Motion  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Thursday 29 April 2004

9.30 am                      Scottish National Party Business  
12 noon                      First Minister's Question Time  
2.00 pm                      Question Time –

Environment and Rural Development;  
Health and Community Care;  
General Questions

3.00 pm Executive Business  
*followed by* Parliamentary Bureau Motions  
5.00 pm Decision Time  
*followed by* Members' Business

After debate, the motion was agreed to (by division: For 67, Against 43, Abstentions 7).

**6. Designation of Lead Committees:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved—

S2M-1129—That the Parliament agrees that the Justice 2 Committee be designated as lead committee in consideration of the Criminal Legal Aid (Fixed Payments) (Scotland) Amendment (No.2) Regulations 2004 (SSI 2004/126);

S2M-1121—That the Parliament agrees that the Justice 2 Committee be designated as lead committee in consideration of the Police (Scotland) Amendment Regulations 2004 (SSI 2004/121);

S2M-1122—That the Parliament agrees that the Justice 2 Committee be designated as lead committee in consideration of the Police Grant (Scotland) Order 2004 (SSI 2004/120); and

S2M-1123—That the Parliament agrees that the Justice 1 Committee be designated as lead committee in consideration of the Emergency Workers (Scotland) Bill at Stage 1.

The motions were agreed to (DT).

**7. Approval of SSI:** Patricia Ferguson, on behalf of the Parliamentary Bureau moved S2M-1124—That the Parliament agrees that the draft Debt Arrangement Scheme (Scotland) Regulations 2004 be approved.

The motion was agreed to (DT).

**8. Decision Time:** The Parliament took decisions on items 3, 4, 6 and 7 as noted above.

**9. Ministerial Statement:** The Deputy First Minister and Minister for Enterprise and Lifelong Learning (Mr Jim Wallace) made a statement, and answered questions on Standard Life.

**10. London Olympic Bid:** The Parliament debated S2M-811 in the name of Alex Neil—That the Parliament notes with concern the decision by Her



Majesty's Government to provide an unlimited funding guarantee for the London bid to host the Olympic Games in 2012 and, whilst happy to support the bid's success, believes that London should share financial responsibility for the guarantee in line with the original intention of Her Majesty's Government, outlined in the response to *A London Olympic Bid for 2012* by the Department for Culture, Media and Sport.

The meeting closed at 6.22 pm.

The meeting opened at 9.30 am.

**1. Ministerial Statement:** The Minister for Communities (Ms Margaret Curran) made a statement, and answered questions on modernising and reforming Scotland's planning system.

**2. Education (Additional Support for Learning) (Scotland) Bill - Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-1139—That the Parliament agrees that, during the Stage 3 proceedings of the Education (Additional Support for Learning) (Scotland) Bill, debate on each part of those proceedings shall be brought to a conclusion by the time-limits indicated (each time-limit being calculated from when Stage 3 begins and excluding any periods when other business is under consideration or when the meeting of the Parliament is suspended or otherwise not in progress)

Groups 1 and 2 – no later than 40 minutes

Groups 3 and 4 – no later than 1 hour 10 minutes

Groups 5 to 8 – no later than 2 hours

Groups 9 and 10 – no later than 2 hours and 30 minutes

Groups 11 and 12 – no later than 3 hours and 10 minutes

Groups 13 to 16 – no later than 3 hours and 30 minutes

Motion to pass the Bill – no later than 4 hours

The motion was agreed to.

**3. Education (Additional Support for Learning) (Scotland) Bill - Stage 3:** The Bill was considered at Stage 3.

The following amendments were agreed to without division: 4, 8, 9, 12, 15, 16, 17, 18, 19, 20, 23, 24, 26, 27, 28, 29, 30, 91, 32, 34 and 35.

Amendment 8A was agreed to (by division: For 56, Against 50, Abstentions 1)

The following amendments were disagreed to (by division)—

- 61 (For 46, Against 61, Abstentions 0)
- 73 (For 50, Against 61, Abstentions 0)
- 5 (For 44, Against 61, Abstentions 5)
- 62 (For 50, Against 61, Abstentions 0)
- 10 (For 50, Against 60, Abstentions 0)
- 74 (For 13, Against 82, Abstentions 17)
- 11 (For 52, Against 61, Abstentions 0)
- 14 (For 52, Against 58, Abstentions 0)
- 66 (For 50, Against 59, Abstentions 0)
- 67 (For 50, Against 59, Abstentions 0)

3 (For 53, Against 60, Abstentions 0)  
Other amendments were not moved or were pre-empted.

**4. First Minister's Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**5. Question Time:** Questions were answered by the Minister for Enterprise and Lifelong Learning (Mr Jim Wallace) and the Minister for Transport (Nicol Stephen); by the Deputy Minister for Justice (Hugh Henry); and by other Ministers and junior Scottish Ministers.

**6. Emergency Question:** An emergency question on the European Commission's announcement on changes to the December 2003 fisheries agreement was answered by the Deputy Minister for Environment and Rural Development (Allan Wilson).

**7. Education (Additional Support for Learning) (Scotland) Bill - Stage 3:** The Parliament resumed consideration of the Bill at Stage 3.

The following amendments were agreed to without division: 36, 37, 38, 39, 40, 41, 43, 45, 46, 93, 51, 53, 54, 55, 57, 58, 59 and 60.

The following amendments were agreed to (by division)—

47 (For 61, Against 54, Abstentions 0)  
48 (For 60, Against 56, Abstentions 0)

The following amendments were disagreed to (by division)—

76 (For 50, Against 59, Abstentions 0)  
77 (For 49, Against 61, Abstentions 0)  
92 (For 51, Against 60, Abstentions 1)  
40A (For 53, Against 60, Abstentions 0)  
42 (For 51, Against 59, Abstentions 0)  
44 (For 51, Against 59, Abstentions 0)  
80 (For 54, Against 61, Abstentions 0)  
81 (For 55, Against 61, Abstentions 0)  
82 (For 54, Against 61, Abstentions 0)  
84 (For 54, Against 61, Abstentions 0)  
86 (For 54, Against 61, Abstentions 0)  
87 (For 43, Against 65, Abstentions 0)  
88 (For 42, Against 66, Abstentions 0)  
49 (For 51, Against 61, Abstentions 0)  
70A (For 52, Against 59, Abstentions 0)  
70 (For 51, Against 59, Abstentions 0)  
71 (For 51, Against 60, Abstentions 0)  
52 (For 53, Against 60, Abstentions 0)  
90 (For 53, Against 60, Abstentions 0)  
72 (For 51, Against 60, Abstentions 3)

Amendment 68 was moved and, with the agreement of the Parliament, withdrawn.

Other amendments were not moved or were pre-empted.

**8. Motion without Notice:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved without notice, a motion under Rule 11.2.4 of Standing Orders that Decision Time on Thursday 1 April 2004 be taken at 5.33 pm.

The motion was agreed to.

**9. Education (Additional Support for Learning) (Scotland) Bill – Stage 3:** The Minister for Education and Young People (Peter Peacock) moved S2M-1039—That the Parliament agrees that the Education (Additional Support for Learning) (Scotland) Bill be passed.

Lord James Douglas-Hamilton moved amendment S2M-1039.1 to motion S2M-1039—

Insert at end—

“but, in so doing, expresses concern that the Scottish Executive did not act fully upon the recommendations of the Education Committee’s 2nd Report 2004 (Session 2), *Stage 1 Report on Education (Additional Support for Learning) (Scotland) Bill*, and is concerned that a significant number of parents who formerly had records of needs for their child will no longer have comparable legal rights to those parents whose children will qualify for a Co-ordinated Support Plan.”

After debate, the amendment was disagreed to ((DT) by division: For 52, Against 61, Abstentions 0).

The motion was agreed to ((DT) by division: For 91, Against 6, Abstentions 15).

**10. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-1125—That the Parliament agrees—

(a) that consideration of the Local Governance (Scotland) Bill at Stage 2 be completed by 4 June 2004;

(b) that the timetable for consideration of the Fire Sprinklers in Residential Premises (Scotland) Bill at Stage 1 be extended to 8 October 2004; and

(c) that the Justice 1 Committee reports to the Justice 2 Committee by 16 April 2004 on the Police Grant (Scotland) Order 2004, (SSI 2004/120); the Police (Scotland) Amendment Regulations 2004 (SSI/2004/121); and the Criminal Legal Aid (Fixed Payments) (Scotland) Amendment (No.2) Regulations 2004 (SSI/2004/126).

The motion was agreed to.

**11. Membership of Committees:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved—

S2M-1141—That the Parliament agrees that Ms Sandra White be appointed to replace Campbell Martin on the Equal Opportunities Committee;

S2M-1142—That the Parliament agrees that Campbell Martin be appointed to replace Ms Sandra White on the Public Petitions Committee; and

S2M-1143—That the Parliament agrees that Ms Sandra White be appointed to replace Campbell Martin on the Communities Committee.

The motions were agreed to (DT).

**12. Decision Time:** The Parliament took decisions on items 7 and 9 as noted above.

**13. Nursery Nurses' Pay and Conditions:** The Parliament debated S2M-977 in the name of Elaine Smith—That the Parliament recognises that the job of nursery nurse represents one of the remaining professions characterised by both an almost exclusively female workforce and an overarching legacy of low pay; notes however, that the increased academic and professional demands upon nursery nurses have been consistently recognised by both the Parliament and wider society in recent months; expresses concern that this consensual public recognition has not been reflected in the form of an adequate and timely settlement for those nursery nurses currently jeopardising their own financial security in an attempt to obtain a remuneration package that fairly represents their job and responsibilities; conveys regret that nursery nurses have now voted overwhelmingly for indefinite strike action to begin on 1 March 2004 that will result in widespread disruption to children's education and massive inconvenience for parents; acknowledges that this dispute represents a potential watershed not only for the future of the nursery service and early years education but also for the issue of equal pay in Scotland, and suggests that a possible route to a satisfactory settlement would be a national review of the nursery service followed by a Scotland-wide regrading of the role of nursery nurses.

**14. Motion without Notice:** The Deputy Minister for Education and Young People (Euan Robson) moved without notice that, under Rule 8.14.3, the debate be extended by 15 minutes.

The motion was agreed to.

The meeting closed at 6.40 pm.

The meeting opened at 2.30 pm.

**1. Time for Reflection:** Sandra Holt, National Assessor for the Church of Scotland's Ministry selection process, led Time for Reflection.

**2. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-1181—That the Parliament agrees the following revisions to the programme of business agreed on 31 March 2004—

(a) Wednesday 21 April 2004

after,

2.30 pm                      Time for Reflection

*followed by*                      Parliamentary Bureau Motions

insert,

*followed by*                      Ministerial Statement on Prisoner Escort and Court Custody Services Contract

(b) Thursday 22 April 2004

delete,

9.30 am                      Executive Debate

and insert,

9.30 am                      Ministerial Statement on Cultural Review

*followed by*                      Executive Debate on Mental Health

The motion was then agreed to.

**3. Ministerial Statement:** The Minister for Justice (Cathy Jamieson) made a statement and answered questions on the Prisoner Escort and Court Custody Services Contract.

**4. European and External Relations Committee, *Enlargement of the European Union*:** Richard Lochhead, on behalf of the European and External Relations Committee, moved S2M-1098—That the Parliament welcomes the enlargement of the European Union that will see 10 new member states join on 1 May 2004; recognises that this provides both challenges and opportunities to Scotland, and encourages the Scottish Executive to promote actively the benefits of enlargement across Scotland.

Margo MacDonald moved amendment S2M-1098.1 to motion S2M-1098—

Leave out from “encourages” to end and insert—

“calls on the Scottish Executive to produce a balanced assessment of the economic and social impact of enlargement.”

After debate, the amendment was disagreed to ((DT) by division: For 48, Against 58, Abstentions 6).

The motion was then agreed to (DT).

**5. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-1180—That the Parliament agrees—

(a) the following programme of business—

Wednesday 28 April 2004

2.30 pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions  
*followed by*                      Stage 3 of the Criminal Procedure (Amendment) (Scotland) Bill  
*followed by*                      Business Motion  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Thursday 29 April 2004

9.30 am                      Scottish National Party Business  
12 noon                      First Minister's Question Time  
2.00 pm                      Question Time—  
   Environment and Rural Development;  
   Health and Community Care;  
   General Questions  
3.00 pm                      Executive Debate on Reducing Reoffending – Improving the  
   Effectiveness of Custodial and Non-Custodial Sentences  
*followed by*                      Parliamentary Bureau Motions  
5.00 pm                      Decision Time  
*followed by*                      Members' Business

Wednesday 5 May 2004

2.30 pm                      Time for Reflection  
*followed by*                      Parliamentary Bureau Motions  
*followed by*                      Stage 3 of the Nature Conservation (Scotland) Bill  
*followed by*                      Business Motion  
*followed by*                      Parliamentary Bureau Motions

5.00 pm	Decision Time
<i>followed by</i>	Members' Business
Thursday 6 May 2004	
9.30 am	Stage 3 of the National Health Service Reform (Scotland) Bill
12 noon	First Minister's Question Time
2.00 pm	Question Time— Enterprise, Lifelong Learning and Transport; Justice and Law Officers; General Questions
3.00 pm	Executive Business
<i>followed by</i>	Nomination of Commissioner for Public Appointments in Scotland
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members' Business

and (b) that consideration of the Emergency Workers (Scotland) Bill at Stage 1 be completed by 10 September 2004.

The motion was then agreed to.

**6. Decision Time:** The Parliament took decisions on item 4 as noted above.

**7. Loss of Green Space and Leisure Facilities in Glasgow:** The Parliament debated S2M-1172 in the name of Robert Brown—That the Parliament notes with concern the continuing loss of green space in Glasgow and other areas due to planning encroachment and, in particular, the threat to the future of bowling greens, tennis courts, football fields, allotments and similar facilities and believes that the Scottish Executive and local authorities should review land use policies, strengthen the protection of green space and leisure facilities, enforce local planning policies, conservation and other planning protections stringently and halt the development for other purposes of green space and leisure areas in pressurised urban communities.

The meeting closed at 5.48 pm.



The meeting opened at 9.30 am.

**1. Ministerial Statement:** The Minister for Tourism, Culture and Sport (Mr Frank McAveety) made a statement and answered questions on the Cultural Review.

**2. Mental Health:** The Minister for Health and Community Care (Malcolm Chisholm) moved S2M-1184—That the Parliament acknowledges, in National Depression Week, the Scottish Executive’s commitment, reflected in the Partnership Agreement, to maintain the mental well-being of the people of Scotland and to improve the situation of those with mental health problems; notes that National Depression Week aims to raise awareness of the realities of depression and to reduce the stigma associated with it; commends the work of the National Programme for Improving Mental Health and Well-Being and progress towards implementation of the Mental Health (Care and Treatment) (Scotland) Act 2003; welcomes specific initiatives in relation to workforce development and service re-design, such as the Doing Well by People with Depression projects, but also urges the Executive to continue to support efforts to reduce suicides through the “Choose Life” strategy, to remove stigma and to increase the range and quality of services available to those with mental health problems.

Stewart Stevenson moved amendment S2M-1184.1 to motion S2M-1184—

Insert at end—

“while expressing concern that the large number of vacant consultant psychiatrists’ posts represents a significant barrier to delivering much sought after improvements.”

After debate, the amendment was disagreed to ((DT) by division: For 54, Against 61, Abstentions 0).

Mr David Davidson moved amendment S2M-1184.2 to motion S2M-1184—

Leave out from “acknowledges” to end and insert—

“welcomes National Depression Week and its aims to raise awareness, reduce the stigma and make more effective the treatment of depression; notes the work of the Scottish Executive to implement the Mental Health (Care and Treatment) (Scotland) Act 2003 but also notes the conclusions of the National Mental Health Services Assessment which highlights shortcomings in mental health services; is concerned about recruitment, retention and support issues surrounding the mental health workforce; notes that the number of those receiving care in inappropriate settings is still too high, and urges the Executive to increase its efforts to address the rising incidence of suicide in Scotland.”

After debate, the amendment was disagreed to ((DT) by division: For 54, Against 62, Abstentions 0).

Carolyn Leckie moved amendment S2M-1184.3 to motion S2M-1184—

Leave out from “through” to end and insert—

“; notes that mental health problems disproportionately affect those living in deprived areas and that despite the Executive’s commitment to tackling mental health problems as a priority, mental health services remain underfunded and overstretched in many parts of Scotland; believes that abolishing prescription charges would help to address the poverty trap faced by mental health service users who return to work, and further believes that more resources should be directed towards treatment and rehabilitation in community settings, that there should be a greater emphasis on children’s mental health, that in-patient treatment facilities should be housed in modern buildings, accessible to the communities that they serve, that more practical and financial support should be given to the families and other carers of those experiencing mental health problems and that, as a priority, a well-resourced, independent national advocacy service for users of mental health services should be established in Scotland.”

After debate, the amendment was disagreed to ((DT) by division: For 39, Against 77, Abstentions 0).

The motion was then agreed to (DT).

**3. First Minister’s Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**4. Question Time:** Questions were answered by the Minister for Education and Young People (Peter Peacock) and the Minister for Tourism, Culture and Sport (Mr Frank McAveety); by the Minister for Communities (Ms Margaret Curran); and by other Ministers and junior Scottish Ministers.

**5. Renewable Energy and Energy Efficiency:** The Deputy First Minister and Minister for Enterprise and Lifelong Learning (Mr Jim Wallace) moved S2M-1185—That the Parliament endorses the Scottish Executive’s targets to generate increasing amounts of electricity from renewable sources; notes that Scottish ministers have, in the last two years, approved 600 megawatts of wind farms and 7 megawatts of hydro power schemes and that Scottish local authorities in the same period have consented to approximately 170 megawatts of new renewable energy capacity; acknowledges the contribution of the Scottish Community and Householder Renewables Initiative in encouraging renewable energy capacity building for communities; acknowledges the long-term potential for the development of renewable energy technologies, including the associated economic benefits and rural regeneration and export opportunities; welcomes the associated drive to increase energy efficiency measures across Scotland, including the recent announcement of the public sector energy efficiency fund and the environmental best practice being promoted by the Scottish Energy Efficiency Office; also recognises the contribution that both renewable energy and energy efficiency make to reducing carbon emissions, and supports the Executive’s commitment to tackling climate change.

Roseanna Cunningham moved amendment S2M-1185.1 to motion S2M-1185—

Leave out from “endorses” to end and insert—

“recognises the contribution that both renewable energy and energy efficiency make to tackling carbon emissions; further recognises the importance of tackling climate change; agrees, therefore, to raise the Scottish Executive’s targets for generating increasing amounts of electricity from renewable resources to 25% of electricity generation capacity by 2010, 30% by 2015 and 50% by 2020; regrets that energy policy is largely reserved to Westminster and rejects calls for an expansion of the nuclear contribution to Scotland’s electricity production; acknowledges the important contribution that can be made by small-scale, domestic and community-based renewable energy projects; notes the recent growth in applications for wind farm developments and regrets the absence of clear, concise and coherent guidelines for the approval of such developments; acknowledges the long-term potential for the development of renewable energy technologies, including the associated economic benefits and rural regeneration and export opportunities, and urges the Executive to ensure that these technologies are supported beyond the research and development stage to ensure that Scotland can become a world leader in renewable energy technologies.”

After debate, the amendment was disagreed to ((DT) by division: For 39, Against 77, Abstentions 0).

Murdo Fraser moved amendment S2M-1185.2 to motion S2M-1185—

Leave out from “endorses” to end and insert—

“notes the increasing scepticism about the achievability of the Scottish Executive’s targets for renewable energy from a number of sources, including former Energy Minister Brian Wilson MP and UNISON; further notes the publication of reports from the Royal Academy of Engineers and Professor David Simpson of the David Hume Institute on the costs of wind power generation as against other generation methods; regrets the current rush to develop onshore wind capacity to the exclusion of other technologies such as hydro, wave, tidal and biomass, and calls on the Scottish Executive and Her Majesty’s Government to work together to develop an energy strategy for Scotland which will include a mix of generating capacity, with components from renewables, gas, coal and nuclear power.”

After debate, the amendment was disagreed to ((DT) by division: For 16, Against 100, Abstentions 0).

Shiona Baird moved amendment S2M-1185.3 to motion S2M-1185—

Leave out from “endorses” to end and insert—

“believes that the Scottish Executive can play a much more significant role in tackling climate change by encouraging reductions in energy use through greater energy efficiency and by achieving a greater shift in energy use from fossil fuels to renewable sources, whilst at the same time creating sustainable “green” jobs; welcomes the targets set by the Executive for generation of 40% of electricity from renewable sources but notes that this amounts to only about 8% of Scotland’s total energy use; recognises that a study commissioned by the Executive shows that the energy potential from renewable energy in Scotland is as much as 60 gigawatts and therefore that renewable energy has a massive potential to supply energy, not only for electricity but also for

fuels; further recognises that Scotland leads the world in research and development of wave energy converters; is gravely concerned that the first order for wave converters has come from outside Scotland and that the potential for a manufacturing industry for wave converters may be lost to Scotland because of insufficient market incentives, and therefore calls on the Executive to set concrete targets for energy efficiency, to publish an action plan, including targets, for renewable energy to supply non-electrical uses and to improve market-based incentives for emerging renewable energy technologies.”

After debate, the amendment was disagreed to ((DT) by division: For 40, Against 76, Abstentions 0).

The motion was then agreed to ((DT) by division: For 87, Against 22, Abstentions 7).

**6. Decision Time:** The Parliament took decisions on items 2 and 5 as noted above.

**7. MS Awareness Week:** The Parliament debated S2M-1076 in the name of Tricia Marwick—That the Parliament pays tribute to the work carried out by the Multiple Sclerosis Society in helping thousands of people with multiple sclerosis across Scotland; welcomes MS Awareness Week, 18 to 25 April 2004, as an ideal opportunity to raise awareness of a condition that affects over 10,000 people in Scotland; recognises that there remain serious shortcomings in treatment and support for multiple sclerosis in Scotland, and believes that the Scottish Executive should develop a national standard of care for people with multiple sclerosis to ensure that levels of treatment and support are the same regardless of where in Scotland they live.

The meeting closed at 6.00 pm.

The meeting opened at 2.30 pm.

**1. Time for Reflection:** Sister Helen McLaughlin of the House of Prayer in Edinburgh led Time for Reflection.

**2. Criminal Procedure (Amendment) (Scotland) Bill - Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-1220—That the Parliament agrees that, during the Stage 3 proceedings of the Criminal Procedure (Amendment) (Scotland) Bill, debate on each part of those proceedings shall be brought to a conclusion by the time-limits indicated (each time-limit being calculated from when Stage 3 begins and excluding any periods when other business is under consideration or when the meeting of the Parliament is suspended or otherwise not in progress):

Groups 1 and 2 – no later than 35 minutes  
Groups 3 and 4 – no later than 1 hour 10 minutes  
Groups 5 to 8 – no later than 1 hour 35 minutes  
Groups 9 to 13 – no later than 1 hour 55 minutes

Motion to pass the Bill – no later than 2 hours 25 minutes

The motion was agreed to.

**3. Criminal Procedure (Amendment) (Scotland) Bill – Stage 3:** The Bill was considered at Stage 3.

The following amendments were agreed to without division: 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 36, 37, 38, 39, 48, 49, 50, 51, 52, 53, 54, 56, 57, 58, 59, 60, 61, 62, 90, 63, 64, 65, 66, 67 and 68.

The following amendments were agreed to (by division)—

30 to 35	(For 100, Against 1, Abstentions 13)
40A	(For 100, Against 14, Abstentions 0)
40	(For 94, Against 13, Abstentions 6)
41 to 47	(For 90, Against 10, Abstentions 14)
55	(For 96, Against 0, Abstentions 18)

The following amendments were disagreed to (by division)—

91	(For 52, Against 62, Abstentions 0)
101	(For 35, Against 76, Abstentions 0)
107	(For 48, Against 61, Abstentions 1)
109	(For 14, Against 96, Abstentions 1)
115	(For 48, Against 65, Abstentions 0)
116	(For 48, Against 67, Abstentions 0)
69	(For 21, Against 81, Abstentions 0)

70	(For 21, Against 84, Abstentions 0)
71	(For 21, Against 85, Abstentions 0)
72	(For 21, Against 87, Abstentions 0)
120	(For 52, Against 65, Abstentions 0)

Other amendments were not moved.

**4. Criminal Procedure (Amendment) (Scotland) Bill - Stage 3:** The Minister for Justice (Cathy Jamieson) moved S2M-1100—That the Parliament agrees that the Criminal Procedure (Amendment) (Scotland) Bill be passed.

After debate, the motion was agreed to ((DT) by division: For 112, Against 0, Abstentions 5).

**5. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-1216—That the Parliament agrees—

(a) the following programme of business—

Wednesday 5 May 2004

2.30 pm	Time for Reflection
<i>followed by</i>	Parliamentary Bureau Motions
<i>followed by</i>	Stage 3 of the Nature Conservation (Scotland) Bill
<i>followed by</i>	Business Motion
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members' Business

Thursday 6 May 2004

9.30 am	Parliamentary Bureau Motions
<i>followed by</i>	Stage 3 of the National Health Service Reform (Scotland) Bill
12 noon	First Minister's Question Time
2.00 pm	Question Time— Enterprise, Lifelong Learning and Transport; Justice and Law Officers; General Questions
3.00 pm	Executive Debate on Scotland's Beaches - A National Resource
<i>followed by</i>	Nomination of Commissioner for Public Appointments in Scotland
<i>followed by</i>	Parliamentary Bureau Motions
5.00 pm	Decision Time
<i>followed by</i>	Members' Business

and (b) that the period for lodging questions for First Minister's Question Time on 6 May 2004 should end at 2 pm on Friday 30 April 2004; and the period for lodging questions for First Minister's Question Time on 3 June 2004 should end at 4 pm on Thursday 27 May 2004.

The motion was agreed to.

**6. Designation of Lead Committees:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved—

S2M-1210—That the Parliament agrees that the Justice 1 Committee be designated as lead committee in consideration of the Act of Sederunt (Fees of Shorthand Writers in the Sheriff Court) (Amendment) 2004 (SSI 2004/149); and

S2M-1211—That the Parliament agrees that the Justice 1 Committee be designated as lead committee in consideration of the Act of Sederunt (Fees of Solicitors and Witnesses in the Sheriff Court) (Amendment) 2004 (SSI 2004/152).

The motions were agreed to (DT).

**7. Approval of SSIs:** Patricia Ferguson, on behalf of the Parliamentary Bureau moved—

S2M-1212—That the Parliament agrees that the draft Sexual Offences Act 2003 (Travel Notification Requirements) (Scotland) Regulations 2004 be approved; and

S2M-1213—That the Parliament agrees that the draft Community Right to Buy (Definition of Excluded Land) (Scotland) Order 2004 be approved.

The motions were agreed to (DT).

**8. Decision Time:** The Parliament took decisions on items 4, 6 and 7 as noted above.

**9. Chiropody Care:** The Parliament debated S2M-1144 in the name of Mary Scanlon —That the Parliament recognises the importance of regular chiropody and foot care in keeping Scotland's elderly population mobile, pain free and independent; considers that the Scottish Executive should specify who is eligible for NHS chiropody and podiatry care, noting that local access policies differ throughout Scotland and promote variances in the provision of foot care, and further considers that NHS boards should ensure that access to foot health services are maintained in a fair and equitable manner to all patient groups including the elderly and schoolchildren.

The meeting closed at 5.47 pm.

The meeting opened at 9.30 am.

**1. European Union Constitution:** Nicola Sturgeon moved S2M-1218— That the Parliament calls on Her Majesty’s Government to negotiate out of the draft EU Constitution the clause stipulating that the European Union shall have exclusive competence over the conservation of marine biological resources under the common fisheries policy, and ensure that the final draft of the Constitution is not detrimental to Scottish interests.

The Minister for Finance and Public Services (Mr Andy Kerr) moved amendment S2M-1218.4 to motion S2M-1218—

Leave out from “negotiate” to end and insert—

“agree a Treaty that, in the context of an enlarging Union, is clearer and simpler than the existing treaties, to bring the European Union closer to the citizens of Europe; notes that the current draft Treaty simply makes explicit the European Community’s exclusive competence over marine conservation as set out in the United Kingdom’s Treaty of Accession, as part of the Common Fisheries Policy, which both Her Majesty’s Government and the Scottish Executive are committed to reform to deliver effective regional management of, and a sustainable future for, Scotland’s fishing industry; notes that the text makes reference for the first time to the role of sub-national parliaments and offers enhanced scope for collaboration to tackle international crime and the threat of terrorism, and welcomes the benefits to Scotland of EU membership, including economic prosperity, trade, environmental and consumer protection and citizens’ and workers’ rights.”

Phil Gallie moved amendment S2M-1218.1 to motion S2M-1218—

Leave out from “calls on” to end and insert—

“recognises that the only way to ensure a sustainable future for the Scottish fishing industry is to restore national and local control of Scottish waters by negotiating withdrawal from the Common Fisheries Policy and calls on Her Majesty’s Government to hold the referendum on the EU Constitution following final agreement of its terms to give our people the opportunity to reject this centralising constitution and help to shape a new, flexible Europe of nation states working in partnership.”

Robin Harper moved amendment S2M-1218.3 to motion S2M-1218—

Leave out from “calls on” to end and insert—

“recognises that management of fisheries, as a shared resource in the seas around Europe, transcends national boundaries; condemns the long history of Common Fisheries Policy management driven by political rather than scientific considerations; recognises that such political management has led to the current plight of fish stocks and fishing communities; agrees that the newly-reformed Common Fisheries Policy offers a brighter future given the proposals for conservation of stocks based on scientific analysis combined with fishermen’s expertise to agree sustainable managements on a regional basis, and calls on the Scottish Executive and Her Majesty’s Government not to abandon the goal of sustainable management of fisheries



and to engage actively in negotiations to ensure that the final draft of the Constitution is not detrimental to Scottish interests on fisheries, renewable energy and other matters.”

Tommy Sheridan moved amendment S2M-1218.2 to motion S2M-1218—

Leave out from “negotiate” to end and insert—

“recognise that the European Constitution makes fundamental changes to the structures of the European Union that will further erode local and national democracy, strengthen the grip of the largest and wealthiest nation states of Europe at the expense of the smaller nations and stateless nations, undermine public services in Scotland by opening the door to wholesale privatisation, jeopardise the existence of our fishing industry by engraving in stone the disastrous Common Fisheries Policy, transfer powers over energy to the EU which in turn can be used to block any future moves to bring our oil, gas, and electricity industries into public ownership, lead to a further militarisation of the European continent and give carte blanche to large multi-national states such as Spain and the United Kingdom to deny minority nations within these states the right to genuine self-determination, and, in the light of the damage that this constitution will do to Scotland’s present and future interests and given that opposition to the proposed constitution is even stronger in Scotland than the rest of the UK, calls on Her Majesty’s Government to call a separate referendum for Scotland.”

After debate, amendment S2M-1218.4 was agreed to ((DT) by division: For 64, Against 54, Abstentions 0). As a result amendment S2M-1218.2 was pre-empted.

After debate, amendment S2M-1218.1 was disagreed to ((DT) by division: For 17, Against 97, Abstentions 4).

After debate, amendment S2M-1218.3 was disagreed to ((DT) by division: For 7, Against 111, Abstentions 0).

The motion, as amended, was then agreed to ((DT) by division: For 64, Against 48, Abstentions 6).

Accordingly the Parliament resolved—That the Parliament calls on Her Majesty’s Government to agree a Treaty that, in the context of an enlarging Union, is clearer and simpler than the existing treaties, to bring the European Union closer to the citizens of Europe; notes that the current draft Treaty simply makes explicit the European Community’s exclusive competence over marine conservation as set out in the United Kingdom’s Treaty of Accession, as part of the Common Fisheries Policy, which both Her Majesty’s Government and the Scottish Executive are committed to reform to deliver effective regional management of, and a sustainable future for, Scotland’s fishing industry; notes that the text makes reference for the first time to the role of sub-national parliaments and offers enhanced scope for collaboration to tackle international crime and the threat of terrorism, and welcomes the benefits to Scotland of EU membership, including economic prosperity, trade, environmental and consumer protection and citizens’ and workers’ rights.

**2. First Minister’s Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**3. Question Time:** Questions were answered by the Minister for Environment and Rural Development (Ross Finnie); by the Minister for Health and Community Care (Malcolm Chisholm); and by other Ministers and junior Scottish Ministers.

**4. Reducing Reoffending – Improving the Effectiveness of Custodial and Non-Custodial Sentences:** The Minister for Justice (Cathy Jamieson) moved S2M-1219—That the Parliament notes the publication of *Reduce, Rehabilitate, Reform – A Consultation on Reducing Reoffending in Scotland* and recognises the need for significant improvement and change in the management of offenders serving custodial and non-custodial sentences in order to reduce reoffending and step up the efficiency and effectiveness of the criminal justice system.

Nicola Sturgeon moved amendment S2M-1219.1 to motion S2M-1219—

Insert at end—

“but is, as yet, not persuaded of the case for a single national correctional agency.”

After debate, the amendment was disagreed to ((DT) by division: For 51, Against 64, Abstentions 3).

The motion was then agreed to ((DT) by division: For 112, Against 5, Abstentions 1).

**5. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-1209—That the Parliament agrees—

(a) that consideration of the School Education (Ministerial Powers and Independent Schools) (Scotland) Bill at Stage 1 be completed by 25 June 2004; and

(b) that the Justice 2 Committee reports to the Justice 1 Committee by 7 May 2004 on the Act of Sederunt (Fees of Shorthand Writers in the Sheriff Court) (Amendment) 2004 (SSI 2004/149) and on the Act of Sederunt (Fees of Solicitors and Witnesses in the Sheriff Court) (Amendment) 2004 (SSI 2004/152).

The motion was agreed to.

**6. Decision Time:** The Parliament took decisions on items 1 and 4 as noted above.

**7. Threat to Jobs at TransBus International:** The Parliament debated S2M-1145 in the name of Dennis Canavan—That the Parliament is gravely concerned about the fact that the Mayflower Corporation has entered administration with a resultant threat to 1,000 jobs at TransBus International in Falkirk and Larbert and believes that the Scottish Executive should contact the employees’ trade union representatives, the administrator and any

prospective buyers to offer assistance and advice so that everything possible is done to try to save the jobs of the TransBus workers who make a very important contribution to the Scottish economy.

The meeting closed at 5.58 pm

The meeting opened at 2.30 pm.

**1. Time for Reflection:** Dr Salah Beltagui of the Muslim Association of Britain led Time for Reflection.

**2. Nature Conservation (Scotland) Bill - Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-1267—That the Parliament agrees that, during the Stage 3 proceedings of the Nature Conservation (Scotland) Bill, debate on each part of those proceedings shall be brought to a conclusion by the time-limits indicated (each time-limit being calculated from when Stage 3 begins and excluding any periods when other business is under consideration or when the meeting of the Parliament is suspended or otherwise not in progress):

Groups 1 and 2 – no later than 20 minutes  
Groups 3 to 7 – no later than 35 minutes  
Groups 8, 9 and 10 – no later than 1 hour 5 minutes  
Groups 11 and 12 – no later than 1 hour 35 minutes  
Groups 13 and 14 – no later than 1 hour 55 minutes  
Motion to pass the Bill – no later than 2 hours 25 minutes

The motion was agreed to.

**3. Nature Conservation (Scotland) Bill - Stage 3:** The Bill was considered at Stage 3.

The following amendments were agreed to without division: 2, 21, 22, 47, 3, 4, 17, 18, 19, 23, 5, 24, 20, 6, 25, 48, 7, 8, 9, 10, 26, 27, 28, 29, 11, 12, 30, 13, 14, 15, 35, 36, 37, 16, 38, 39, 40, 41, 42, 43, 44, 32, 33 and 34.

The following amendment was agreed to (by division)—

1      (For 97, Against 1, Abstentions 16)

The following amendments were disagreed to (by division)—

45      (For 34, Against 78, Abstentions 0)  
46      (For 32, Against 78, Abstentions 0)  
49      (For 14, Against 101, Abstentions 0)  
50      (For 14, Against 100, Abstentions 1)  
31      (For 30, Against 87, Abstentions 1)  
51      (For 37, Against 78, Abstentions 0)  
53      (For 32, Against 81, Abstentions 2)  
33A     (For 32, Against 84, Abstentions 0)

Other amendments were not moved.

**4. Nature Conservation (Scotland) Bill – Stage 3:** The Minister for Environment and Rural Development (Ross Finnie) moved S2M-995—That the Parliament agrees that the Nature Conservation (Scotland) Bill be passed.

After debate, the motion was agreed to (DT).

**5. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-1257—That the Parliament agrees as a revision to the programme of business for Thursday 6 May 2004—

Thursday 6 May 2004

delete,

3.00 pm Executive Debate on Scotland's Beaches – A National Resource

insert,

3.00 pm Ministerial Statement

*followed by* Executive Debate on Scotland's Beaches – A National Resource

The motion was agreed to.

**6. Business Motion:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved S2M-1258—That the Parliament agrees the following programme of business—

Tuesday 18 May 2004

9.30 am Time for Reflection

*followed by* Parliamentary Bureau Motions

*followed by* Executive Debate on Hearings Review – Getting it Right for Every Child

2.30 pm Continuation of Executive Debate on Hearings Review – Getting it Right for Every Child

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time

*followed by* Members' Business

Wednesday 19 May 2004

9.30 am Parliamentary Bureau Motions

*followed by* Scottish Conservative and Unionist Party Business

2.30 pm Executive Debate on Sustainable Management of Scotland's Marine Environment

*followed by* Business Motion

*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time  
*followed by* Members' Business

Thursday 20 May 2004

9.30 am Parliamentary Bureau Motions  
*followed by* Executive Debate on Skills and Continued Learning

12 noon First Minister's Question Time

2.00 pm Question Time—  
 Education and Young People, Tourism, Culture and Sport;  
 Finance and Public Services and Communities;  
 General Questions.

3.00 pm Executive Debate on Major Events and Festivals in Scotland  
*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time  
*followed by* Members' Business

Wednesday 2 June 2004

2.30 pm Time for Reflection  
*followed by* Parliamentary Bureau Motions  
*followed by* Scottish National Party Business  
*followed by* Business Motion  
*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time  
*followed by* Members' Business

Thursday 3 June 2004

9.30 am Executive Business

12 noon First Minister's Question Time

2.00 pm Question Time—  
 Environment and Rural Development;  
 Health and Community Care;  
 General Questions

3.00 pm Stage 1 Debate on the Tenements (Scotland) Bill  
*followed by* Parliamentary Bureau Motions

5.00 pm Decision Time  
*followed by* Members' Business

The motion was agreed to.

**7. Designation of Lead Committees:** Patricia Ferguson, on behalf of the Parliamentary Bureau, moved—

S2M-1249—That the Parliament agrees that the Justice 1 Committee be designated as lead committee in consideration of the Act of Sederunt (Fees of Solicitors and Witnesses in the Sheriff Court) (Amendment No.2) 2004 (SSI 2004/196);

S2M-1250—That the Parliament agrees that the Justice 2 Committee be designated as lead committee in consideration of the European Communities (Services of Lawyers) Amendment (Scotland) Order 2004 (SSI 2004/186); and

S2M-1251—That the Parliament agrees that the Justice 2 Committee be designated as lead committee in consideration of the Supervised Attendance Order (Prescribed Courts) (Scotland) Order 2004 (SSI 2004/194).

The motions were agreed to (DT).

**8. Decision Time:** The Parliament took decisions on items 4 and 7 as noted above.

**9 Space Invaders:** The Parliament debated S2M-1235 in the name of Duncan McNeil—That the Parliament notes the difficulties experienced by people within local communities who have secured disabled parking spaces outside their homes; deplores the fact that these spaces can become a focus of conflict within communities where people seek to use such a space, despite not having a disabled parking badge; notes with equal dismay the figures published by the Baywatch campaign group that show that over 20% of disabled parking bays in supermarket car parks are being used by non-disabled drivers; recognises that the current legal position, which distinguishes between courtesy parking spaces and those supported by traffic regulation orders, creates problems for people with disabilities who need to rely on a designated parking space outside their home; appreciates, in the case of car parks on private land such as those belonging to supermarkets, the frustration of disabled drivers where the store management appears reluctant to enforce its own parking policy; acknowledges that, for their part, some store managers are not clear about their powers to compel drivers to move from specially designated bays; notes that this situation leaves supermarkets vulnerable to future legal action under the Disability Discrimination Act 1995 (as amended); therefore believes that the Scottish Executive, local authorities and all relevant agencies should work together to develop an awareness campaign to highlight the rights of disabled people and to emphasise the unacceptability of harassing those who have been allocated disabled parking spaces, and considers that, if a satisfactory solution cannot be found, the possibility of legislating to address the problem and giving local authorities the appropriate enforcement powers should be examined.

The meeting closed at 5.46 pm.



The meeting opened at 9.30 am.

**1. National Health Service Reform (Scotland) Bill - Business Motion:**

Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-1275—That the Parliament agrees that, during the Stage 3 proceedings of the National Health Service Reform (Scotland) Bill, debate on each part of those proceedings shall be brought to a conclusion by the time-limits indicated (each time-limit being calculated from when Stage 3 begins and excluding any periods when other business is under consideration or when the meeting of the Parliament is suspended or otherwise not in progress):

Groups 1 and 2 – no later than 25 minutes

Groups 3 and 4 – no later than 1 hour

Groups 5, 6 and 7 – no later than 1 hour 50 minutes

Motion to pass the Bill – no later than 2 hours 30 minutes

The motion was agreed to.

**2. National Health Service Reform (Scotland) Bill - Stage 3:** The Bill was considered at Stage 3.

The following amendments were agreed to without division: 1, 2, 3, 4, 5

The following amendments were disagreed to (by division)—

- 6 (For 38, Against 57, Abstentions 5)
- 21 (For 15, Against 89, Abstentions 0)
- 22 (For 16, Against 88, Abstentions 0)
- 13 (For 48, Against 61, Abstentions 0)
- 14 (For 43, Against 61, Abstentions 0)

The following amendments were moved and, with the agreement of the Parliament, withdrawn: 9, 12

Other amendments were not moved.

**3. National Health Service Reform (Scotland) Bill – Stage 3:** The Minister for Health and Community Care (Malcolm Chisholm) moved S2M-1095—That the Parliament agrees that the National Health Service Reform (Scotland) Bill be passed.

Shona Robison moved amendment S2M-1095.1 to motion S2M-1095—

Insert at end—

“but, in so doing, remains concerned about the lack of detail in the Financial Memorandum regarding potential additional costs arising from the Bill.”

After debate, the amendment was disagreed to ((DT) by division: For 37, Against 78, Abstentions 0).

The motion was then agreed to ((DT) by division: For 99, Against 16, Abstentions 1).

**4. First Minister's Question Time:** Questions were answered by the First Minister (Mr Jack McConnell).

**5. Question Time:** Questions were answered by the Deputy Minister for Enterprise and Lifelong Learning (Lewis Macdonald) and the Minister for Transport (Nicol Stephen); by the Minister for Justice (Cathy Jamieson), the Solicitor General for Scotland (Mrs Elish Angiolini) and the Lord Advocate (Colin Boyd); and by other Ministers and junior Scottish Ministers.

**6. Ministerial Statement:** The Minister for Education and Young People (Peter Peacock) made a statement and answered questions on Scottish Borders Council Social Work Services.

**7. Scotland's Beaches – A National Resource:** The Deputy Minister for Environment and Rural Development (Allan Wilson) moved S2M-1266—That the Parliament recognises the importance of Scottish beaches in attracting visitors to Scotland; welcomes the results of the recent Keep Scotland Beautiful survey of resort beaches with the granting of Seaside Awards to 40 Scottish beaches including 14 new recipients; acknowledges the impact of beach litter as highlighted in the recent Marine Conservation Society's Beachwatch 2003 Report; commends the partnership approach taken between the Scottish Executive and other bodies to help address the issues raised in Beachwatch 2003; endorses the continuation of that approach, and encourages the public to take more responsibility for its own litter to ensure that Scotland's beaches continue to be a valued and productive national resource.

Rob Gibson moved amendment S2M-1266.3 to motion S2M-1266—

Insert at end—

“and calls on the Executive to step up pressure against illegal disposal of waste at sea including discharges by the nuclear industry.”

After debate, the amendment was disagreed to ((DT) by division: For 54, Against 62, Abstentions 0).

Alex Johnstone moved amendment S2M-1266.1 to motion S2M-1266—

Insert at end—

“but notes the importance of continuing improvement in bathing water quality in Scotland to the quality of our beaches and believes that further progress is now dependent on addressing the limitations of Scottish Water and the planning system.”

After debate, the amendment was disagreed to ((DT) by division: For 39, Against 71, Abstentions 7).

Mr Mark Ruskell moved amendment S2M-1266.2 to motion S2M-1266—

Leave out from “recognises” to end and insert—

“, while welcoming the results of the recent Keep Scotland Beautiful survey of resort beaches with the granting of Seaside Awards to 40 Scottish beaches including 14 new recipients, acknowledges the impact of beach litter as highlighted in the recent Marine Conservation Society’s Beachwatch 2003 Report; notes that the report’s findings include a net increase in beach litter and that sewage-related debris accounts for a higher proportion of beach litter in Scotland than elsewhere in the United Kingdom; further notes that, while encouraging the public to take more responsibility for its own litter, the report also states that determined efforts are required to reduce pollution at source and that local authorities, water authorities and Her Majesty’s Government must play their part in reducing and cleaning up litter; further notes that the environmental quality of beaches encompasses much more than litter alone, and calls upon the Scottish Executive to display a strong lead following the consultation on the best strategy for protecting and enhancing all of Scotland’s coastline as pledged in *A Partnership for a Better Scotland*, including consideration of an integrated Marine Act.”

After debate, the amendment was disagreed to ((DT) by division: For 55, Against 63, Abstentions 0).

The motion was then agreed to (DT).

**8. Nomination of Commissioner for Public Appointments in Scotland:** Bristow Muldoon, on behalf of the Selection Panel, moved S2M-1255—That the Parliament nominates Karen Carlton to Her Majesty The Queen for appointment as the Commissioner for Public Appointments in Scotland.

After debate, the motion was agreed to (DT).

**9. Business Motion:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-1253—That the Parliament agrees—

(i) that the Justice 2 Committee reports to the Justice 1 Committee by 14 May 2004 on the Act of Sederunt (Fees of Solicitors and Witnesses in the Sheriff Court) (Amendment No.2) 2004 (SSI 2004/196); and

(ii) that the Justice 1 Committee reports to the Justice 2 Committee by 14 May 2004 on the Supervised Attendance Order (Prescribed Courts) (Scotland) Order 2004 (SSI 2004/194); and by 21 May 2004 on the European Communities (Services of Lawyers) Amendment (Scotland) Order 2004 (SSI 2004/186).

The motion was agreed to.

**10. Approval of SSI:** Tavish Scott, on behalf of the Parliamentary Bureau, moved S2M-1252—That the Parliament agrees that the draft Town and Country Planning (Fees for Applications and Deemed Applications) (Scotland) Regulations 2004 be approved.

The motion was agreed to (DT).

**11. Membership of Committee:** Tavish Scott, on behalf of the Parliamentary Bureau moved S2M-1276—That the Parliament agrees that Margaret Smith be appointed to replace Mike Pringle on the Waverley Railway (Scotland) Bill Committee.

The motion was agreed to (DT).

**12. Decision Time:** The Parliament took decisions on items 3, 7, 8, 10 and 11 as noted above.

**13. Loch Lomond Rescue Boat:** The Parliament debated S2M-1071 in the name of Jackie Baillie—That the Parliament warmly acknowledges the work of the Loch Lomond Rescue Boat; values the service it provides to local communities and visitors enjoying the delights of Loch Lomond; pays tribute to the dedication of the volunteers, who all give freely of their own time to run the service; recognises the importance of their work in promoting and teaching all aspects of safety in and around Loch Lomond, particularly for water sports; notes that a substantial portion of the annual funding is raised by the efforts of volunteers, and therefore considers that the Scottish Executive should investigate the provision of stable funding, similar to that provided for mountain rescue teams, to support this essential, life-saving service.

The meeting closed at 5.40 pm.

**BILLS INTRODUCED**

The following Bills were introduced on the dates shown—

15 May 2003

**Robin Rigg Offshore Wind Farm (Navigation and Fishing) (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to regulate matters relating to navigation and fishing in connection with the provision of an offshore wind farm in navigable waters within the Solway Firth; and for connected purposes. (SP Bill 1) (Private Bill)

Introduced by: Offshore Energy Resources Limited and Solway Offshore Limited

**Stirling-Alloa-Kincardine Railway and Linked Improvements Bill**—A Bill for an Act of the Scottish Parliament to authorise the reconstruction of a railway from Stirling to Kincardine; to authorise the construction of the Alloa Eastern Link Road, necessitated by the railway; and for connected purposes. (SP Bill 2) (Private Bill)

Introduced by: Clackmannanshire Council

23 June 2003

**Primary Medical Services (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to make provision in relation to the provision of primary medical services; and for connected purposes. (SP Bill 4) (Executive Bill)

Introduced by: Malcolm Chisholm  
Supported by: Mr Tom McCabe

**Vulnerable Witnesses (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to make provision for the use of special measures for the purpose of taking the evidence of children and other vulnerable witnesses in criminal or civil proceedings; to provide for evidential presumptions in criminal proceedings where certain reports of identification procedures are lodged as productions; to make provision about the admissibility of expert psychological or psychiatric evidence as to subsequent behaviour of the complainer in criminal proceedings in respect of certain offences; to enable the prohibition of the personal conduct of the defence in criminal proceedings in which a vulnerable witness is to give evidence; to make provision about the admissibility of certain evidence bearing on the character, conduct or condition of witnesses in proceedings before a sheriff relating to the establishment of grounds of referral to children's hearings; to abolish the competence test for witnesses in criminal and civil proceedings; and for connected purposes. (SP Bill 5) (Executive Bill)

Introduced by: Cathy Jamieson

Supported by: Peter Peacock, Hugh Henry

29 September 2003

**Nature Conservation (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to make provision in relation to the conservation of biodiversity; to make further provision in relation to the conservation and enhancement of certain aspects of Scotland's natural heritage; to amend the law relating to the protection of certain birds, animals and plants; and for connected purposes. (SP Bill 9) (Executive Bill)

Introduced by: Ross Finnie  
Supported by: Allan Wilson

Explanatory Notes (and other accompanying documents) (SP Bill 9-EN) and a Policy Memorandum (SP Bill 9-PM) were printed to accompany the Bill.

**Criminal Procedure (Amendment) (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to make provision, in connection with proceedings in the High Court of Justiciary, for the holding of preliminary hearings prior to the trial diet and to require any solicitor engaged by the accused to notify the Court and the prosecutor of his engagement, withdrawal and dismissal; to make new provision as to the alteration and continuation of the trial diet in proceedings in the High Court; to make new provision as to the procedure where the trial diet in proceedings in the High Court does not proceed; to amend the time limit for commencement of the trial in proceedings in the High Court; in connection with solemn criminal proceedings generally, to amend the consequences of failure to comply with time limits, to remove the requirement for a warrant to be issued for citation of the accused, witnesses and jurors, to enable the trial to be conducted in the absence of the accused in certain circumstances, to provide for the apprehension, detention and release on bail of reluctant witnesses and to restate with modifications certain provisions in relation to the raising of preliminary pleas and issues; to enable persons to be released on bail subject to a requirement that their compliance with conditions of bail restricting their movements be remotely monitored; to make provision entitling the prosecutor to be heard on certain applications relating to bail; to make further provision as to the matters to be dealt with by the sheriff court at a first diet in solemn proceedings; to make new provision as to the procedure to be followed by the court in sentencing offenders who have pled guilty; to increase from three to five years the maximum extended sentence that may be imposed by a sheriff on persons convicted on indictment of certain violent and sexual offences; to make new provision as to the citation of witnesses for precognition by the prosecutor; and for connected purposes (SP Bill 10) (Executive Bill)

Introduced by: Cathy Jamieson  
Supported by: Hugh Henry

28 October 2003

**Education (Additional Support for Learning) (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to make provision for additional support in connection with the school education of children and young persons having additional support needs; and for connected purposes. (SP Bill 11) (Executive Bill)

Introduced by: Peter Peacock

Supported by: Euan Robson

29 October 2003

**Antisocial Behaviour etc. (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to make provision in connection with antisocial behaviour; to make provision about criminal justice; to make provision in relation to child welfare; and for connected purposes. (SP Bill 12) (Executive Bill)

Introduced by: Ms Margaret Curran

Supported by: Cathy Jamieson, Peter Peacock, Ross Finnie, Mrs Mary Mulligan

17 November 2003

**Fire Sprinklers in Residential Premises (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to require the provision of fire sprinkler systems in houses in multiple occupation and sheltered housing; to enable the Scottish Ministers to extend these provisions to other categories of residential premises; and for connected purposes. (SP Bill 13) (Member's Bill)

Introduced by: Michael Matheson

21 November 2003

**Local Governance (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to make provision for the election of councillors by single transferable vote and in relation to candidates to be councillor; to make provision in relation to certain restrictions upon being a councillor and upon former councillors; to make new provision about remuneration for and other payments to councillors; and for connected purposes. (SP Bill 14) (Executive Bill)

Introduced by: Mr Andy Kerr

Supported by: Tavish Scott

2 December 2003

**Primary Medical Services (Scotland) Bill**—The Bill was reprinted as amended at Stage 2. (SP Bill 4A) (Executive Bill)

**Vulnerable Witnesses (Scotland) Bill**—The Bill was reprinted as amended at Stage 2. (SP Bill 5A) (Executive Bill)

16 December 2003

**Breastfeeding etc. (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to make it an offence to prevent or stop a child who is permitted to be in a public place or licensed premises from being fed milk in that place or on those premises; to make provision in relation to the promotion of breastfeeding; and for connected purposes. (SP Bill 15) (Member's Bill)  
Introduced by: Elaine Smith

18 December 2003

**Primary Medical Services (Scotland) Bill**—The Bill was reprinted as passed (SP Bill 4B) (Executive Bill).

29 January 2004

**Edinburgh Tram (Line One) Bill**—A Bill for an Act of the Scottish Parliament to authorise the construction and operation of a tram line in Edinburgh forming a loop from St Andrew Square, along Leith Walk to Leith, west to Granton, south to Haymarket and back to St Andrew Square via Princes Street; and for connected purposes. (SP Bill 17) (Private Bill)  
Introduced by: The City of Edinburgh Council

**Edinburgh Tram (Line Two) Bill**—A Bill for an Act of the Scottish Parliament to authorise the construction and operation of a tram line in Edinburgh following a western course from St Andrew Square, via Princes Street, Haymarket, Murrayfield and South Gyle to Edinburgh Airport and Newbridge; and for connected purposes. (SP Bill 18) (Private Bill)

Introduced by: The City of Edinburgh Council

30 January 2004

**Tenements (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to make provision about the boundaries and pertinents of properties comprised in tenements and for the regulation of the rights and duties of the owners of properties comprised in tenements; to make minor amendments of the Title Conditions (Scotland) Act 2003 (asp 9); and for connected purposes. (SP Bill 19) (Executive Bill)

Introduced by: Ms Margaret Curran

Supported by: Cathy Jamieson, Mrs Mary Mulligan

3 February 2004

**Prohibition of Smoking in Regulated Areas (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to prohibit persons from smoking in regulated areas; and for connected purposes. (SP Bill 20) (Member's Bill)  
Introduced by: Mr Stewart Maxwell

3 March 2004

**Nature Conservation (Scotland) Bill**—The Bill was reprinted as amended at Stage 2. (SP Bill 9A) (Executive Bill)



4 March 2004

**Vulnerable Witnesses (Scotland) Bill**—The Bill was reprinted as passed. (SP Bill 5B) (Executive Bill)

10 March 2004

**Education (Additional Support for Learning) (Scotland) Bill**—The Bill was reprinted as amended at Stage 2. (SP Bill 11A) (Executive Bill)

22 March 2004

**Emergency Workers (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to make it an offence to assault or impede persons who are providing emergency services; and for connected purposes. (SP Bill 21) (Executive Bill)

Introduced by: Mr Andy Kerr

Supported by: Tavish Scott

23 March 2004

**National Health Service Reform (Scotland) Bill**—The Bill was reprinted as amended at Stage 2. (SP Bill 6A) (Executive Bill)

24 March 2004

**Criminal Procedure (Amendment) (Scotland) Bill**—The Bill was reprinted as amended at Stage 2. (SP Bill 10A) (Executive Bill)

29 March 2004

**School Education (Ministerial Powers and Independent Schools) (Scotland) Bill**—A Bill for an Act of the Scottish Parliament to confer power on the Scottish Ministers, following inspection of a public or grant-aided school or of an education authority, to direct the school managers or the authority to take specified action; to provide that all non-public schools which provide full-time education for pupils of school age are independent schools; to abolish provisional registration of independent schools; to make amended provision for the registration and regulation of independent schools; to provide for appeals to the sheriff principal against certain decisions by the Scottish Ministers in relation to such schools; and for connected purposes. (SP Bill 22) (Executive Bill)

Introduced by: Peter Peacock

Supported by: Euan Robson

**Education (Additional Support for Learning) (Scotland) Bill**—The Bill was reprinted as passed (SP Bill 11B) (Executive Bill).

5 May 2004

**Nature Conservation (Scotland) Bill**—The Bill was reprinted as passed (SP Bill 9B) (Executive Bill).



**SUBORDINATE LEGISLATION**

**1. Affirmative Instruments**

The following instruments were laid in draft before the Parliament for approval by resolution—

3 June 2003

The Water Industry (Scotland) Act 2002 (Consequential Provisions) Order 2003

laid under section 68(5) of the Water Industry (Scotland) Act 2002

12 June 2003

The Budget (Scotland) Act 2003 Amendment Order 2003

laid under the Budget (Scotland) Act 2003

The Landfill (Scotland) Amendment Regulations 2003

laid under the Pollution Prevention and Control Act 1999

13 June 2003

The Civic Government (Scotland) Act 1982 (Licensing of Houses in Multiple Occupation) Amendment Order 2003

laid under the Civic Government (Scotland) Act 1982

*Note: The draft Civic Government (Scotland) Act 1982 (Licensing of Houses in Multiple Occupation) Amendment Order 2003, which was laid before the Parliament on 13 June 2003, was withdrawn on 20 June 2003.*

The Housing Grants (Assessment of Contributions) (Scotland) Regulations 2003—

The Housing Grants (Minimum Percentage Grant) (Scotland) Regulations 2003

laid under the Housing (Scotland) Act 1987

18 June 2003

The Advice and Assistance (assistance by Way of Representation) (Scotland) Amendment Regulations 2003

laid under the Legal Aid (Scotland) Act 1986

19 June 2003

The Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) (No.2) Order 2003

laid under the Scotland Act 1998

*Note: The draft Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) (No.2) Order 2003, which was laid before the Parliament on 19 June 2003, was withdrawn on 23 June 2003.*

The Welfare of Farmed Animals (Scotland) Amendment Regulations 2003  
laid under the Agriculture (Miscellaneous Provisions) Act 1968

20 June 2003

The Civic Government (Scotland) Act 1982 (Licensing of Houses in Multiple  
Occupation) Amendment Order 2003  
laid under the Civic Government (Scotland) Act 1982

23 June 2003

The draft Scotland Act 1998 (Transfer of Functions to the Scottish Ministers  
etc.) (No.2) Order 2003  
laid under the Scotland Act 1998

24 June 2003

The Mental Health (Care and Treatment) (Scotland) Act 2003 (Consequential  
Modification) Order 2003  
laid under the Mental Health (Care and Treatment) (Scotland) Act 2003

10 September 2003

The draft Title Conditions (Scotland) Act 2003 (Consequential Provisions)  
Order 2003  
laid under section 127(2) of the Title Conditions (Scotland) Act 2003

The draft Local Government in Scotland Act 2003 (Ancillary Provisions) Order  
2003  
laid under section 58(4) of the Local Government in Scotland Act 2003

11 September 2003

The draft Local Government in Scotland Act 2003 (Ancillary Provisions) Order  
2003  
laid under section 58(4) of the Local Government in Scotland Act 2003

18 September 2003

The Draft Victim Statements (Prescribed Courts) (Scotland) Order 2003  
laid under section 88(2) of the Criminal Justice (Scotland) Act 2003

2 October 2003

The draft Agricultural Holdings (Consequential Amendments) (Scotland)  
Order 2003  
laid under section 91(5) of the Agricultural Holdings (Scotland) Act 2003

10 October 2003

The draft Proceeds of Crime Act 2002 Amendment (Scotland) Order 2003  
laid under section 459(6) of the Proceeds of Crime Act 2002

24 October 2003

The draft Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (Orkney) (No. 4) (Scotland) Order 2003 (SSI 2003/501)  
laid under section 1(8) of the Food and Environment Protection Act 1985

27 October 2003

The draft Budget (Scotland) Act 2003 Amendment (No.2) Order 2003  
laid under section 7(2) of the Budget (Scotland) Act 2003

6 November 2003

The Mink Keeping (Scotland) Order 2003 (SSI 2003/528)  
laid under section 10(1) of the Destructive Imported Animals Act 1932

25 November 2003

The draft Water Environment and Water Services (Scotland) Act 2003 (Designation of Scotland River Basin District) Order 2003  
laid under section 36(6) of the Water Environment and Water Services (Scotland) Act 2003

15 December 2003

The draft National Health Service (Distribution of Endowment Income Scheme) (Scotland) Regulations 2004  
The draft Scottish Hospital Trust (Transfer of Property) Regulations 2004  
laid under section 18(4) of the Public Appointments and Public Bodies etc. (Scotland) Act 2003

19 December 2003

The draft Solvent Emissions (Scotland) Regulations 2004  
laid under section 2(8) of the Pollution Prevention and Control Act 1999

24 December 2003

The draft National Health Service (Distribution of Endowment Income Scheme) (Scotland) Regulations 2004  
laid under section 18(4) of the Public Appointments and Public Bodies etc. (Scotland) Act 2003

5 January 2004

The draft Scottish Hospital Trust (Transfer of Property) Regulations 2004  
laid under section 18(4) of the Public Appointments and Public Bodies etc. (Scotland) Act 2003

28 January 2004

The Budget (Scotland) Act 2003 Amendment Order 2004  
laid under section 7(2) of the Budget (Scotland) Act 2003

6 February 2004

The draft Housing Support Grant (Scotland) Order 2004  
laid under sections 191 and 192 of the Housing (Scotland) Act 1987

10 February 2004

The Advice and Assistance (Financial Conditions) (Scotland) Regulations 2004—

The Civil Legal Aid (Financial Conditions) (Scotland) Regulations 2004—  
laid under section 37(2) of the Legal Aid (Scotland) Act 1986

17 February 2004

The Renewables Obligation (Scotland) Order 2004  
laid under section 32(9) of the Electricity Act 1989

19 February 2004

The Debt Arrangement Scheme (Scotland) Regulations 2004  
laid under section 62(4) of the Debt Arrangement and Attachment  
(Scotland) Act 2002

4 March 2004

The Primary Medical Services (Scotland) Act 2004 (Modification of  
Enactments) Order 2004  
laid under section 7 of the Primary Medical Services (Scotland) Act 2004

9 March 2004

The Community Right to Buy (Definition of Excluded Land) (Scotland) Order  
2004  
laid under section 98(5) of the Land Reform (Scotland) Act 2003

11 March 2004

The draft Sexual Offences Act 2003 (Travel Notification Requirements)  
(Scotland) Regulations 2004  
laid under section 138(2) of the Sexual Offences Act 2003

15 March 2004

The draft Community Right to Buy (Definition of Excluded Land) (Scotland)  
Order 2004  
laid under section 98(5) of the Land Reform (Scotland) Act 2003

22 March 2004

The Town and Country Planning (Fees for Applications and Deemed  
Applications) (Scotland) Regulations 2004  
laid under section 252(4) of the Town and Country Planning (Scotland)  
Act 1997

25 March 2004

The draft Sexual Offences Act 2003 (Travel Notification Requirements) (Scotland) Regulations 2004  
laid under section 138(2) of the Sexual Offences Act 2003

28 April 2004

The draft Health Professions (Operating Department Practitioners and Miscellaneous Amendments) Order 2004  
laid under section 62(10) of the Health Act 1999

The draft Budget (Scotland) Act 2004 Amendment Order 2004  
laid under section 7(2) of the Budget (Scotland) Act 2004

29 April 2004

The Special Waste Amendment (Scotland) Amendment Regulations 2004 (SSI 2004/204)  
laid under schedule 2(2) of the European Communities Act 1972

The following instruments were laid before the Parliament for approval by resolution—

12 May 2003

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (Scotland) Order 2003 (SSI 2003/244)—  
The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No.2) (Scotland) Order 2003 (SSI 2003/245)—  
laid under the Food and Environment Protection Act 1985

29 May 2003

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (Orkney) (Scotland) Order 2003 (SSI 2003/260)  
laid under the Food and Environment Protection Act 1985

25 June 2003

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (Orkney) (No.2) (Scotland) Order 2003 (SSI 2003/321)  
laid under the Food and Environment Protection Act 1985

21 July 2003

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No.3) (Scotland) Order 2003 (SSI 2003/365)—  
The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (East Coast) (Scotland) Order 2003 (SSI 2003/366)—  
laid under the Food and Environment Protection Act 1985

23 July 2003

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning)  
(East Coast) (No.2) (Scotland) Order 2003 (SSI 2003/369)  
laid under the Food and Environment Protection Act 1985

29 July 2003

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning)  
(West Coast) (No.4) (Scotland) Order 2003 (SSI 2003/374)  
laid under the Food and Environment Protection Act 1985

8 August 2003

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning)  
(East Coast) (No. 3) (Scotland) Order 2003 (SSI 2003/380)—  
The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning)  
(West Coast) (No. 5) (Scotland) Order 2003 (SSI 2003/381)—  
laid under the Food and Environment Protection Act 1985

19 August 2003

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning)  
(West Coast) (No.6) (Scotland) Order 2003 (SSI 2003/392)  
laid under the Food and Environment Protection Act 1985

20 August 2003

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning)  
(West Coast) (No.6) (Scotland) Order 2003 (SSI 2003/393)  
laid under the Food and Environment Protection Act 1985

21 August 2003

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning)  
(East Coast) (No.5) (Scotland) Order 2003 (SSI 2003/394)  
laid under the Food and Environment Protection Act 1985

27 August 2003

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning)  
(West Coast) (No.7) (Scotland) Order 2003 (SSI 2003/397)  
laid under the Food and Environment Protection Act 1985

2 September 2003

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning)  
(West Coast) (No.8) (Scotland) Order 2003 (SSI 2003/402)  
laid under the Food and Environment Protection Act 1985

8 September 2003

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning)  
(West Coast) (No.9) (Scotland) Order 2003 (SSI 2003/409)—



The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No.10) (Scotland) Order 2003 (SSI 2003/410)—  
laid under section 1(8) of the Food and Environment Protection Act 1985

11 September 2003

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (Orkney) (No.3) (Scotland) Order 2003 (SSI 2003/429)  
laid under section 1(8) of the Food and Environment Protection Act 1985

31 October 2003

The Nitrate Vulnerable Zones (Grants) (Scotland) Amendment Scheme 2003 (SSI 2003/518)  
laid under section 29(2)(d) of the Agriculture Act 1970

6 November 2003

The Mink Keeping (Scotland) Order 2003 (SSI 2003/528)  
laid under section 10(1) of the Destructive Imported Animals Act 1932

20 November 2003

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No. 11) (Scotland) Order 2003 (SSI 2003/561)  
laid under section 1(8) of the Food and Environment Protection Act 1985

20 November 2003

The Producer Responsibility Obligations (Packaging Waste) Amendment (Scotland) Regulations 2003  
laid under section 93(10) of the Environment Act 1995

22 January 2004

The Local Government Finance (Scotland) Order 2004 (SSI 2004/14)  
laid under paragraph 2(3) of schedule 12 to the Local Government Finance Act 1992

29 January 2004

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (Scotland) Order 2004 (SSI 2004/21)  
laid under section 1(8) of the Food and Environment Protection Act 1985

4 February 2004

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No. 2) (Scotland) Order 2004 (SSI 2004/43)  
laid under section 1(8) of the Food and Environment Protection Act 1985

## 2. Negative Instruments

The following instruments were laid before the Parliament and are subject to annulment—

12 May 2003

The Community Care (Direct Payments) (Scotland) Regulations 2003 (SSI 2003/243)

laid under the Social Work (Scotland) Act 1968

Act of Sederunt (Fees of Shorthand Writers in the Sheriff Court) (Amendment) 2003 (SSI 2003/246)

laid under the Sheriff Courts (Scotland) Act 1907

The Criminal Legal Aid (Youth Courts) (Scotland) Regulations 2003 (SSI 2003/249)

laid under the Legal Aid (Scotland) Act 1986

15 May 2003

The Scottish Public Services Ombudsman Act 2002 (Consequential Modification of Instruments) Order 2003 (SSI 2003/242)

laid under the Scottish Public Services Ombudsman Act 2002

2 June 2003

The Tobacco Advertising and Promotion (Sponsorship Transitional Provisions) (Scotland) Amendment Regulations 2003 (SSI 2003/265)

laid under section 19(5) of the Tobacco Advertising and Promotion Act 2002

3 June 2003

The Adults with Incapacity (Management of Residents' Finances) (No.2) (Scotland) Regulations 2003 (SSI 2003/266)

laid under section 86 of the Adults with Incapacity (Scotland) Act 2000

5 June 2003

The Litter (Fixed Penalty) (Scotland) Order 2003 (SSI 2003/268)

laid under the Environmental Protection Act 1990

The National Health Service Superannuation Scheme (Scotland) Amendment (No.2) Regulations 2003 (SSI 2003/270)

laid under the Superannuation Act 1972

The Urban Waste Water Treatment (Scotland) Amendment Regulations 2003 (SSI 2003/273)

laid under the European Communities Act 1972

The Sweeteners in Food Amendment (Scotland) Regulations 2003 (SSI 2003/274)—

The Food Supplements (Scotland) Regulations 2003 (SSI 2003/278)—  
laid under the Food Safety Act 1990

The Feeding Stuffs (Miscellaneous Amendments) (Scotland) Regulations 2003 (SSI 2003/277)  
laid under the Agriculture Act 1970 and the European Communities Act 1972

The Ethical Standards in Public Life etc. (Scotland) Act 2000 (Devolved Public Bodies) (No.2) Order 2003 (SSI 2003/279)  
laid under the Ethical Standards in Public Life etc. (Scotland) Act 2000

The St Mary's Music School (Aided Places) (Scotland) Amendment Regulations 2003 (SSI 2003/280)—

The Education (Assisted Places) (Scotland) Amendment Regulations 2003 (SSI 2003/281)—  
laid under the Education (Scotland) Act 1980

6 June 2003

The Road User Charging (Classes of Motor Vehicles) (Scotland) Regulations 2003 (SSI 2003/282)—

The Road User Charging (Consultation and Publication) (Scotland) Regulations 2003 (SSI 2003/292)—  
laid under the Transport (Scotland) Act 2001

The Agricultural Wages (Scotland) Act 1949 Amendment Regulations 2003 (SSI 2003/283)

laid under the National Minimum Wage Act 1998

The Home Energy Efficiency Scheme Amendment (Scotland) Regulations 2003 (SSI 2003/284)

laid under the Social Security Act 1990

The Education (Student Loans) Amendment (Scotland) Regulations 2003 (SSI 2003/285)

laid under the Education (Student Loans) Act 1990

The Accountability of Local Authorities (Publication of Information about Finance and Performance) (Scotland) Regulations 2003 (SSI 2003/286)

laid under the Local Government in Scotland Act 2003

The Criminal Justice (Scotland) Act 2003 (Saving and Transitional Provisions) Order 2003 (SSI 2003/287)—

The Drugs Courts (Scotland) Order 2003 (SSI 2003/290)—  
laid under the Criminal Justice (Scotland) Act 2003

The Contaminants in Food (Scotland) Regulations 2003 (SSI 2003/289)—

The Cocoa and Chocolate Products (Scotland) Regulations 2003 (SSI 2003/291)—

The Fruit Juices and Fruit Nectars (Scotland) Regulations 2003 (SSI 2003/293)—  
laid under the Food Safety Act 1990

The Agricultural Holdings (Relevant Date and Relevant Period) (Scotland) Order 2003 (SSI 2003/294)  
laid under the Agricultural Holdings (Scotland) Act 2003

The National Health Service (Charges for Drugs and Appliances) (Scotland) Amendment (No.2) Regulations 2003 (SSI 2003/295)—

The National Health Service (Pharmaceutical Services) (Scotland) Amendment regulations 2003 (SSI 2003/296)—

The National Health Service (General Medical Services Supplementary Lists) (Scotland) Amendment Regulations 2003 (SSI 2003/298)—

laid under the National Health Service (Scotland) Act 1978

The Stevenson College (Change of Name) (Scotland) Order 2003 (SSI 2003/297)

laid under the Further and Higher Education (Scotland) Act 1992

The Collagen and Gelatine (Intra-Community Trade) (Scotland) Regulations 2003 (SSI 2003/299)—

The Agricultural Subsidies (Appeals) (Scotland) Amendment Regulations 2003 (SSI 2003/302)—

laid under the European Communities Act 1972

The Sea Fishing (Restriction on Days at Sea) (Scotland) Amendment (No.2) Order 2003 (SSI 2003/300)

laid under the Fisheries Act 1981

The Cremation (Scotland) Amendment Regulations 2003 (SSI 2003/301)

laid under the Cremation Act 1952

The Rural Stewardship Scheme (Scotland) Amendment (No.2) Regulations 2003 (SSI 2003/303)

laid under the Environment Act 1995

The Oil and Fibre Plant Seeds Amendment (Scotland) Regulations 2003 (SSI 2003/304)

laid under the Plant Varieties and Seeds Act 1964

13 June 2003

The National Health Service (General Medical Services) (Scotland) Amendment (No.2) Regulations 2003 (SSI 2003/310)

laid under the National Health Service (Scotland) Act 1978

The Condensed Milk and Dried Milk (Scotland) Regulations 2003 (SSI 2003/311)

laid under the Food Safety Act 1990

The Feeding Stuffs (Scotland) Amendment (No.2) Regulations 2003 (SSI 2003/312)  
laid under the Agriculture Act 1970 and the European Communities Act 1972

The Improvement and Repairs Grant (Prescribed Valuation Band) (Scotland) Order 2003 (SSI 2003/314)  
laid under the Housing (Scotland) Act 1987

26 June 2003

The Collagen and Gelatine (Intra-Community Trade) (Scotland) Amendment Regulations 2003 (SSI 2003/328)  
laid under the European Communities Act 1972

27 June 2003

The Products of Animal Origin (Third Country Imports) (Scotland) Amendment (No.3) Regulations 2003 (SSI 2003/333)  
laid under the European Communities Act 1972

The Form of Repair Notice (Scotland) Regulations 2003 (SSI 2003/335)—  
The Form of Improvement Order (Scotland) Regulations 2003 (SSI 2003/336)—  
The Housing Grants (Form of Cessation or Partial Cessation of Conditions Notice) (Scotland) Regulations 2003 (SSI 2003/337)—  
The Housing Grants (Form of Notice of Payment) (Scotland) Regulations 2003 (SSI 2003/338)—  
laid under the Housing (Scotland) Act 1987

1 July 2003

The Environmental Impact Assessment (Water Management) (Scotland) Regulations 2003 (SSI 2003/341)  
laid under the European Communities Act 1972

3 July 2003

The National Health Service (Compensation for Premature Retirement) (Scotland) Regulations 2003 (SSI 2003/344)  
laid under the Superannuation Act 1972

9 July 2003

The Education (School Meals) (Scotland) Regulations 2003 (SSI 2003/350)  
laid under the Education (Scotland) Act 1980

25 July 2003

The Prohibition of Fishing for Scallops (Scotland) Order 2003 (SSI 2003/371)  
laid under the Sea Fish (Conservation) Act 1967

1 August 2003

The National Health Service (Travelling Expenses and Remission of Charges) (Scotland) Regulations 2003

laid under the National Health Service (Scotland) Act 1978

8 August 2003

The Food (Hot Chilli and Hot Chilli Products) (Emergency Control) (Scotland) Regulations 2003 (SSI/2003/382)

laid under the European Communities Act 1972

26 August 2003

The Food (Brazil Nuts) (Emergency Control) (Scotland) Regulations 2003 (SSI 2003/396)

laid under the European Communities Act 1972

1 September 2003

The Disposal of Records (Scotland) Amendment Regulations 2003

laid under the Public Records (Scotland) Act 1937

2 September 2003

The Inshore Fishing (Prohibition of Fishing and Fishing Methods) (Scotland) Amendment Order 2003 (SSI 2003/404)

laid under the Inshore Fishing (Scotland) Act 1984

The Nursing and Midwifery Student Allowances (Scotland) Amendment Regulations 2003 (SSI 2003/401)

laid under the Education (Scotland) Act 1980

3 September 2003

The Gaming Act (Variation of Fees) (Scotland) Order 2003 (SSI 2003/403)

laid under the Gaming Act 1968

The Collagen and Gelatine (Intra-Community Trade) (Scotland) Amendment (No.2) Regulations 2003 (SSI 2003/405)

laid under the European Communities Act 1972

5 September 2003

The Police Pensions (Scotland) Amendment Regulations 2003 (SSI 2003/406)

laid under section 1(6) of the Police Pensions Act 1976

8 September 2003

The Animal By-Products (Scotland) Regulations 2003 (SSI 2003/411)

laid under paragraph 2 of schedule 2 to the European Communities Act 1972

9 September 2003

The Food (Figs, Hazelnuts and Pistachios from Turkey) (Emergency Control) (Scotland) Amendment Regulations 2003 (SSI 2003/413)—

The Food (Pistachios from Iran) (Emergency Control) (Scotland) Regulations 2003 (SSI 2003/414)—

The Food (Peanuts from Egypt) (Emergency Control) (Scotland) Regulations 2003 (SSI 2003/418)—

The Food (Figs Peanuts from China) (Emergency Control) (Scotland) Amendment Regulations 2003 (SSI 2003/419)—

laid under paragraph 2 of schedule 2 to the European Communities Act 1972

The Road Works (Inspection Fees) (Scotland) Regulations 2003 (SSI 2003/415)—

The Road Works (Recovery of Costs) (Scotland) Regulations 2003 (SSI 2003/416)—

The Road Works (Reinstatement) (Scotland) Amendment Regulations 2003 (SSI 2003/417)

laid under section 163 of the New Roads and Street Works Act 1991

10 September 2003

The Housing Grants (Application Forms) (Scotland) Regulations 2003 (SSI/2003/420)

laid under section 331 of the Housing (Scotland) Act 1987

The Advice and Assistance (Scotland) Amendment (No.2) Regulations 2003 (SSI/2003/421)

laid under section 37(1) of the Legal Aid (Scotland) Act 1986

The National Health Service (General Dental Services) (Scotland) Amendment (No.2) Regulations 2003 (SSI/2003/422)

laid under section 105(2) of the National Health Service (Scotland) Act 1978

The Teachers' Superannuation (Scotland) Amendment Regulations 2003 (SSI/2003/423)

laid under section 12(6) of the Superannuation Act 1972

The Children's Hearings (Provision of Information by Principal Reporter) (Prescribed Persons) (Scotland) Order 2003 (SSI/2003/424)

laid under section 88(1) of the Criminal Justice (Scotland) Act 2003

11 September 2003

The National Assistance (Assessment of Resources) Amendment (No.3) (Scotland) Regulations 2003 (SSI 2003/425)

laid under section 63(3) of the National Assistance Act 1948

The Air Quality Limit Values (Scotland) Regulations 2003 (SSI 2003/428)  
laid under paragraph 2(2) of schedule 2 to the European Communities  
Act 1972

12 September 2003

The National Health Service (Optical Charges and Payments) (Scotland)  
Amendment (No.3) Regulations 2003 (SSI 2003/431)—  
The National Health Service (General Ophthalmic Services) (Scotland)  
Amendment (No.2) Regulations 2003 (SSI 2003/432)—  
laid under section 105(2) of the National Health Service (Scotland) Act  
1978

18 September 2003

The Smoke Control Areas (Exempt Fireplaces) (Scotland) Order 2003 (SSI  
2003/436)  
laid under section 63 of the Clean Air Act 1993

The Food (Star Anise from Third Countries) (Emergency Control) (Scotland)  
Revocation Order 2003 (SSI 2003/437)  
laid under section 48(3) of the Food Safety Act 1990

The Criminal Justice (Scotland) Act 2003 (Transitional Provisions) Order 2003  
(SSI 2003/438)  
laid under section 88(1) of the Criminal Justice (Scotland) Act 2003

The Victims' Rights (Prescribed Bodies) (Scotland) Order 2003 (SSI  
2003/440)  
laid under section 18(1) of the Criminal Justice (Scotland) Act 2003

The Victim Statements (Prescribed Offences) (Scotland) Order 2003 (SSI  
2003/441)  
laid under section 14(2) of the Criminal Justice (Scotland) Act 2003

19 September 2003

The National Health Service (General Medical Services) (Scotland)  
Amendment (No.3) Regulations 2003 (SSI 2003/443)  
laid under section 105(2) of the National Health Service (Scotland) Act  
1978

The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs)  
(Scotland) Amendment (No.2) Regulations 2003 (SSI 2003/445)  
laid under paragraph 2(2) of schedule 2 to the European Communities  
Act 1972

23 September 2003

The Compulsory Purchase of Land (Scotland) Regulations 2003 (SSI  
2003/446)



laid under section 275 of the Town and Country Planning (Scotland) Act 1997

24 September 2003

The Lands Tribunal for Scotland (Relevant Certificate) (Fees) Rules 2003 (SSI 2003/451)—

The Lands Tribunal for Scotland Rules 2003 (SSI 2003/452)—

The Title Conditions (Scotland) Act 2003 (Conservation Bodies) Order 2003 (SSI 2003/453)—

laid under section 127(1) of the Title Conditions (Scotland) Act 2003

29 September 2003

The National Health Service (Travelling Expenses and Remission of Charges) (Scotland) (No.2) Regulations 2003 (SSO 2003/460)—

laid under section 105(2) of the National Health Service (Scotland) Act 1978

1 October 2003

The Collagen and Gelatine (Intra-Community Trade) (Scotland) Revocation Regulations 2003 (SSI 2003/466)—

laid under paragraph 2 of Schedule 2 to the European Communities Act 1972

2 October 2003

The Feeding Stuffs (Scotland) Amendment (No.3) Regulations 2003 (SSI 2003/474)

laid under section 84(2) of the Agricultural Act 1970 and schedule 2 paragraph 2 of the European Communities Act 1972

The Protection of Animals (Anaesthetics) (Scotland) Amendment Order 2003 (SSI 2003/476)

laid under section 1 of the Protection of Animals (Anaesthetics) Act 1954

3 October 2003

The Civil Legal Aid (Scotland) Amendment (No.2) Regulations 2003 (SSI 2003/486)

laid under section 37(1) of the Legal Aid (Scotland) Act 1986

The Further and Higher Education (Scotland) Act 1992 Amendment Order 2003 (SSI 2003/487)

laid under section 60 of the Further and Higher Education (Scotland) Act 1992

8 October 2003

The Condensed Milk and Dried Milk (Scotland) Amendment Regulations 2003 (SSI 2003/492)

laid under section 48(3) of the Food Safety Act 1990

The Food (Hot Chilli and Hot Chilli Products) (Emergency Control) (Scotland) Amendment Regulations 2003 (SSI 2003/493)  
laid under paragraph 2 of schedule 2 to The European Communities Act 1972

27 October 2003

The Horticultural Produce (Community Grading Rules) (Scotland) Regulations 2003 (SSI 2003/502)  
laid under section 23(2) of the Agriculture and Horticulture Act 1964 and section 2(2) of the European Communities Act 1972

28 October 2003

The Road Traffic Act 1991 (Special Parking Area) (Scotland) Order 2003 (SSI 2003/508)  
laid under paragraph 4 of Schedule 3 to the Road Traffic Act 1991

The Road Works (Sharing of Costs of Works) (Scotland) Regulations 2003 (SSI 2003/509)—  
The Road Works (Reinstatement) (Scotland) Amendment (No. 2) Regulations 2003 (SSI 2003/512)—  
laid under section 163(2) of the New Roads and Street Works Act 1991

The Scottish Legal Aid Board (Employment of Solicitors to Provide Criminal Legal Assistance) Amendment Regulations 2003 (SSI 2003/511)  
laid under section 37(1) of the Legal Aid (Scotland) Act 1986

30 October 2003

The Inshore Fishing (Prohibition of Fishing and Fishing Methods) (Scotland) Amendment (No. 2) Order 2003 (SSI 2003/514)  
laid under section 9(2) of the Inshore fishing (Scotland) Act 1984

31 October 2003

The Victim Statements (Prescribed Offences) (Scotland) Amendment Order 2003 (SSI 2003/519)  
laid under section 88(1) of the Criminal Justice (Scotland) Act 2003

6 November 2003

The Specified Sugar Products (Scotland) Regulations 2003 (SSI 2003/527)  
laid under section 48 (3) of the Food Safety Act 1990

The National Health Service Superannuation Scheme (Scotland) Amendment (No.3) Regulations 2003 (SSI 2003/517)  
laid under section 12(6) of the Superannuation Act 1972

7 November 2003

The Home Energy Efficiency Scheme Amendment (No. 2) (Scotland) Regulations 2003 (SSI 2003/529)

laid under section 15(8) of the Social Security Act 1990

The Public Finance and Accountability (Scotland) Act 2000 (Access to Documents and Information) (Relevant Persons) Order 2003 (SSI 2003/530)  
laid under section 27(3) of the Public Finance and Accountability (Scotland) Act 2000

The Control of Pollution (Silage, Slurry and Agricultural Fuel Oil) (Scotland) Regulations 2003 (SSI 2003/531)  
laid under section 104(1) of the Control of Pollutions Act 1974

The Housing (Scotland) Act 2001 (Transfer of Scottish Homes Property and Liabilities) Order 2003 (SSI 2003/532)  
laid under section 109(4) of the Housing (Scotland) Act 2001

10 November 2003

The Environmental Protection (Duty of Care) Amendment (Scotland) Regulations 2003 (SSI 2003/533)  
laid under section 161 of the Environmental Protection Act 1990

11 November 2003

Act of Sederunt (Fees of Sheriff Officers) 2003 (SSI 2003/538)  
laid under section 40 of the Sheriff Courts (Scotland) Act 1907 and section 6 of the Execution of Diligence (Scotland) Act 1926

13 November 2003

The Air Quality Limit Values (Scotland) Amendment Regulations 2003 (SSI 2003/547)  
laid under schedule 2, paragraph 2(2) of the European Communities Act 1972

18 November 2003

The Food (Brazil Nuts) Emergency Control) (Scotland) Amendment Regulations 2003 (SSI 2003/558)  
laid under schedule 2, paragraph 2(2) of the European Communities Act 1972

19 November 2003

The Prohibition of Keeping or Release of Live Fish (Specified Species) (Scotland) Order 2003 (SSI 2003/560)  
laid under section 1(5)(a) of the Import of Live Fish (Scotland) Act 1978

26 November 2003

The Pig Carcase (Grading) Amendment (Scotland) Regulations 2003 (SSI 2003/565)  
laid under schedule 2, paragraph 2 of the European Communities Act 1972

The Race Relations Act 1976 (Statutory Duties) (Scotland) Amendment Order 2003 (SSI 2003/566)  
laid under section 74 of the Race Relations Act 1976

27 November 2003

The Collagen and Gelatine (Intra-Community Trade) (Scotland) (No.2) Regulations 2003 (SSI 2003/568)  
laid under paragraph 2 of schedule 2 to the European Communities Act 1972

The Honey (Scotland) Regulations 2003 (SSI 2003/569)  
laid under section 48(3) of the Food Safety Act 1990

The Regulation of Care (Applications and Provision of Advice) (Scotland) Amendment (No.2) Order 2003 (SSI 2003/570)

The Regulation of Care (Excepted Services) (Scotland) Amendment Regulations 2003 (SSI 2003/571)

The Regulation of Care (Requirements as to Care Services) (Scotland) Amendment (No.2) Regulations 2003 (SSI 2003/572)

The Regulation of Care (Fees) (Scotland) Amendment Order 2003 (SSI 2003/573)

The Regulation of Care (Scotland) Act 2001 (Transitional Provisions) Order 2003 (SSI 2003/574)

laid under section 78(1) of Regulation of Care (Scotland) Act 2001

The Registration of Establishments Keeping Laying Hens (Scotland) Regulations 2003 (SSI 2003/576)

laid under section 2(2) of the European Communities Act 1972

The National Assistance (Assessment of Resources) Amendment (No.4) (Scotland) Regulations 2003 (SSI 2003/577)

laid under section 63(3) of the National Assistance Act 1948

The Food Labelling Amendment (Scotland) Regulations 2003 (SSI 2003/578)  
laid under section 48(3) of the Food Safety Act 1990

The Local Government Pension Reserve Fund (Scotland) Regulations 2003 (SSI 2003/580)

laid under section 93(3) of the Local Government (Scotland) Act 1973 and section 93(6) of the Local Government Finance Act 1992

The Plant Protection Products (Scotland) Regulations 2003 (SSI 2003/579)  
laid under paragraph 2(2) of schedule 2 to the European Communities Act 1972

The Pupils' Educational Records (Scotland) Regulations 2003 (SSI 2003/581)  
laid under section 5 of the Education (Disability Strategies and Pupils' Educational Records) (Scotland) Act 2002

1 December 2003

The Regulation of Care (Scotland) Act 2001 (Transitional Provisions and Revocation) Order 2003 (SSI 2003/587)  
laid under section 78(1) of the Regulation of Care (Scotland) Act 2001

The End-of-Life Vehicles (Storage and Treatment) (Scotland) Regulations 2003 (SSI 2003/593)  
laid under paragraph 2 of schedule 2 to the European Communities Act 1972

10 December 2003

The Miscellaneous Food Additives Amendment (Scotland) (No. 2) Regulations 2003 (SSI 2003/599)  
laid under section 48(3) of the Food Safety Act 1990

18 December 2003

The Local Government in Scotland Act 2003 (Principal Teachers) Order 2003 (SSI 2003/607)  
laid under section 50(3) of the Local Government in Scotland Act 2003

19 December 2003

The Support and Assistance of Young People Leaving Care (Scotland) Regulations 2003 (SSI 2003/608)  
laid under section 78(1) of the Regulation of Care (Scotland) Act 2001 and section 103(2) of the Children (Scotland) Act 1995

5 January 2004

The Title Conditions (Scotland) Act 2003 (Conservation Bodies) Amendment Order 2003 (SSI 2003/621)  
laid under section 127(1) of the Title Conditions (Scotland) Act 2003

6 January 2004

The Sea Fishing (Restriction on Days at Sea) (Scotland) Amendment (No. 3) Order 2003 (SSI 2003/623)  
laid under section 30(4) of the Fisheries Act 1981

9 January 2004

The Shetland Islands Regulated Fishery (Scotland) Variation Order 2004 (SSI 2004/1)  
The Ura Firth, Shetland Scallops Several Fishery Order 2004 (SSI 2004/5)  
laid under section 20(2) of the Sea Fisheries (Shellfish) Act 1967

14 January 2004

The Meat Products (Scotland) Regulations 2004 (SSI 2004/6)  
laid under section 48(3) of the Food Safety Act 1990

15 January 2004

The Infant Formula and Follow-on Formula Amendment (Scotland) Regulations 2004 (SSI 2004/7)—

The Processed Cereal-based Foods and Baby Foods for Infants and Young Children (Scotland) Regulations 2004 (SSI 2004/8)—

laid under section 48(3) of the Food Safety Act 1990

22 January 2004

The Welfare of Animals (Slaughter or Killing) Amendment (Scotland) Regulations 2004 (SSI 2004/13)

laid under schedule 2 paragraph 2(2) of the European Communities Act 1972

23 January 2004

The National Health Service (Transfer of Property between Health Boards) (Scotland) Regulations 2004 (SSI 2004/15)—

The National Health Service (Borrowing and Loans from Endowments) (Scotland) Regulations 2004 (SSI 2004/16)—

laid under section 18(3) of the Public Appointments and Public Bodies etc. (Scotland) Act 2003

30 January 2004

The Registration of Establishments Keeping Laying Hens (Scotland) Amendment Regulations 2004 (SSI/2004/27)

laid under section 29(4)(d) of the Agriculture Act 1970

The Local Government Capital Expenditure Limits (Scotland) Regulations 2004 (SSI/2004/29)

laid under section 39(6) of the Local Government in Scotland Act 2003

2 February 2004

The Health Act 1999 (Savings) (Scotland) Order 2004 (SSI 2004/31)

laid under section 62(6) of the Health Act 1999

The Community Care and Health (Scotland) Act 2002 (Savings) Order (SSI 2004/34)

laid under section 23(1) of the Community Care and Health (Scotland) Act 2002

3 February 2004

The National Health Service (General Ophthalmic Services) (Scotland) Amendment Regulations 2004 (SSI/2004/36)

laid under section 105(2) of the National Health Service (Scotland) Act 1978

The National Health Service (General Dental Services) (Scotland) Amendment Regulations 2004 (SSI/2004/37)

laid under section 105(2) of the National Health Service (Scotland) Act 1978

The National Health Service (Tribunal) (Scotland) Regulations 2004 (SSI/2004/38)

laid under section 105(2) of the National Health Service (Scotland) Act 1978 and section 39(4) of the National Health Service (Primary Care) Act 1997

The National Health Service (Pharmaceutical Services) (Scotland) Amendment Regulations 2004 (SSI/2004/39)

laid under section 105(2) of the National Health Service (Scotland) Act 1978

The National Health Service (General Medical Services Supplementary Lists) (Scotland) Amendment Regulations 2004 (SSI/2004/40)

laid under section 105(2) of the National Health Service (Scotland) Act 1978

The National Health Service (General Medical Services) (Scotland) Amendment Regulations 2004 (SSI/2004/41)

laid under section 105(2) of the National Health Service (Scotland) Act 1978

4 February 2004

The Sea Fishing (Restriction on Days at Sea) (Scotland) Order 2004 (SSI 2004/44)

laid under section 30(4) of the Sea Fisheries Act 1981

10 February 2004

The Advice and Assistance (Scotland) Amendment Regulations 2004 (SSI/2004/49)—

The Civil Legal Aid (Scotland) Amendment Regulations 2004 (SSI/2004/50)—  
The Criminal Legal Aid (Fixed Payments) (Scotland) Amendment Regulations 2004—

laid under section 37(1) of the Legal Aid (Scotland) Act 1986

12 February 2004

The Motorways Traffic (Scotland) Amendment Regulations 2004 (SSI/2004/53)—

The A1 (East of Haddington to Dunbar) Special Road Regulations 2004 (SSI/2004/54)—

laid under section 134(3) of the Road Traffic Regulation Act 1984

26 February 2004

The Domestic Water and Sewerage Charges (Reduction) (Scotland) Regulations 2004 (SSI 2004/68)

laid under section 68(4) of the Water Industry (Scotland) Act 2002

The Less Favoured Area Support Scheme (Scotland) Regulations 2004 (SSI 2004/70)

laid under section 2(2) of the European Communities Act 1972

27 February 2004

The Road Traffic (NHS Charges) Amendment (Scotland) Regulations 2004 (SSI/2004/76)

laid under section 16(2)(c) of the Road Traffic (NHS Charges) Act 1999

3 March 2004

The Sea Fishing (Restriction on Days at Sea) (Scotland) Amendment Order 2004 (SSI/2004/81)

laid under section 30(4) of the Fisheries Act 1981

8 March 2004

The Individual Learning Account (Scotland) Regulations 2004 (SSI/2004/83)

laid under section 3 of the Education and Training (Scotland) Act 2000

The Road Works (Inspection Fees) (Scotland) Amendment Regulations 2004 (SSI/2004/84)

laid under section 163 of the New Roads and Street Works Act 1991

The Parking Attendants (Wearing of Uniforms) (Dundee City Council Parking Area) Regulations 2004 (SSI/2004/85)

laid under section 134 of the Road Traffic Regulation Act 1984

The Road Traffic (Parking Adjudicators) (Dundee City Council) Regulations 2004 (SSI/2004/86)

laid under section 82(7) of the Road Traffic Act 1991

The Road Traffic (Permitted Parking Area and Special Parking Area) (Dundee City Council) Designation Order 2004 (SSI/2004/87)

laid under paragraph 4 of Schedule 3 to the Road Traffic Act 1991

9 March 2004

The Private Hire Car Drivers' Licences (Carrying of Guide Dogs and Hearing Dogs) (Scotland) Regulations 2004 (SSI/2004/88)

laid under section 20(2AC) of the Civic Government (Scotland) Act 1982

The Teachers' Superannuation (Scotland) Amendment Regulations 2004 (SSI/2004/89)

laid under section 12(6) of the Superannuation Act 1972

The Food for Particular Nutritional Uses (Addition of Substances for Specific Nutritional Purposes) (Scotland) Amendment Regulations 2004 (SSI/2004/90)

laid under section 48(3) of the Food Safety Act 1990



The Non-Domestic Rating (Rural Areas and Rateable Value Limits) (Scotland) Amendment Order 2004 (SSI/2004/91)  
laid under section 8(2) of the Local Government and Rating Act 1997

The Non-Domestic Rates (Levying) (Scotland) Regulations 2004 (SSI/2004/92)  
laid under section 153(6) of the Local Government etc. (Scotland) Act 1994

The Regulation of Care (Fees) (Scotland) Order 2004 (SSI/2004/93)—  
The Regulation of Care (Requirements as to Care Services) (Scotland) Amendment Regulations 2004 (SSI/2004/94)—  
The Regulation of Care (Applications and Provision of Advice) (Scotland) Amendment Order 2004 (SSI/2004/95)—  
The Regulation of Care (Registration and Registers) (Scotland) Amendment Regulations 2004 (SSI/2004/96)—  
laid under section 78(1) of the Regulation of Care (Scotland) Act 2001

The National Health Service (Optical Charges and Payments) (Scotland) Amendment Regulations 2004 (SSI/2004/97)—  
The National Health Service (General Ophthalmic Services) (Scotland) Amendment (No. 2) Regulations 2004 (SSI/2004/98)—  
The National Health Service (Dental Charges) (Scotland) Amendment Regulations 2004 (SSI/2004/101)—  
laid under section 105(2) of the National Health Service (Scotland) Act 1978

10 March 2004

The National Health Service (Travelling Expenses and Remission of Charges) (Scotland) Amendment Regulations 2004 (SSI 2004/102)  
laid under section 105(2) of the National Health Service (Scotland) Act 1978

The National Assistance (Assessment of Resources) Amendment (Scotland) Regulations 2004 (SSI 2004/103)—  
The National Assistance (Sums for Personal Requirements) (Scotland) Regulations 2004 (SSI 2004/106)—  
laid under section 63(3) of the National Assistance Act 1948

The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (Scotland) Amendment Regulations 2004 (SSI 2004/104)  
The Potatoes Originating in Egypt (Scotland) Regulations 2004 (SSI 2004/111)  
laid under paragraph 2 of Schedule 2 to the European Communities Act 1972

The Housing (Scotland) Act 2001 (Alteration of Housing Finance Arrangements) Order 2004 (SSI 2004/105)—  
The Housing (Scotland) Act 2001 (Payments out of Grants for Housing Support Services) Amendment Order 2004 (SSI 2004/108)—

laid under section 109 of the Housing (Scotland) Act 2001

The National Health Service Trusts (Dissolution) (Scotland) Order 2004 (SSI 2004/107)

laid under section 105(4)(b) of the National Health Service (Scotland) Act 1978

The Rural Stewardship Scheme (Scotland) Amendment Regulations 2004 (SSI 2004/109)

The Countryside Premium Scheme (Scotland) Amendment Regulations 2004 (SSI 2004/113)

laid under section 98(3) of the Environment Act 1995

The Pollution Prevention and Control (Scotland) Amendment Regulations 2004 (SSI 2004/110)

laid under section 2 and Schedule 1 of the Pollution Prevention and Control Act 1999

11 March 2004

The Special Waste Amendment (Scotland) Regulations 2004 (SSI 2004/112)

laid under section 2(7) of the Pollution Prevention and Control Act 1999 and paragraph 2(2) of Schedule 2 to the European Communities Act 1972

The National Health Service (Primary Medical Services Performers Lists) (Scotland) Regulations 2004 (SSI 2004/114)—

The National Health Service (General Medical Services Contracts) (Scotland) Regulations 2004 (SSI 2004/115)—

The National Health Service (Primary Medical Services Section 17C Agreements) (Scotland) Regulations 2004 (SSI 2004/116)—

The National Health Service (Tribunal) (Scotland) Amendment Regulations 2004 (SSI 2004/122)—

laid under section 105(2) of the National Health Service (Scotland) Act 1978

The Housing (Scotland) Act 2001 (Assistance to Registered Social Landlords and Other Persons) (Grants Regulations 2004 (SSI 2004/117)

laid under section 109(4) of the Housing (Scotland) Act 2001

The Dairy Produce Quotas (Scotland) Amendment Regulations 2004 (SSI 2004/118)

laid under section 2(2) of the European Communities Act 1972

The Tribunals and Inquiries (Dairy Produce Quota Tribunal) (Scotland) Order 2004 (SSI 2004/119)

laid under section 15 of the Tribunals and Inquiries Act 1992

The Police Grant (Scotland) Order 2004 (SSI 2004/120)

laid under section 48 of the Police (Scotland) Act 1967

The Police (Scotland) Amendment Regulations 2004 (SSI 2004/121)

laid under section 48(2) of the Police (Scotland) Act 1967

12 March 2004

The Criminal Legal Aid (Fixed Payments) (Scotland) Amendment (No. 2) Regulations 2004 (SSI/2004/126)

laid under section 37(1) of the Legal Aid (Scotland) Act 1986

16 March 2004

The Less Favoured Area Support Scheme (Scotland) Amendment Regulations 2004 (SSI/2004/128)

laid under paragraph 2(2) of Schedule 2 to the European Communities Act 1972

18 March 2004

The Natural Mineral Water, Spring Water and Bottled Drinking Water Amendment (Scotland) Regulations 2004 (SSI/2004/132)—

The Jam and Similar Products (Scotland) Regulations 2004 (SSI/2004/133)—  
laid under section 48(3) of the Food Safety Act 1990

22 March 2004

The Local Government Pension Scheme (Management and Investment of Funds) (Scotland) Amendment Regulations 2004 (SSI/2004/134)

laid under section 12(6) of the Superannuation Act 1972

24 March 2004

The Sexual Offences Act 2003 (Prescribed Police Stations) (Scotland) Regulations 2004 (SSI/2004/137)

laid under section 138(3) of the Sexual Offences Act 2003

25 March 2004

The General Medical Services (Transitional and Other Ancillary Provisions) (Scotland) Order 2004 (SSI 2004/142)

laid under section 7(4) of the Primary Medical Services (Scotland) Act 2004

The Organic Aid (Scotland) Regulations 2004 (SSI 2004/143)

laid under paragraph 2(2) of Schedule 2 to the European Communities Act 1972

The Tobacco Advertising and Promotion (Point of Sale) (Scotland) Regulations 2004 (SSI 2004/144)

laid under section 19(5) of the Tobacco Advertising and Promotion Act 2002

26 March 2004

The Local Authorities Etc. (Allowances) (Scotland) Amendment Regulations 2004 (SSI 2004/146)

laid under section 50(2) of the Local Government (Scotland) Act 1973  
and section 190(2) of the Local Government and Housing Act 1989

Act of Sederunt (Fees of Shorthand Writers in the Sheriff Court) (Amendment)  
2004 (SSI 2004/149)

laid under section 40 of the Sheriff Courts (Scotland) Act 1907

Act of Sederunt (Fees of Solicitors and Witnesses in the Sheriff Court)  
(Amendment) 2004 (SSI 2004/152)

laid under section 326(3) of the Mental Health (Care and Treatment)  
(Scotland) Act 2003

29 March 2004

The Mental Health Tribunal for Scotland (Disqualification) Regulations 2004  
(SSI/2004/154)

laid under section 326(3) of the Mental Health (Care and Treatment)  
(Scotland) Act 2003

30 March 2004

The Primary Medical Services (Sale of Goodwill and Restrictions on Sub-  
contracting) (Scotland) Regulations 2004 (SSI 2004/162)

laid under section 105(2) of the National Health Service (Scotland) Act  
1978

The General Medical Services and Section 17C Agreements (Transitional and  
other Ancillary Provisions) (Scotland) Order 2004 (SSI 2004/163)

laid under section 7 of the Primary Medical Services (Scotland) Act 2004

31 March 2004

The National Health Service (Travelling Expenses and Remission of Charges)  
(Scotland) Amendment (No.2) Regulation 2004 (SSI 2004/166)—

The National Health Service (Optical Charges and Payments) (Scotland)  
Amendment (No. 2) Regulations 2004 (SSI 2004/168)—

The National Health Service (General Ophthalmic Services) (Scotland)  
Amendment (No. 3) Regulations 2004 (SSI 2004/169)—

laid under section 105(2) of the National Health Service (Scotland) Act  
1975

2 April 2004

The Organic Aid (Scotland) Amendment Regulations 2004 (SSI/2004/174)

laid under paragraph 2(2) of Schedule 2 to the European Communities  
Act 1972

15 April 2004

The Food (Jelly Mini-Cups) (Emergency Control) (Scotland) Regulations 2004  
(SSI 2004/187)

laid under section 48(3) of the Food Safety Act 1990

16 April 2004

The Home Energy Efficiency Scheme Amendment (Scotland) Regulations 2004 (SSI 2004/188)

laid under section 15(8) of the Social Security Act 1990

23 April 2004

The Supervised Attendance Order (Prescribed Courts) (Scotland) Order 2004 (SSI 2004/194)

laid under section 235(5) of the Criminal Procedure (Scotland) Act 1995

Act of Sederunt (Fees of Solicitors and Witnesses in the Sheriff Court) (Amendment No. 2) 2004 (SSI 2004/196)

laid under section 40 of the Sheriff Courts (Scotland) Act 1907

26 April 2004

The European Communities (Services of Lawyers) Amendment (Scotland) Order 2004 (SSI 2004/186)

laid under paragraph 2(2) of schedule 2 to the European Communities Act 1972

5 May 2004

The Feeding Stuffs (Scotland) Amendment Regulations 2004 (SSI 2004/208)

laid under section 84(2) of the Agriculture Act 1970 and paragraph 2 of Schedule 2 to the European Communities Act 1972

6 May 2004

The Sea Fishing (Enforcement of Community Quota and Third Country Fishing Measures) (Scotland) Order 2004 (SSI/2004/209)

laid under section 30(4) of the Fisheries Act 1981

### **3. Not subject to any Parliamentary procedure**

The following instruments were laid before the Parliament and are not subject to any Parliamentary procedure

19 June 2003

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (Scotland) Partial Revocation Order 2003 (SSI 2003/315)

laid under of the Food and Environment Protection Act 1985

30 July 2003

The Food Protection (Emergency Prohibitions) (Radioactivity in Sheep) Partial Revocation (Scotland) Order 2003 (SSI 2003/375)

laid under the Food and Environment Protection Act 1985

8 October 2003

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (East Coast) (No.2) (Scotland) Revocation Order 2003 (SSI 2003/494)—  
The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (East Coast) (No.5) (Scotland) Revocation Order 2003 (SSI 2003/495)—  
laid under section 1(10) of the Food and Environment Protection Act 1985

18 November 2003

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (Orkney) (No.3) (Scotland) Revocation Order 2003 (SSI 2003/557)  
laid under section 1(10) of the Food and Environment Protection Act 1985

2 December 2003

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (East Coast) (Scotland) Revocation Order 2003 (SSI 2003/589)—  
The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (East Coast) (No. 3) (Scotland) Revocation Order 2003 (SSI 2003/590)—  
The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (Orkney) (No. 4) (Scotland) Revocation Order 2003 (SSI 2003/591)—  
The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (East Coast) (No. 4) (Scotland) Partial Revocation Order 2003 (SSI 2003/592)—  
laid under section 1(10) of the Food Environment Protection Act 1985

9 December 2003

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No. 7) (Scotland) Revocation Order 2003 (SSI 2003/598)  
laid under section 1(10) of the Food and Environment Protection Act 1985

18 December 2003

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (Orkney) (Scotland) Revocation Order 2003 (SSI 2003/605)—  
The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No.5) (Scotland) Partial Revocation Order 2003 (SSI 2003/606)—  
laid under section 1(10) of the Food and Environment Protection Act 1985

27 January 2004

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (East Coast) (No. 4) (Scotland) Order 2003 Revocation Order 2004 (SSI 2004/19)  
laid under section 1(10) of the Food and Environment Protection Act 1985

29 January 2004

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No. 2) (Scotland) Order 2003 Revocation Order 2004 (SSI 2004/22)

laid under section 1(10) of the Food and Environment Protection Act 1985

4 February 2004

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No. 4) (Scotland) Partial Revocation Order 2004

laid under section 1(10) of the Food and Environment Protection Act 1985

9 February 2004

The Food Protection (Emergency Prohibitions) (Radioactivity in Sheep) Partial Revocation (Scotland) Order 2004 (SSI 2004/48)

laid under section 1(10) of the Food and Environment Protection Act 1985

1 March 2004

The Food Protection (Emergency Prohibition) (Amnesic Shellfish Poisoning) (West Coast) (No.3) (Scotland) Order 2003 Revocation Order 2004 (SSI 2004/79)

laid under section 1(10) of the Food and Environment Protection Act 1985

12 March 2004

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No. 4) (Scotland) Order 2003 Revocation Order 2004 (SSI/2004/124)—

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No. 6) (Scotland) Order 2003 Partial Revocation Order 2004 (SSI/2004/125)—

laid under section 1(10) of the Food and Environment Protection Act 1985

16 March 2004

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No. 10) (Scotland) Order 2003 Revocation Order 2004 (SSI/2004/129)—

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (Orkney) (No. 2) (Scotland) Order 2003 Revocation Order 2004 (SSI/2004/130)—

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No. 5) (Scotland) Order 2003 Revocation Order 2004 (SSI/2004/131)—

laid under section 1(10) of the Food and Environment Protection Act 1985

22 March 2004

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No. 8) (Scotland) Order 2003 Revocation Order 2004 (SSI/2004/135)

laid under section 1(10) of the Food and Environment Protection Act 1985

24 March 2004

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No. 11) (Scotland) Order 2003 Partial Revocation Order 2004 (SSI/2004/139)

laid under section 1(10) of the Food and Environment Protection Act 1985

30 March 2004

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (Scotland) (SSI 2004/159)

laid under section 1(10) of the Food and Environment Protection Act 1985

7 April 2004

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No. 6) (Scotland) Order 2003 Revocation Order 2004 (SSI/2004/177)—

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No. 9) (Scotland) Order 2003 Revocation Order 2004 (SSI/2004/178)—

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (Scotland) Order 2003 Revocation Order 2004 (SSI/2004/179)—

laid under section 1(10) of the Food and Environment Protection Act 1985

14 April 2004

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No. 11) (Scotland) Order 2003 Revocation Order 2004 (SSI 2004/181)

laid under section 1(10) of the Food and Environment Protection Act 1985

20 April 2004

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No. 2) (Scotland) Revocation Order 2004 (SSI 2004/192)

laid under section 1(10) of the Food and Environment Protection Act 1985



### OTHER DOCUMENTS

The following documents were laid before the Parliament on the dates shown and were not subject to any Parliamentary procedure—

12 May 2003

Statement by British Waterways Board: Pay to Chair and Board Members (SE/2003/65)

laid under the Transport Act 1962 as amended by the Scotland Act 1998 (Cross Border Public Authorities) (Adaptations etc.) (No.2) Order 2000

The Police Grant (Scotland) Order 2003: Report by the Scottish Ministers (SE/2003/89)

laid under the Police (Scotland) Act 1967

Statement of Guarantee: Fife Primary Care NHS Trust (SE/2003/92)

laid under the National Health Service (Scotland) Act 1978

13 May 2003

Lews Castle College: Report of the Board of Management and Annual Accounts for the year ended 31 July 2002 (SE/2003/51)

laid under the Public Finance and Accountability (Scotland) Act 2000

Report by the Auditor General for Scotland on the 2001-02 Audit of Lews Castle (SE/2003/91)

19 May 2003

Food Standards Agency Departmental Report 2003 (SE/2003/96)

28 May 2003

Report to the Scottish Parliament on Progress on Implementation of the Freedom of Information (Scotland) Act 2002 (SE/2003/94)

laid under the Freedom of Information (Scotland) Act 2002

Recorded Crime in Scotland 2002 (SE/2003/99)

laid under the Police (Scotland) Act 1967

Moving to mainstream - The inclusion of pupils with special educational needs in mainstream schools: Report by the Auditor General for Scotland (AGS/2003/4)

laid under the Public Finance and Accountability (Scotland) Act 2000

27 June 2003

Scottish Public Services Ombudsman Report of an Investigation into a Complaint Against a GP in the Lanarkshire Area (SPSO/2003/7)

laid under the Scottish Public Services Ombudsman Act 2002

HM Inspectorate of Education Annual Report 2002-03 (SE/2003/158)  
Communities Scotland Regulation and Inspection Annual Report 2002-03  
(SE/2003/159)

laid under the Housing (Scotland) Act 2001

Audit Committee's Findings and Recommendations in Relation to the Audit  
Scotland Report, Dealing with Offending by Young People: Response of the  
Scottish Executive (SE/2003/180)

Royal Commission on Environmental Pollution Twenty-Fourth Annual Report:  
Chemicals in Products - Safeguarding the Environment and Human Health  
(SE/2003/181)

30 June 2003

Grants Paid Under Section 70 of the Transport (Scotland) Act 2001 in 2002-  
'03: Report by Scottish Ministers (SE/2003/178)

laid under the Transport (Scotland) Act 2001

1 July 2003

Scottish Parliamentary Contributory Pension Fund Account 1999-2000  
(SE/2003/183)—

Scottish Parliamentary Contributory Pension Fund Account 2000-01  
(SE/2003/185)—

Scottish Parliamentary Contributory Pension Fund Account 2001-02  
(SE/2003/187)—

laid under the Public Finance and Accountability (Scotland) Act 2000

Report by the Auditor General for Scotland on the 1999-2000 Audit of the  
Scottish Parliamentary Contributory Pension Fund Accounts (SE/2003/184)

Report by the Auditor General for Scotland on the 2000-01 Audit of the  
Scottish Parliamentary Contributory Pension Fund Accounts (SE/2003/186)

Report by the Auditor General for Scotland on the 2001-02 Audit of the  
Scottish Parliamentary Contributory Pension Fund Accounts (SE/2003/188)

Annual Review of Controls on Imports of Animal Products: April 2002-March  
2003 (SE/2003/189)

1 July 2003

The Financial Reporting Advisory Board – Report for the period April 2002 to  
March 2003 (SE/2003/97)

7 July 2003

Scottish Legal Services Ombudsman Annual Report 2002-03 (SE/2003/160)  
laid under the Law Reform (Miscellaneous Provisions) (Scotland) Act  
1990

9 July 2003

Report of the Gaming Board for Great Britain 2002-03 (SE/2003/166)  
laid under the Gaming Act 1968

10 July 2003

Central Council for Education and Training in Social Work Account 2001-02  
(SE/2003/192)

laid under the Health and Social Services and Social Security  
Adjudications Act 1983

British Waterways Annual Report and Accounts 2002-03 (SE/2003/196)

laid under the Transport Act 1962

21 July 2003

Food from Britain Annual Report and Accounts 2002-03 (SE/2003/165)

laid under the Agricultural Marketing Act 1983

24 July 2003

Highlands and Island Airport Limited Annual Report and Accounts 2002-03  
(SE/2003/95)

laid under the Civil Aviation Act 1982

Dumfries and Galloway Acute Hospitals NHS Trust Annual Accounts 2002-03  
(SE/2003/106)—

Forth valley Acute Hospitals NHS Trust Annual Accounts 2002-03  
(SE/2003/110)—

Highland Acute Hospitals NHS Trust Annual Accounts 2002-03  
(SE/2003/115)—

North Glasgow University Hospitals NHS Trust Annual Accounts 2002-03  
(SE/2003/122)—

South Glasgow University Hospitals NHS Trust Annual Accounts 2002-03  
(SE/2003/124)—

Yorkhill NHS Trust Annual Accounts 2002-03 (SE/2003/128)—

laid under the Public Finance and Accountability (Scotland) Act 2000

25 July 2003

Scottish Prison Service Annual Report and Accounts 2002-03 (SE/2003/190)

laid under the Prisons (Scotland) Act 1989 and the Public Finance and  
Accountability (Scotland) Act 2000

30 July 2003

Scottish Legal Aid Board Annual report 2002-03 (SE/2003/205)

laid under the Legal Aid (Scotland) Act 1986

Scottish Legal Aid Board Statement of Accounts for the year ended 31 March  
2003 (SE/2003/208)

laid under the Public Finance and Accountability (Scotland) Act 2000

31 July 2003

Registrar General for Scotland Annual Report 2002 (SE/2003/195)  
laid under the Registration of Births, Deaths and Marriages (Scotland)  
Act 1965

Scottish Public Services Ombudsman Report of an Investigation into a  
Complaint Against Falkirk Council (SPSO/2003/8)  
laid under the Scottish Public Services Ombudsman Act 2002

1 August 2003

Scottish Public Services Ombudsman Report of an investigation into a  
Complaint Against A General Practitioner in the West Renfrewshire Area  
(SPSO/2003/09)  
laid under the Scottish Public Services Ombudsman Act 2002

6 August 2003

Scottish Water Annual Report and Accounts 2002-03 (SE/2003/209)  
laid under the Water Industry (Scotland) Act 2002

Meat and Livestock Commission Annual Report 2003 (SE/2003/212)  
laid under the Agriculture Act 1967

Report by the Auditor General for Scotland on the Audit of Scottish Water  
Accounts for 2002-03 (SE/2003/213)

7 August 2003

Judicial Appointments Board for Scotland Annual Report 2002-03  
(SE/2003/202)

11 August 2003

Ayrshire and Arran Acute Hospitals NHS Trust Annual Accounts 2002-03  
(SE/2003/102)—  
Borders General Hospital NHS Trust Annual Accounts 2002-03  
(SE/2003/104)—  
Fife Acute Hospitals NHS Trust Annual Accounts 2002-03 (SE/2003/108)—  
Scottish Hospital Trust Annual Accounts 2002-03 (SE/2003/154)—  
Tayside University Hospitals NHS Trust Annual Accounts 2002-03  
(SE/2003/125)—  
laid under the Public Finance and Accountability (Scotland) Act 2000

12 August 2003

Engineering Construction Industry Training Board Annual Report and  
Financial Statements 2002 (SE/2003/214)

Construction Industry Training Board Annual Report 2002 (SE/2003/215)

13 August 2003

Scottish Conveyancing and Executry Services Board Annual report and Accounts 2002-03 (SE/2003/207)

laid under the Law reform (Miscellaneous Provisions) (Scotland) Act 1990

18 August 2003

Borders Primary Care NHS Trust Annual Accounts 2002-03 (SE/2003/105)—  
Lothian University Hospitals NHS Trust Annual Accounts 2002-03 (SE/2003/121)—

Renfrewshire and Inverclyde Primary Care NHS Trust Annual Accounts (SE/2003/123)—

Clinical Standards Board for Scotland Annual Accounts 2002-03 (SE/2003/143)—

laid under the Public Finance and Accountability (Scotland) Act 2000

19 August 2003

Ayrshire and Arran Primary Care NHS Trust Annual Accounts 2002-03 (SE/2003/103)—

Fife Primary Care NHS Trust Annual Accounts 2002-03 (SE/2003/109)—

Grampian Primary Care NHS Trust Annual Accounts 2002-03 (SE/2003/113)—

Grampian University Hospitals NHS Trust Annual Accounts 2002-03 (SE/2003/114)—

Lanarkshire Acute Hospitals NHS Trust Annual Accounts 2002-03 (SE/2003/117)—

Lothian Primary Care NHS Trust Annual Accounts 2002-03 (SE/2003/120)—

laid under the Public Finance and Accountability (Scotland) Act 2000

20 August 2003

Lomond and Argyll Primary Care NHS Trust Annual Accounts 2002-03 (SE/2003/119)—

Outpatients count – results of a census on outpatient activity: Report by the Auditor General for Scotland (AGS/2003/6)—

laid under the Public Finance and Accountability (Scotland) Act 2000

Report by the Auditor General for Scotland on the 2002-03 Audit of Renfrewshire and Inverclyde Primary Care NHS Trust (SE/2003/219)

Report by the Auditor General for Scotland on the 2002-03 Audit of Borders Primary Care NHS Trust (SE/2003/220)

Report by the Auditor General for Scotland on the 2002-03 Audit of Lothian Primary Care NHS Trust (SE/2003/221)

Report by the Auditor General for Scotland on the 2002-03 Audit of Fife Primary Care NHS Trust (SE/2003/222)

Report by the Auditor General for Scotland on the 2002-03 Audit of Forth Valley Primary Care NHS Trust (SE/2003/223)

Report by the Auditor General for Scotland on the 2002-03 Audit of Lomond and Argyll Primary Care NHS Trust (SE/2003/224)

21 August 2003

Dumfries and Galloway Primary Care NHS Trust Annual Accounts 2002-03 (SE/2003/107)—

Greater Glasgow Primary Care NHS Trust Annual Accounts 2002-03 (SE/2003/112)—

Health Education Board for Scotland Annual Accounts 2002-03 (SE/2003/145)—

Mental Welfare Commission for Scotland Annual Accounts 2002-03 (SE/2003/147)—

Scottish Ambulance Service Board Annual Accounts 2002-03 (SE/2003/149)—

laid under the Public Finance and Accountability (Scotland) Act 2000

Report by the Auditor General for Scotland on the 2002-03 Audit of Greater Glasgow Primary Care NHS Trust (SE/2003/226)

Report by the Auditor General for Scotland on the 2002-03 Audit of Dumfries and Galloway Primary Care NHS Trust (SE/2003/231)

22 August 2003

Argyll and Clyde Acute Hospitals NHS Trust Annual Accounts 2002-03 (SE/2003/101)—

Highland Primary Care NHS Trust Annual Accounts 2002-03 (SE/2003/116)—

Lanarkshire Primary Care NHS Trust Annual Accounts 2002-03 (SE/2003/118)—

West Lothian Healthcare NHS Trust Annual Accounts 2002-03 (SE/2003/127)—

laid under the Public Finance and Accountability (Scotland) Act 2000

Report by the Auditor General for Scotland on the 2002-03 Audit of Argyll and Clyde Acute Hospitals NHS Trust (SE/2003/227)

Report by the Auditor General for Scotland on the 2002-03 Audit of West Lothian Healthcare NHS Trust (SE/2003/228)

Report by the Auditor General for Scotland on the 2002-03 Audit of Lanarkshire Primary Care NHS Trust (SE/2003/229)

Report by the Auditor General for Scotland on the 2002-03 Audit of Highland Primary Care NHS Trust (SE/2003/232)

26 August 2003

Forth Valley Primary Care NHS Trust Annual Accounts 2002-03 (SE/2003/111)—

Tayside Primary Care NHS Trust Annual Accounts 2002-03 (SE/2003/126)—

Common Services Agency Annual Accounts 2002-03 (SE/2003/144)—

Health Technology Board for Scotland Annual Accounts 2002-03 (SE/2003/146)—

NHS Quality Improvement Scotland Annual Accounts 2002-03 (SE/2003/152)—

laid under the Public Finance and Accountability (Scotland) act 2000

Report by the Auditor General for Scotland on the 2002-03 Audit of Tayside Primary Care NHS Trust (SE/2003/225)

Report by the Auditor General for Scotland on the 2002-03 Audit of Grampian University Hospitals NHS Trust (SE/2003/230)

Report by the Auditor General for Scotland on the 2002-03 Audit of Lanarkshire Acute Hospitals NHS Trust (SE/2003/233)

Report by the Auditor General for Scotland on the 2002-03 Audit of Ayrshire and Arran Primary Care NHS trust (SE/2003/234)

27 August 2003

Scottish Tourist Board Accounts for the year ended 31 March 2003 (SE/2003/240)

laid under the Public Finance and Accountability (Scotland) Act 2000

29 August 2003

Scottish Fisheries Protection Agency Annual Report and Accounts 2002-03 (SE/2003/206)

laid under the Public Finance and Accountability (Scotland) Act 2000

1 September 2003

Scottish Enterprise Annual Report and Annual Accounts 2002-03 (SE/2003/211)

laid under the Enterprise and New Towns (Scotland) Act 1990

Scottish Enterprise Annual Accounts 2002-03 (SE/2003/242)

laid under the Public Finance and Accountability (Scotland) Act

Report by the Auditor General for Scotland on the 2002-03 Audit of Scottish Enterprise (SE/2003/243)

3 September 2003

Scottish Further Education Funding Council: Performance management of the further education sector in Scotland – A report and summary report to the Scottish Parliament by the Auditor General for Scotland (AGS/2003/7)

4 September 2003

Report by the Scottish Ministers on Further Education in Scotland 2002 (SE/2003/239)

laid under section 1(6) of the Further and Higher Education (Scotland) Act 1992

Scottish Economic Report September 2003 (SE/2003/239)

Report by the Scottish Public Services Ombudsman of an investigation into a complaint against Lanarkshire Primary Care NHS Trust

laid under section 15(1) of the Scottish Public Services Ombudsman Act 2002 (SPSO/2003/10)

8 September 2003

The Horticultural Development Council Annual Report and Accounts 2001-02 (SE 2003/245)

laid under section 7 of the Industrial Organisation and Development Act 1947

9 September 2003

Report of the Interception of Communications Commissioner for 2002 (SE/2003/210)

laid under section 58(6) of the Regulation of Investigatory Powers Act 2000

Annual Report of the Chief Surveillance Commissioner to the Prime Minister and to the Scottish Ministers for 2002-03 (SE/2003/244)

laid under section 107(3) of the Police Act 1997

Prohibition of Fishing for Scallops (Scotland) Order 2003 (SSI 2003/371): Regulatory Impact Assessment (SE/2003/246)

Letter from the Minister for Justice to the Presiding Officer regarding the Annual Report of the Chief Surveillance Commissioner to the Prime Minister and to the Scottish Ministers for 2002-03 (SE/2003/247)

10 September 2003

Report by the Scottish Public Services Ombudsman of an investigation into a complaint against Falkirk Council (SPSO/2003/11)

laid under section 15(1) of the Scottish Public Services Ombudsman Act 2002

11 September 2003

Historic Scotland Annual Report and Accounts 2002-03 and Corporate Plan 2003-06 (SE/2003/216)

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000



Prison Statistics Scotland 2002 (SE/2003/250)

laid under section 5(1) of the Prisons (Scotland) Act 1989

Scottish Executive Draft Budget 2004-05 - Detail (SE/2003/251)

Scottish Executive Draft Budget 2004-05 - Summary (SE/2003/252)

Audit Scotland Annual Report on Accounts for the year ending 31 March 2003  
(SP Paper 16)

laid under section 25(6) of the Public Finance and Accountability  
(Scotland) Act 2000

16 September 2003

Criminal Injuries Compensation Authority Annual Report and Accounts 2001-  
02 (SE/2003/66)

laid under section 6 of the Criminal Injuries Compensation Act 1995  
Regulatory Impact Assessment: The Inshore Fishing (Prohibition of Fishing  
and Fishing Methods) (Scotland) Amendment Order 2003 (SE/2003/255)

17 September 2003

Sportscotland National Lottery Fund: Statement of Account (SE/2003/217)—

Scottish Arts Council National Lottery Distribution Fund Account  
(SE/2003/218)—

laid under section 35 of the National Lottery etc Act 1993

The Royal Botanic Garden Edinburgh - Annual Report and Accounts 2002-03  
(SE/2003/249)

laid under section 22(5) of the Public Finance and Accountability  
(Scotland) Act 2000

19 September 2003

National Endowment for Science, Technology and the Arts Account 2002-03  
(SE 2003/256)

laid under section 35(3) of the National Lottery etc. Act 1993 (as  
amended by the National Lottery Act 1998)

Fisheries Research Services Report and Accounts 2002-03 (SE 2003/174)

laid under section 22(5) of the Public Finance and Accountability  
(Scotland) Act 2000

Report by the Scottish Public Services Ombudsman of an investigation into a  
complaint against North Glasgow University Hospitals NHS Trust (SPSO  
2003/12)

laid under section 15(1) of the Scottish Public Services Ombudsman  
Act 2002

22 September 2003

The Scottish Teachers' Superannuation Scheme Actuarial Review as at 31 March 2001 – Interim Report by the Government Actuary September 2003 (SE/2003/257)

laid under Regulation 5 of the Teachers' Superannuation (Scotland) Regulations 1992

Government Chemist Review 2002 (SE/2003/260)

laid under section 88(3) of the Scotland Act 1998

23 September 2003

Her Majesty's Chief Inspector of Constabulary for Scotland: Annual Report 2002-03 (SE/2003/235)

24 September 2003

Crofters Commission Annual Report 2002-03 (SE/2003/163)

laid under section 2(4) of the Crofters (Scotland) Act 1993

25 September 2003

Argyll and Clyde Health Board Annual Accounts 2002-03 (SE/2003/129)—

Forth Valley Health Board Annual Accounts 2002-03 (SE/2003/134)—

Grampian Health Board Annual Accounts 2002-03 (SE/2003/135)—

Orkney Health Board Annual Accounts 2002-03 (SE/2003/139)—

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Report by the Auditor General for Scotland on the 2002-03 Audit of Argyll and Clyde Health Board (SE/2003/265)

Report by the Auditor General for Scotland on the 2002-03 Audit of Forth Valley Health Board (SE/2003/268)

Report by the Auditor General for Scotland on the 2002-03 Audit of Orkney Health Board (SE/2003/280)

The Queen's Printer for Scotland – Report covering the period 1 April 2002 to 31 March 2003 (SE/2003/253)

Learning and Teaching Scotland, Annual Report 2002-03 (SE/2003/258)

Learning and Teaching Scotland, Report and Financial Statements, Twelve Months ended 31 March 2003 (SE/2003/259)

Scottish Local Government Financial Statistics 2001-02 (SE/2003/281)

26 September 2003

Ayrshire and Arran Health Board – Annual Accounts 2002-03 (SE/2003/130)—

Fife Health Board – Annual Accounts 2002-03 (SE/2003/133)—

Highland Health Board – Annual Accounts 2002-03 (SE/2003/136)—  
Shetland Health Board – Annual Accounts 2002-03 (SE/2003/140)—  
Scottish Agricultural Science Agency – Annual Report and Accounts 2002-03  
(SE/2003/204)—

laid under section 22(5) of the Public Finance and Accountability  
(Scotland) Act 2000

Report by the Auditor General for Scotland on the 2002-03 Audit of Shetland  
Health Board (SE/2003/269)

Report by the Auditor General for Scotland on the 2002-03 Audit of Ayrshire  
and Arran Health Board (SE/2003/270)

Report by the Auditor General for Scotland on the 2002-03 Audit of Highland  
Health Board (SE/2003/278)

Report by the Auditor General for Scotland on the 2002-03 Audit of Fife  
Health Board (SE/2003/279)

29 September 2003

Borders Health Board Annual Accounts 2002-03 (SE/2003/131)—  
Dumfries and Galloway Health Board Annual Accounts 2002-03  
(SE/2003/132)—

Western Isles Health Board Annual Accounts 2002-03 (SE/2003/142)—

NHS24 Annual Accounts 2002-03 (SE/2003/148)—

NHS Education for Scotland Annual Accounts 2002-03 (SE/2003/150)—

The State Hospitals Board for Scotland Annual Accounts 2002-03  
(SE/2003/151)—

The National Waiting Times Centre Board Annual Accounts 2002-03  
(SE/2003/153)—

laid under section 22(5) of the Public Finance and Accountability  
(Scotland) Act 2000

Standards Commission Scotland Annual Report 2002-03 (SE/2003/264)

Report by the Auditor General for Scotland on the 2002-03 Audit of NHS24  
(SE/2003/266)

Report by the Auditor General for Scotland on the 2002-03 Audit of Western  
Isles Health Board (SE/2003/271)

Report by the Auditor General for Scotland on the 2002-03 Audit of NHS  
Education for Scotland (SE/2003/273)

Report by the Auditor General for Scotland on the 2002-03 Audit of Borders  
Health Board (SE/2003/276)

Report by the Auditor General for Scotland on the 2002-03 Audit of Dumfries  
and Galloway Health Board (SE/2003/277)

Report by the Scottish Public Services Ombudsman of an investigation into a complaint against South Glasgow University Hospitals NHS Trust (SPSO/2003/13)

laid under section 15(1) of the Scottish Public Services Ombudsman Act 2002

30 September 2003

Lanarkshire Health Board Annual Accounts 2002-03 (SE/2003/137)—

Lothian Health Board Annual Accounts 2002-03 (SE/2003/138)—

Tayside Health Board Annual Accounts 2002-03 (SE/2003/141)—

Greater Glasgow Health Board Annual Accounts 2002-03 (SE/2003/286)—

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Report by the Auditor General for Scotland on the 2002-03 Audit of Greater Glasgow Health Board (SE/2003/267)

Report by the Auditor General for Scotland on the 2002-03 Audit of Lanarkshire Health Board (SE/2003/272)

Report by the Auditor General for Scotland on the 2002-03 Audit of Tayside Health Board (SE/2003/274)

Report by the Auditor General for Scotland on the 2002-03 Audit of Lothian Health Board (SE/2003/275)

3 October 2003

Sportscotland Report of the Council 2002-03 (SE/2003/254)

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

National Library of Scotland Annual Report 2002-03 (SE/2003/290)

laid under The National Library of Scotland Act 1925 as amended by the National Heritage (Scotland) Act 1985

7 October 2003

Registers of Scotland Annual Report and Accounts 2002-03 (SE/2003/194)

8 October 2003

SEAFISH Annual Review 2002-03 (SE/2003/288)

SEAFISH Annual Accounts 2002-03 (SE/2003/289)

10 October 2003

Highlands and Islands Enterprise - Twelfth Network Report 2002-03 (SE/2003/293)

laid under section 30(1) of the Enterprise and New Towns (Scotland) Act 1990

Highlands and Islands Enterprise – Network Accounts 2002-03 (SE/2003/294)

laid under section 30(1) of the Enterprise and New Towns (Scotland) Act 1990

Report by the Auditor General for Scotland on the 2002-03 Audit of Highlands and Islands Enterprise (SE/2003/295)

13 October 2003

Student Awards Agency for Scotland – Annual Report and Accounts 2002-03 (SE/2003/283)

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

14 October 2003

British Potato Council - Report and Accounts 2001-02 (SE/2003/296)

laid under section 7(4) of the Industrial Organisation and Development Act 1947

16 October 2003

Scottish Screen National Lottery Distribution Fund Account – Financial Statements for the year ended 31 March 2003 (SE/2003/261)

laid under section 26(3), (3A) and (4) of the National Lottery Act 1993

Scottish Screen (Enterprises) Limited - Report and Financial Statements 31 March 2003 (SE/2003/262)

laid under section 23 of the National Heritage (Scotland) Act 1985

Scottish Screen (Limited by Guarantee) – Financial Statements for the year to 31 March 2003 (SE/2003/263)

laid under section 23 of the National Heritage (Scotland) Act 1985

Sportscotland Lottery Fund – Annual Report 2002-03 (SE/2003/297)

laid under section 35(5) of the National Lottery etc. Act 1993

Sportscotland Annual Report 2002-03 (SE/2003/298)

17 October 2003

Deer Commission for Scotland Annual Report 2002-03 (SE/2003/291)

laid under section 2(2) of the Deer (Scotland) Act 1996

21 October 2003

Scottish Homes Annual Report and Accounts 2002-03 (SE/2003/236)

laid under section 7 of the Public Finance and Accountability (Scotland) Act 2000

23 October 2003

HM Chief Inspector of Prisons for Scotland Report 2002-03 (SE/2003/287)

VisitBritain Foreword and Annual Report 2002-03 (SE/2003/300)

27 October 2003

Scotland's Budget Documents: The 2003-04 Autumn Budget Revision to the Budget (Scotland) (No.4) Act for the year ending 31 March 2004 (SE/2003/284)

28 October 2003

The Scottish Arts Council General Fund Accounts for the Year to 31 March 2003 (SE/2003/91)

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

29 October 2003

Mental Welfare Commission for Scotland Annual Report 2002-03 (SE/2003/156)

30 October 2003

Community Fund Annual Report 2002-03 (SE/2003/282)

laid under section 34(3) of the National Lottery Etc. Act 1993

Scottish Court Service Annual Report and Accounts 2002-03 (SE/2003/292)

laid under the Public Finance and Accountability (Scotland) Act 2000

3 November 2003

Home-Grown Cereals Authority Annual Report and Accounts 2002-03 (SE/2003/155)

laid under section 21 of the Cereals Marketing Act 1965 and section 88 of the Scotland Act 1998

Scottish Qualifications Authority Annual Report 2002-03 (SE/2003/302)

laid under section 11 of the Education (Scotland) Act 1996

Scottish Qualifications Authority Annual Financial Accounts for the year ended 31 March 2003 (SE/2003/303)

laid under section 22(5)(a) of the Public Finance and Accountability (Scotland) Act 2000

4 November 2003

The Annual Report of the Scottish Committee of the Council on Tribunals (SE/2003/248)

New Opportunities Fund Annual Report and Accounts for the year ending 31 March 2003 (SE/2003/285)

laid under section 43D of the National Lottery etc. Act 1993 and section 88 of the Scotland Act 1998

5 November 2003

Dealing with offending by young people - A follow up report: A report and summary report by the Auditor General for Scotland and the Accounts Commission (AGS/2003/8)

laid under the Public Finance and Accountability (Scotland) Act 2000

10 November 2003

Freedom of Information (Scotland) Act 2002 – Code of Practice on Records Management – November 2003 (SE/2003/305)

laid under section 61(6) of the Freedom of Information (Scotland) Act 2002

13 November 2003

Scottish Natural Heritage Annual Report 2002-03 (SE/2003/306)

laid under section 10 of the Natural Heritage (Scotland) Act 1991

Scottish Natural Heritage Facts and Figures 2002-03 (SE/2003/307)

Report by the Law Commission and The Scottish Law Commission on Partnership Law (SE/2003/299)

19 November 2003

Council on Tribunals Annual Report 2002-03 (SE/2003/301)

laid under section 4(7) of the Tribunals and Inquiries Act 1992 and section 88(3) of the Scotland Act 1998

Catering for Patients: A report and key findings report to the Scottish Parliament by the Auditor General for Scotland

laid under the Public Finance and Accountability (Scotland) Act 2000

20 November 2003

National Galleries of Scotland Annual Accounts for the Year Ended 31 March 2003 (SE/2003/311)

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Scottish Public Services Ombudsman Annual Report 2002-03 (SPSO/2002-2003/AR)

laid under section 17 of the Scottish Public Services Ombudsman Act 2002

25 November 2003

Maps for the draft Scottish Statutory Instrument: The Water Environment and Water Services (Scotland) Act 2003 (Designation of Scotland River Basin District) Order 2003 (SE/2003/310)

laid under section 4(4) of the Water Environment and Water Services (Scotland) Act 2003

26 November 2003

Scottish Water Interim Accounts for the six months to 30 September 2003 (SE/2003/309)

laid under section 57(8) of the Water Industry (Scotland) Act 2002

Statistical Bulletin Criminal Justice Series: Homicide in Scotland, 2002 (SE/2003/314)

27 November 2003

UK Film Council (Formerly Film Council) Lottery Accounts 2002-03 (SE/2003/312)

laid under the National Lottery etc. Act 1993 as amended by the National Lottery Act 1998, and under section 88 of the Scotland Act 1998

1 December 2003

National Museums of Scotland Statement of Accounts for the year ended 31 March 2003 (SE/2003/320)

Scottish Higher Education Funding Council Financial Statements for the year ended 31 March 2003 (SE/2003/321)

Scottish Further Education Funding Council Financial Statements for the year ended 31 March 2003 (SE/2003/322)

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

2 December 2003

Communities Scotland Annual Report and Accounts 2002-03 (SE/2003/237)

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Scottish Arts Council Annual Report 2002-03 (SE/2003/325)

3 December 2003

Financial performance of the further education sector in Scotland: A report to the Scottish Parliament by the Auditor General for Scotland (AGS/2003/9)

laid under the Public Finance and Accountability (Scotland) Act 2000

8 December 2003

The Scottish Public Pensions Agency Annual Report and Accounts 2002-03 (SE/2003/182)

laid under section 20(6) of the Public Finance and Accountability (Scotland) Act 2000

Her Majesty's Inspectorate of Education Annual Accounts 2002-03 (SE/2003/308)—

Crown Office and Procurator Fiscal Service Accounts for the year ended 31 March 2003 (SE/2003/318)—



Scottish Natural Heritage Audited Financial Accounts for the year ended 31 March 2003 (SE/2003/328)—

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Report by the Auditor General for Scotland on the 2002-03 Audit of Scottish Natural Heritage (SE/2003/329)

9 December 2003

Scottish Enterprise: special audit examination – A report to the Scottish Parliament by the Auditor General for Scotland (AGS/2003/11)

laid under the Public Finance and Accountability (Scotland) Act 2000

Government Expenditure and Revenue in Scotland 2001-02 (SE/2003/316)

10 December 2003

Argyll and Clyde Acute Hospitals NHS Trust Accounts for the three months to 30 June 2003 (SE/2003/334)

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

12 December 2003

Scottish Public Services Ombudsman: Report of an investigation into a complaint against GPs and staff at a medical practice in the Lothian area (SPSO/2003/14)

laid under section 15(1) of the Scottish Public Services Ombudsman Act 2002

15 December 2003

Caledonian MacBrayne Limited Annual Report and Accounts 2002-03 (SE/2003/197)

David MacBrayne Limited Annual Report and Accounts 2002-03 (SE/2003/198)

Caledonian MacBrayne Holdings Limited Annual Report and Accounts 2002-03 (SE/2003/199)

The Law Commission and The Scottish Law Commission Statute Law Revision: Seventeenth Report Draft Statute Law (Repeals) Bill (SE/2003/313)

laid under section 3(1)(d) of the Law Commissions Act 1965

NHS Pension Scheme (Scotland) 2002-03 (SE/2003/330)—

Scottish Teachers' Pension Scheme 2002-03 (SE/2003/340)—

Scottish Teachers' Pension Scheme: Actuarial Accounts 2002-03 (SE/2003/341)—

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

16 December 2003

The Scottish Commission for the Regulation of Care – First Annual Report and Financial Statement of the Care Commission 1 April 2002 to 31 March 2003 (SE/2003/304)

laid under schedule 1 section 10(1) of the Regulation of Care (Scotland) Act 2001

SCRA Accounts 2002-03 (SE/2003/315)

laid under section 135(1)(2)(a) of the Local Government (Scotland) Act 1994

Accountant in Bankruptcy – Annual Report and Accounts 2002-03 (SE/2003/319)

laid under section 1a(1)(c) of the Bankruptcy (Scotland) Act 1985 and section 159 of the Bankruptcy (Scotland) Act 1913

Overview of the National Health Service in Scotland 2002-03 – A report to the Scottish Parliament by the Auditor General for Scotland (AGS/2003/12)

laid under the Public Finance and Accountability (Scotland) Act 2000

17 December 2003

HECA Report – Second HECA Progress Report for the Scottish Parliament (SE/2003/327)

laid under section 8(4) of the Home Energy Conservation Act 1995

Loch Lomond and The Trossachs National Park – Accounts for the Period Ended 31<sup>st</sup> March 2003 (SE/2003/339)

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

18 December 2003

General Register Office for Scotland Accounts for the year ended 31 March 2003 (SE/2003/332)—

The National Archives of Scotland Accounts for the year ended 31 March 2003 (SE/2003/333)—

Erskine Bridge Accounts 2002-03 (SE/2003/337)—

Scottish Parliamentary Contributory Pension Fund Account 2002-03 (SE/2003/343)—

Scottish Public Services Ombudsman Statement of Accounts for the period 23 October 2002 to 31 March 2003 (SE/2003/344)—

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Scottish Public Services Ombudsman: Report of an investigation into three complaints against the Scottish Executive Environment and Rural Affairs Department (SPSO/2003/15)

laid under section 15(1) of the Scottish Public Services Ombudsman Act 2002

19 December 2003

The Scottish Executive Finance and Central Services Department – Non-Domestic Rating Account 2002-03 (SE/2003/326)—

The Scottish Consolidated Fund Receipts and Payments Account 1 April 2002 to 31 March 2003 (SE/2003/331)—

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

22 December 2003

Forestry Commission Scotland Annual Report and Accounts 2002-03 (SE/2003/317)—

Scottish Executive Core Departments' Resource Accounts for the year ended 31 March 2003 (SE/2003/323)—

Scottish Executive Consolidated Resource Accounts for the year ended 31 March 2003 (SE/2003/324)—

The Scottish Parliamentary Corporate Body Annual Accounts 2002-03 (SE/2003/345)—

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

The 2002-03 Audit of the Scottish Parliamentary Corporate Body (SE/2003/346)

Food Standards Agency – Scotland Statement of Accounts: Statement for the year ended 31 March 2003 (SE/2003/347)

laid under section 4 of the Food Standards Act 1999

Report by the Auditor General for Scotland on the 2002-03 Audit of the Scottish Executive Core Departments' Resource Accounts (SE/2003/348)

Report by the Auditor General for Scotland on the 2002-03 Audit of the Scottish Executive Consolidated Resource Accounts (SE/2003/349)

23 December 2003

Report by the Auditor General for Scotland on the 2002-03 Audit of the Crown Office and Procurator Fiscal Service (SE/2003/335)

Scottish Social Services Council Annual Report and Accounts to March 2003 (SE/2003/338)

laid under paragraph 10(1) of Schedule 2 to the Regulation of Care (Scotland) Act 2001

Crown Office and Procurator Fiscal Service: Annual Accounts 2002-03 (SE/2003/342)

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

24 December 2003

Scottish Executive Finance and Central Services: Non-Domestic Rating Account 2002-03 (SE/2003/336)

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

5 January 2004

Her Majesty's Chief Inspector of Fire Services for Scotland Report for 2002-03 (SE/2003/3)

6 January 2004

Agricultural Marketing Schemes Report of 2001-02 (SE/2004/6)  
laid under section 30 of the Agricultural Marketing Act 1958

16 January 2004

Scottish Hospital Endowments Research Trust – Forty-ninth Annual Report and Accounts 2002-03 (SE/2004/7)  
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Scottish Public Services Ombudsman: Report of an investigation into a complaint against the Scottish Executive Environment and Rural Affairs Department (SPSO/2004/01)

laid under Section 15(1) of the Scottish Public Services Ombudsman Act 2002

20 January 2004

Scotland's Budget Documents 2004-05: Budget (Scotland) (No. 5) Bill Supporting Document for the year ending 31 March 2005 (SE/2004/04)

22 January 2004

The Local Government Finance (Scotland) Order 2004 – Report by the Scottish Ministers (SE/2004/10)  
laid under paragraph 2(3) of schedule 2 to the Local Government Finance Act 1992

27 January 2004

Scottish Children's Reporter Administration Annual Report 2002-03 (SE/2004/8)  
laid under section 135(1)(2)(a) of the Local Government (Scotland) Act 1994

3 February 2004

Scottish Public Services Ombudsman: Report of an investigation into a complaint against Grampian University Hospitals NHS Trust (SPSO/2004/02)  
laid under Section 15(1) of the Scottish Public Services Ombudsman Act 2002

The Chief Social Work Inspector's 3<sup>rd</sup> Annual Report - The 2003 National Overview Report (SE/2004/1)

The Chief Social Work Inspector's 3<sup>rd</sup> Annual Report - The 2003 Local Reports - Short Reviews of Social Work Services in Scottish Local Authorities (SE/2004/2)

4 February 2004

Statement: British Waterways Board: Pay of Chair and Board Members (SE/2004/14)

5 February 2004

The General Teaching Council for Scotland Annual Report and Accounts 2002-03 (SE/2004/13)

6 February 2004

The Housing Support Grant Order 2004-05 (SE/2004/12)  
laid under sections 191(9) and 192(3) of the Housing (Scotland) Act 1987

9 February 2004

National Lottery Distribution Fund Account 2002-03 with the Report of the Comptroller and Auditor General (SE/2004/15)  
laid under section 33(1) and (2) of the National Lottery etc. Act 1993 as amended by the National Lottery Act 1998

11 February 2004

Performance management in Historic Scotland – A report to the Scottish Parliament by the Auditor General for Scotland (AGS/2004/1)  
laid under the Public Finance and Accountability (Scotland) Act 2000

12 February 2004

Aberdeen College – Financial Statements for the Year to 31 July 2003 (SE/2004/16)—  
Annisland College – Report and Accounts – 31 July 2003 (SE/2004/17)—  
Barony College – Financial Statements for the Year to 31 July 2003 (SE/2004/18)—  
Central College of Commerce – Report and Financial Statements 2002-03 (SE/2004/19)—  
Clydebank College – Annual Report and Accounts for the year ended 31 July 2003 (SE/2004/20)—  
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

13 February 2004

Edinburgh's Telford College Report and Financial Statements for the year ended 31 July 2003 (SE/2004/21)—  
Dundee College Report of the Board of Management and Financial Statements for the year ended 31 July 2003 (SE/2004/22)—  
The Lauder Group Annual Accounts 2002-03 (SE/2004/23)—

Motherwell College Financial Statements for the year ended 31 July 2003 (SE/2004/24)—

Oatridge College Report and Financial Statements for the year ended 31 July 2003 (SE/2004/25)—

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Scottish Public Services Ombudsman: Report of an Investigation into a complaint against two GPs in the Lothian area (SPSO/2004/03)

laid under section 15(1) of the Scottish Public Services Ombudsman Act 2002

25 February 2004

Bus User Complaints Tribunal Annual Report 1 January 2003 to 31 December 2003 (SE/2004/26)

laid under section 41(3) of the Transport (Scotland) Act 2001

Better equipped to care? Follow-up report on managing medical equipment: A main report and summary report prepared for the Auditor General for Scotland (AGS/2004/2)

laid under the Public Finance and Accountability (Scotland) Act 2000

26 February 2004

Statistical Bulletin: Criminal Proceedings in Scottish Courts 2002 (SE/2004/35)

27 February 2004

Angus College – Annual Accounts 2002-03 (SE/2004/27)—

Banff and Buchan College of Further Education – Accounts for the year ended 31 July 2003 (SE/2004/28)—

John Wheatley – Annual Report and Financial Statement for the year ended 31 July 2003 (SE/2004/29)—

Kilmarnock College – Board of Management Report and Financial Statements for the year ended 31 July 2003 (SE/2004/30)—

Reid Kerr College – Report and Financial Statements 31 July 2003 (SE/2004/32)—

Glasgow College of Nautical Studies – Annual Review and Accounts 2002-03 (SE/2004/33)—

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

1 March 2004

Ayr College Report of the Board of Management and Financial Statements for the year ended 31 July 2003 (SE/2004/36)—

Borders College Report and Financial Statements for year ended 31 July 2003 (SE/2004/37)—

Clackmannan College Report and Financial Statements for the year ended 31 July 2003 (SE/2004/38)—

Cumbernauld College Report and Financial Statements of the Board of Management year ended 31 July 2003 (SE/2004/39)—  
Elmwood College Report and Financial Statements for the year ended 31 July 2003 (SE/2004/40)—  
Falkirk College Report and Financial Statements for the year ended 31 July 2003 (SE/2004/41)—  
Glasgow College of Building and Printing Financial Report and Accounts for the year ended 31 July 2003 (SE/2004/42)—  
Glenrothes College Annual Accounts for the 12 months ended 31 July 2003 (SE/2004/43)—  
Stow College Annual Financial Statements and Report of the Board of Management for the year ended 31 July 2003 (SE/2004/44)—  
The North Highland College Report and Financial Statements 31 July 2003 (SE/2004/45)—  
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

3 March 2004

Cardonald College – Report of the Board of Management and The Accounts for the year ended 31 July 2003 (SE/2004/47)—  
Coatbridge College – Report of the Board of Management and Financial Statements for the year ended 31 July 2003 (SE/2004/48)—  
Dumfries and Galloway College – Report and Financial Statements for the year ended 31 July 2003 (SE/2004/49)—  
Fife College of Further and Higher Education Annual Accounts Financial Year 2002-03 (SE/2004/50)—  
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

4 March 2004

Scottish Economic Report – March 2004 (SE/2004/34)

Overdraft Guarantee for Scottish Water (SE/2004/46)  
laid under section 43(1) of the Water Industry (Scotland) Act 2002

James Watt College – Annual Report and Accounts 2002-2003 (SE/2004/51)—  
Jewel & Esk Valley College – Annual Report of the Board of Management and Financial Statements for the year ended 31 July 2003 (SE/2004/52)—  
Langside College – Year End Accounts and Report of the Board of Management for the year ended 31 July 2003 (SE/2004/53)  
Stevenson College Edinburgh – Board of Management Report and Financial Statement for the year ended 31 July 2003 (SE/2004/55)—  
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Scottish Public Services Ombudsman – Report of an Investigation into a Complaint Against East Ayrshire Council (SPSO/2004/4)

laid under section 15(1) of the Scottish Public Services Ombudsman Act 2002

10 March 2004

Report by the Minister for Environment and Rural Development on the Proceedings under sections 1 to 5 of the Sea Fisheries (Shellfish) Act 1967 (SE/2004/56)

11 March 2004

Report on the Police Grant (Scotland) Order 2004 (SE/2004/59)  
laid under section 32(6) of the Police (Scotland) Act 1967

17 March 2004

Loch Lomond and The Trossachs National Park Annual Report 2002-03 (SE/2004/31)  
laid under section 26 of the National Parks (Scotland) Act 2000

24 March 2004

Lomond and Argyll Primary Care NHS Trust – Accounts for the period 1 April – 30 June 2003 (SE/2004/63)—  
Renfrewshire and Inverclyde Primary Care NHS Trust – Accounts for the period 1 April – 30 June 2003 (SE/2004/65)—  
laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

The 2003/04 Audit of Lomond and Argyll Primary Care NHS Trust – Report by the Auditor General for Scotland (SE/2004/64)

The 2003/04 Audit of Renfrewshire and Inverclyde Primary Care NHS Trust – Report by the Auditor General for Scotland (SE/2004/66)

25 March 2004

Food Standards Agency Annual Report and Accounts 2002-03 (SE/2004/9)  
laid under section 4 of the Food Standards Act 1999

Criminal Injuries Compensation Appeals Panel Annual Report and Accounts 2002-03 (SE/2004/60)—  
Criminal Injuries Compensation Authority Annual Report and Accounts 2002-03 (SE/2004/61)—  
laid under section 6 of the Criminal Injuries Compensation Act 1995

26 March 2004

Return of Expenditure incurred and Prosecutions taken under the Animal Health Act 1981, and Incidences of Diseases in Imported Animals for the year 2003 (SE/2004/57)  
laid under section 80 of the Animal Health Act 1981



Audit Committee, 3rd Report, 2004 Scottish Executive Health Department Response Supporting Prescribing in General Practice – A Progress Report (SE/2004/62)

6 April 2004

The Scottish Law Commission – Annual Report 2003 (SE/2004/58)  
laid under section 3(3) of the Law Commissions Act 1965

Milk Development Council - Annual Report 2002-03 (SE/2004/72)

8 April 2004

Perth College Financial Statements for the year ended 31 July 2003 (SE/2004/73)—

Inverness College Financial Statements and Report of the Board of Management for the year ended 31 July 2003 (SE/2004/74)—

West Lothian College 12 Months' Accounts 2002-03 (SE/2004/76)—

Moray College Annual Report and Financial Statements for the year ended 31 July 2003 (Se/2004/78)—

North Glasgow College Springburn Report and Accounts for the year ended 31 July 2003 (SE/2004/80)—

section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

Report by the Auditor General for Scotland on the 2002-03 Audit of Inverness College (SE/2004/75)

Report by the Auditor General for Scotland on the 2002-03 Audit of West Lothian College (SE/2004/77)

Report by the Auditor General for Scotland on the 2002-03 Audit of Moray College (SE/2004/79)

Report by the Auditor General for Scotland on the 2002-03 Audit of North Glasgow College (SE/2004/81)

14 April 2004

Fife Acute Hospitals NHS Trust Accounts for the period 1 April 2003 – 30 September 2003 (SE/2004/67)—

Fife Primary Care NHS Trust Accounts for the period 1 April 2003 – 30 September 2003 (SE/2004/68)—

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

The 2003-04 Audit of Fife Primary Care NHS Trust (SE/2004/82)

20 April 2004

Glasgow College of Food Technology Consolidated Financial Statements for the year ended 31 July 2003 (SE/2004/84)—

Lewis Castle College Annual Accounts for the year ended 31 July 2003 (SE/2004/85)—

laid under section 22(5) of the Public Finance and Accountability (Scotland) Act 2000

British Potato Council Report and Accounts 2002-03 (SE/2004/86)  
laid under section 7 of the Industrial Organisation and Development Act 1947

23 April 2004

Scottish Agricultural Science Agency Pesticide Poisoning of Animals 2003: A Report of Investigations in Scotland (SE/2004/87)

26 April 2004

Summarised Account of the United Kingdom Transplant 2002-03 (SE/2004/71)  
laid under section 88 of the Scotland Act 1998

28 April 2004

The 2004-05 Summer Budget Revision to the Budget (Scotland) Act 2004 for the year ending 31 March 2005 (SE/2004/83)

Day Surgery in Scotland – reviewing progress: A main report and summary report prepared for the Auditor General for Scotland (AGS/2004/3)  
laid under the Public Finance and Accountability (Scotland) Act 2000

29 April 2004

Food Standards Agency Departmental Report Spring 2004 (SE/2004/91)

6 May 2004

Disposal of Forestry Land and Woodlands from 1 January 2003 to 31 December 2003 – Scotland (SE/2004/93)

**SPCB PAPERS**

The following documents were published on the dates shown—

25 June 2003

Scottish Parliament Annual Report 2002-03 (SP Paper 847)

17 July 2003

(Chaidh an sgrìobhainn a leanas fhoillseachadh 17 Iuchair 2003)

Aithisg Bhliadhnail Pàrlamaid na h-Alba 2002 gu 2003 (SP Pàipear 847)

(Gaelic edition of Scottish Parliament Annual Report)

28 July 2003

Scottish Parliament Statistics 2002 (SP Paper 8)



**COMMITTEE REPORTS**

The following reports were published on the dates shown—

19 June 2003

Finance Committee, 1st Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 2)

20 June 2003

Local Government and Transport Committee, 1st Report 2003 (Session 2): Report on Subordinate legislation (SP Paper 3)

26 June 2003

Finance Committee, 2nd Report 2003 (Session 2): Report on Cross-Cutting Expenditure in relation to Children in Poverty (SP Paper 4)

Subordinate Legislation Committee, 2nd Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 5)

Health Committee, 1st Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 7)

29 August 2003

Procedures Committee, 1st Report 2003 (Session 2): First Minister's Question Time and minor standing order changes (SP Paper 9)

4 September 2003

Enterprise and Culture Committee, 1st Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 10)

5 September 2003

Local Government and Transport Committee, 2nd Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 11)

Subordinate Legislation Committee, 3rd Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 12)

11 September 2003

Health Committee, 2nd Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 13)

Communities Committee, 1st Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 14)

Environment and Rural Development Committee, 1st Report 2003 (Session 2); Report on Subordinate Legislation (SP Paper 15)

16 September 2003

Subordinate Legislation Committee, 4th Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 17)

19 September 2003

Subordinate Legislation Committee, 5th Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 19)

22 September 2003

Justice 1 Committee, 1st Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 20)

25 September 2003

Health Committee, 4th Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 21)

Communities Committee, 2nd Report 2003 (Session 2): Report on Subordinate legislation (SP Paper 22)

Subordinate Legislation Committee, 6th Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 23)

1 October 2003

Health Committee, 5th Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 24)

Subordinate Legislation Committee, 7th Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 25)

6 October 2003

Health Committee, 6th Report 2003 (Session 2): Stage 1 Report on Primary Medical Services (Scotland) Bill (SP Paper 27)

Education Committee, 2nd Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 28)

7 October 2003

Standards Committee, 1st Report 2003 (Session 2): Complaint against Kenny MacAskill MSP and Tricia Marwick MSP (SP Paper 29)

9 October 2003

Health Committee, 7th Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 30)

Subordinate Legislation Committee, 8th Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 31)

10 October 2003

Education Committee, 3rd Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 32)

Communities Committee, 3rd Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 33)

Environment and Rural Development Committee, 2nd Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 34)

13 October 2003

Local Government and Transport Committee, 3rd Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 35)

30 October 2003

Justice 1 Committee, 2nd Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 36)

Justice 1 Committee, 3rd Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 37)

Justice 2 Committee, 2nd Report 2003: Report on Subordinate Legislation (SP Paper 38)

31 October 2003

Health Committee, 8th Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 39)

4 November 2003

Subordinate Legislation Committee, 9<sup>th</sup> Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 40)

5 November 2003

Subordinate Legislation Committee, 10<sup>th</sup> Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 41)

7 November 2003

Scottish Commission for Public Audit, 1st Report 2003 (Session 2): Audit Scotland's Budget 2004-2005 (SP Paper 16)

13 November 2003

Health Committee, 9th Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 42)

Justice 2 Committee, 3rd Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 43)

Justice 2 Committee, 4th Report 2003 (Session 2): Stage 1 Report on Vulnerable Witnesses (Scotland) Bill (SP Paper 44)

14 November 2003

Environment and Rural Development Committee, 3rd Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 45)

18 November 2003

Environment and Rural Development Committee, 4th Report 2003 (Session 2): Report on Inquiry into the National Waste Plan (SP Paper 47)

Subordinate Legislation Committee, 11th Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 48)

20 November 2003

Enterprise and Culture Committee, 2nd Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 49)

Health Committee, 10th Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 50)

25 November 2003

Subordinate Legislation Committee, 12th Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 51)

Justice 1 Committee, 4th Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 52)

27 November 2003

UK Film Council (Formerly Film Council) Lottery Accounts 2002-03 (SE/2003/312)

laid under the National Lottery etc. Act 1993 as amended by the National Lottery Act 1998, and under section 88 of the Scotland Act 1998

2 December 2003

Justice 2 Committee, 5th Report 2003: Report on Subordinate Legislation (SP Paper 55)

4 December 2003

Finance Committee, 3rd Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 58)

Health Committee, 11th Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 59)



Communities Committee, 4th Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 60)

11 December 2003

Environment and Rural Development Committee, 6th Report, 2003 (Session 2): Report on Subordinate Legislation (SP Paper 63)

12 December 2003

Subordinate Legislation Committee 15<sup>th</sup> Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 64)

Subordinate Legislation Committee 16<sup>th</sup> Report 2003: Delegated Powers Scrutiny: Primary Medical Services (Scotland) Bill as amended at Stage 2 (SP Paper 65)

16 December 2003

Environment and Rural Development Committee, 7th Report 2003 (Session 2): Stage 1 Report on the Nature Conservation (Scotland) Bill (SP Paper 66)

18 December 2003

Enterprise and Culture Committee, 3rd Report 2003 (Session 2): Report on Scottish Solutions Inquiry (SP Paper 67)

Health Committee, 12th Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 68)

19th December 2003

Subordinate Legislation Committee, 17th Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 69)

Justice 1 Committee, 5th Report 2003 (Session 2): Report on Subordinate Legislation (SP Paper 70)

22nd December 2003

Procedures Committee, 2nd Report 2003 (Session 2): Report on Oral Questions in the Chamber (SP Paper 71)

7 January 2004

Equal Opportunities Committee, 1st Report 2004 (Session 2): Report on Subordinate Legislation (SP Paper 73)

8 January 2004

Health Committee, 1st Report 2004 (Session 2): Report on Subordinate Legislation (SP Paper 74)

Audit Committee, 1st Report 2004 (Session 2): Report on Individual Learning Accounts in Scotland (SP Paper 72)

Subordinate Legislation Committee, 1st Report 2004 (Session 2): Report on Subordinate Legislation (SP Paper 75)

9 January 2004

Audit Committee, 2nd Report 2004 (Session 2): Report on Subordinate Legislation (SP Paper 76)

12 January 2004

Local Government and Transport Committee, 1st Report 2004 (Session 2): Report on Subordinate Legislation (SP Paper 77)

14 January 2004

Subordinate Legislation Committee, 2nd Report 2004 (Session 2): Report on Subordinate Legislation (SP Paper 78)

16 January 2004

Education Committee, 1st Report 2004 (Session 2): Report on Subordinate Legislation (SP Paper 79)

Environment and Rural Development Committee, 1st Report, 2004 (Session 2): Report on Subordinate Legislation (SP Paper 80)

22 January 2004

Health Committee, 2nd Report 2004 (Session 2): Report on Subordinate Legislation (SP Paper 82)

23 January 2004

Education Committee, 2nd Report 2004 (Session 2): Stage 1 Report on Education (Additional Support for Learning) (Scotland) Bill (SP Paper 81)

Justice 2 Committee, 1st Report 2004: Report on Subordinate Legislation (SP Paper 83)

28 January 2004

Audit Committee, 3rd Report 2004 (Session 2): Report on Supporting Prescribing in General Practice – a progress report (SP Paper 84)

30 January 2004

Procedures Committee, 1st Report 2004 (Session 2): Oral Questions and Time in the Chamber (SP Paper 85)

Procedures Committee, 2nd report 2004 (Session 2): Emergency Bills (SP Paper 86)

2 February 2004

Education Committee, 3rd Report 2004 (Session 2): Report on Subordinate Legislation (SP Paper 87)

3 February 2004

Subordinate Legislation Committee, 3rd Report 2004 (Session 2): Report on Subordinate Legislation (SP Paper 88)

5 February 2004

Subordinate Legislation Committee, 4th Report 2004 (Session 2): Report on Budget (Scotland) Bill (SP Paper 91)

Subordinate Legislation Committee, 5th Report 2004 (Session 2): Report on Subordinate Legislation (SP Paper 92)

6 February 2004

Health Committee, 3rd Report 2004 (Session 2): Stage 1 of the National Health Service Reform (Scotland) Bill (SP Paper 90)

11 February 2004

Health Committee, 4th Report 2004 (Session 2): Subordinate Legislation (SP Paper 94)

13 February 2004

Procedures Committee, 3rd Report, 2004 (Session 2): Suspension of Standing Orders (SP Paper 93)

Subordinate Legislation Committee, 6th Report 2004 (Session 2): Report on Subordinate Legislation (SP Paper 96)

18 February 2004

Environment and Rural Development Committee, 2nd Report 2004 (Session 2): Report on Subordinate Legislation (SP Paper 97)

19 February 2004

Justice 1 Committee, 2nd Report, 2004 (Session 2): Stage 1 Report on the Criminal Procedure (Amendment) (Scotland) Bill (SP Paper 95)

24 February 2004

Finance Committee, 1st Report 2004 (Session 2): Report on Subordinate Legislation (SP Paper 98)

1 March 2004

Subordinate Legislation Committee, 7th Report 2004 (Session 2): Report on Subordinate Legislation (SP Paper 99)

3 March 2004

Justice 1 Committee, 3rd Report 2004 (Session 2): Civil Contingencies Bill – UK Legislation (SP Paper 100)

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Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (Scotland) (No.5) Order 2003 (SSI 2003/381), S2M-391, *Wednesday 24 September 2003*

Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (Scotland) (No.6) Order 2003 (SSI 2003/392), S2M-396, *Wednesday 24 September 2003*

Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (Scotland) (No.7) Order 2003 (SSI 2003/397), S2M-397, *Wednesday 24 September 2003*

Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (Scotland) (No.8) Order 2003 (SSI 2003/398), S2M-398, *Wednesday 24 September 2003*

Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (Scotland) (No.9) 2003 (SSI 2003/409), S2M-432, *Wednesday 1 October 2003*

Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (Scotland) (No.10) 2003 (SSI 2003/410), S2M-433, *Wednesday 1 October 2003*

Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (Scotland) (No.11) 2003 (SSI 2003/561), S2M-717, *Wednesday 10 December 2003*

Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (Scotland) Order 2004 (SSI 2004/21), S2M-945, *Wednesday 25 February 2004*

Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (No.2) (Scotland) Order 2004 (SSI 2004/43), S2M-1026, *Wednesday 10 March 2004*

Future of Scottish Agriculture, S2M-560, *Thursday 6 November 2003*

## **G**

Galloway Fisheries Inshore Exclusion Zone, S2M-241, *Wednesday 3 December 2003*

Gender Recognition Bill – UK Legislation, S2M-813, *Thursday 5 February 2004*

General Medical Services Contracts, S2M-728, *Wednesday 25 February 2004*

Glasgow and Edinburgh Airport Investment, S2M-31, *Thursday 19 June 2003*

GM Crops, S2M-1051, *Thursday 18 March 2004*

GM Crops, S2M-1091, *Thursday 25 March 2004*

## **H**

Health and Social Care (Community Health and Standards) Bill – UK Legislation, S2M-137, *Thursday 19 June 2003*

Health Protection Agency Bill – UK Legislation, S2M-786, *Thursday 29 January 2004*

Higher Education Bill – UK Legislation, S2M-787, *Thursday 12 February 2004*

Horse Racing Industry in Scotland, S2M-474, *Thursday 8 January 2004*



Housing Grants (Assessment of Contributions) (Scotland) Regulations 2003 (draft), *S2M-353, Wednesday 17 September 2003*  
Housing Grants (Minimum Percentage Grant) (Scotland) Regulations 2003 (draft), *S2M-354, Wednesday 17 September 2003*  
Housing Support Grant (Scotland) Order 2004, *S2M-1083, Wednesday 24 March 2004*

## **I**

Impact of Top-up Fees on Higher Education in Scotland, *S2M-803, Thursday 22 January 2004*  
Improving Scotland's Homes, *S2M-761, Thursday 8 January 2004*  
Inquiry into the National Waste Plan, *S2M-769, Wednesday 21 January 2004*  
Investing in Public Transport, *S2M-130, Thursday 12 June 2003*  
Investment and Change in Cancer Services, *S2M-292, Thursday 4 September 2003*

## **J**

Junior Scottish Ministers, *S2M-53, Wednesday 21 May 2003*  
Justice 1 Committee – Inquiry into Alternatives to Custody, *S2M-562, Wednesday 12 November 2003*  
Justice (Northern Ireland) Bill – UK Legislation, *S2M-936, Thursday 18 March 2004*

## **L**

Landfill (Scotland) Amendment Regulations 2003, *S2M-143, Thursday 26 June 2003*  
Laurencekirk Railway Station, *S2M-600, Wednesday 10 December 2003*  
Legal Deposit Libraries Bill – UK Legislation, *S2M-240, Thursday 11 September 2003*  
Local Governance (Scotland) Bill—  
Stage 1, *S2M-682, Wednesday 24 March 2004*  
Financial Resolution, *S2M-777, Wednesday 24 March 2004*  
Local Government Finance (Scotland) Order 2004 (SSI 2004/14), *S2M-821, Thursday 5 February 2004*  
Loch Lomond Rescue Boat, *S2M-1071, Thursday 6 May 2004*  
London Olympic Bid, *S2M-811, Wednesday 31 March 2004*  
Loss of Green Space and Leisure Facilities in Glasgow, *S2M-1172, Wednesday 21 April 2004*

## **M**

Macmillan/CAB Cancer Patient Services, *S2M-166, Thursday 9 October 2003*  
Maternity Services in Caithness, *S2M-746, Thursday 11 March 2004*  
May 2004, *S2M-779, Wednesday 14 January 2004*  
Medical Services in the West Highlands, *S2M-629, Thursday 15 January 2004*  
Membership of Committee(s)—  
*S2M-170, Thursday 19 June 2003*  
*S2M-384, Wednesday 24 September 2003*  
*S2M-410, Thursday 25 September 2003*  
*S2M-591, Wednesday 12 November 2003*

S2M-620, *Thursday 20 November 2003*  
 S2M-1141, *Thursday 1 April 2004*  
 S2M-1142, *Thursday 1 April 2004*  
 S2M-1143, *Thursday 1 April 2004*  
 S2M-1276, *Thursday 6 May 2004*  
 Mental Health, S2M-1184, *Thursday 22 April 2004*  
 Mental Health (Care and Treatment) (Scotland) Act 2003 (Consequential  
 Modification) Order 2003 (draft), S2M-385, *Wednesday 24 September  
 2003*  
 Millennium Development Goals, S2M-972, *Wednesday 24 March 2004*  
 Ministerial Statements—  
     A Housing Standard for the 21<sup>st</sup> Century, *Wednesday 4 February 2004*  
     Charity Law, *Wednesday 24 September 2003*  
     Charity Law Reform, *Wednesday 28 May 2003*  
     Delivering for Scotland – Funding the Partnership Agreement, *Thursday  
     11 September 2003*  
     Dental Services in Scotland, *Thursday 20 November 2003*  
     Enhancing Sexual Wellbeing in Scotland: A Sexual Health and  
     Relationships Strategy, S2M-562, *Wednesday 12 November 2003*  
     Fatal Fire at Rosepark Care Home, *Wednesday 4 February 2004*  
     Fisheries, *Wednesday 7 January 2004*  
     Fresh Talent, *Wednesday 25 February 2004*  
     GM Crops, *Wednesday 10 March 2004*  
     Inquiry into the Holyrood project, *Thursday 19 June 2003*  
     Local Government Finance Settlement, *Wednesday 17 December 2003*  
     Ministerial Group on Tourism, *Thursday 11 March 2004*  
     Modernising and Reforming Scotland's Planning System, *Thursday 1  
     April 2004*  
     Prisoner Escort and Court Custody Services Contract, *Wednesday 21  
     April 2004*  
     Programme of the Scottish Executive, *Wednesday 28 May 2003*  
     Reform of the Common Agricultural Policy, *Thursday 12 February 2004*  
     Scottish Borders Council Social Work Services, *Thursday 6 May 2004*  
     Standard Life, *Wednesday 31 March 2004*  
     The Cultural Review, *Thursday 22 April 2004*  
     vCJD, *Thursday 18 December 2003*  
     vCJD, *Wednesday 17 March 2004*  
 Mink Keeping (Scotland) Order 2003 (SSI 2003/528), S2M-688, *Wednesday 3  
 December 2003*  
 Modernising Access to Legal Advice, Information and Representation, S2M-  
 685, *Wednesday 3 December 2003*  
 Modernising the Court System – A New Supreme Court, S2M-828, *Thursday  
 29 January 2004*  
 Modernising Justice, S2M-191, *Wednesday 25 June 2003*  
 Motions without notice—  
     Decision Time—  
         *Thursday 19 June 2003*  
         *Thursday 26 June 2003*  
         *Thursday 11 September 2003*  
         *Wednesday 1 October 2003*

*Wednesday 19 November 2003*  
 Extension of a debate under Rule 8.14.3—  
*Thursday 29 May 2003*  
*Thursday 5 June 2003*  
*Wednesday 5 November 2003*  
*Thursday 6 November 2003*  
*Thursday 20 November 2003*  
*Thursday 18 December 2003*  
*Thursday 15 January 2004*  
*Wednesday 21 January 2004*  
*Wednesday 28 January 2004*  
*Thursday 29 January 2004*  
*Thursday 12 February 2004*  
*Thursday 25 March 2004*  
*Thursday 1 April 2004*  
 Rule 11.2.4—  
*Thursday 18 November 2003*  
*Thursday 18 December 2003*  
*Wednesday 14 January 2004*  
*Thursday 4 March 2004*  
*Thursday 1 April 2004*  
 MS Awareness Week, S2M-1076, *Thursday 22 April 2004*

**N**

National Celebrations on St Andrew's Day, S2M-754, *Wednesday 17 March 2004*  
 National Health Service (Distribution of Endowment Income Scheme) (Scotland) Regulations 2004 (draft), S2M-825, *Wednesday 28 January 2004*  
 National Health Service Reform (Scotland) Bill—  
     Stage 1, S2M-215, *Wednesday 3 March 2004*  
     Financial Resolution, S2M-227, *Wednesday 3 March 2004*  
     Business Motion, S2M-1275, *Thursday 6 May 2004*  
     Stage 3, S2M-1095, *Thursday 6 May 2004*  
 Nature Conservation (Scotland) Bill—  
     Stage 1, S2M-425, *Wednesday 7 January 2004*  
     Financial Resolution, S2M-500, *Wednesday 7 January 2004*  
     Business Motion, S2M-1267, *Wednesday 5 May 2004*  
     Stage 3, S2M-995, *Wednesday 5 May 2004*  
 Nitrate Vulnerable Zones (Grants) (Scotland) Amendment Scheme 2003 (SSI 2003/518), S2M-687, *Wednesday 3 December 2003*  
 No Dumping of Nuclear Submarines in Scotland, S2M-313, *Wednesday 5 November 2003*  
 Nomination of Commissioner for Public Appointments in Scotland, S2M-1255, *Thursday 6 May 2004*  
 Nominations in the Committee of the Regions, S2M-438, *Wednesday 1 October 2003*  
 Nuclear Waste, S2M-890, *Wednesday 11 February 2004*  
 Nursery Nurses, S2M-334, *Wednesday 24 September 2003*  
 Nursery Nurses, A Just Claim, S2M-985, *Thursday 11 March 2004*

Nursery Nurses' Pay and Conditions, S2M-977, *Thursday 1 April 2004*

## **O**

Oaths and Affirmations, *Wednesday 7 May 2003*

Obesity and Obesity-related Illnesses, S2M-145, *Thursday 11 September 2003*

Office of the Clerk—

S2M-72, *Thursday 29 May 2003*

S2M-586, *Thursday 13 November 2003*

S2M-986, *Wednesday 3 March 2004*

## **P**

Patient Focus and Public Involvement in the NHS, S2M-154, *Wednesday 18 June 2003*

Pensioner Poverty, S2M-1020, *Thursday 11 March 2004*

Photodynamic Therapy for the Treatment of Wet Age-Related Macular Degeneration Treatment (AMD), S2M-667, *Wednesday 4 February 2004*

Physical Activity – The Need for Improvement and the Cost of Failure, S2M-661, *Thursday 27 November 2003*

Planning and Compulsory Purchase Bill – UK Legislation, S2M-543, *Thursday 20 November 2003*

Planning for a Co-operative Development Agency, S2M-827, *Thursday 26 February 2004*

Police Accountability, S2M-849, *Thursday 5 February 2004*

Poverty in Scotland, S2M-625, *Thursday 20 November 2003*

Previous Procedures Committee's 3rd Report 2003 (Session 1) – The Founding Principles of the Scottish Parliament, S2M-603, *Wednesday 26 November 2003*

Primary Medical Services (Scotland) Act 2004 (Modification of Enactments) Order 2004 (draft), S2M-1082, *Wednesday 24 March 2004*

Primary Medical Services (Scotland) Bill—

Stage 1, S2M-192, *Wednesday 29 October 2003*

Financial Resolution, S2M-213, *Wednesday 29 October 2003*

Business Motion, S2M-747, *Thursday 18 December 2003*

Stage 3, S2M-698, *Thursday 18 December 2003*

Private Escorting of Abnormal Loads, S2M-326, *Thursday 2 October 2003*

Procedures Committee, Oral Questions and Emergency Bills, S2M-864, *Thursday 12 February 2004*

Procedures Committee Report, First Minister's Question Time and Minor Standing Order Changes, S2M-286, *Wednesday 3 September 2003*

Proceeds of Crime Act 2002 Amendment (Scotland) Order 2003, S2M-653, *Wednesday 26 November 2003*

Producer Responsibility Obligations (Packaging Waste) Amendment (Scotland) Regulations 2003 (draft), S2M-734, *Wednesday 17 December 2003*

Programme of the Scottish Executive, *Thursday 29 May 2003*

Progress in Respect of Fuel Poverty in Scotland, S2M-627, *Thursday 20 November 2003*

Protecting Bathing Water Quality, S2M-695, *Thursday 4 December 2003*

Protecting Communities – Reforming the Role of Non-Jury Courts, S2M-1090,  
*Thursday 25 March 2004*  
Protection of Emergency Workers, *Thursday 15 January 2004*  
Public Confidence in the Criminal Justice System, S2M-380, *Thursday 25  
September 2003*  
Public Consultation on Private Prisons, S2M-793, *Thursday 29 January 2004*

## **Q**

Question Time—

*Thursday 29 May 2003*  
*Thursday 5 June 2003*  
*Thursday 12 June 2003*  
*Thursday 19 June 2003*  
*Thursday 26 June 2003*  
*Thursday 4 September 2003*  
*Thursday 11 September 2003*  
*Thursday 18 September 2003*  
*Thursday 25 September 2003*  
*Thursday 2 October 2003*  
*Thursday 9 October 2003*  
*Thursday 30 October 2003*  
*Thursday 6 November 2003*  
*Thursday 13 November 2003*  
*Thursday 20 November 2003*  
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*Thursday 4 December 2003*  
*Thursday 11 December 2003*  
*Thursday 18 December 2003*  
*Thursday 8 January 2004*  
*Thursday 15 January 2004*  
*Thursday 22 January 2004*  
*Thursday 29 January 2004*  
*Thursday 5 February 2004*  
*Thursday 12 February 2004*  
*Thursday 26 February 2004*  
*Thursday 4 March 2004*  
*Thursday 11 March 2004*  
*Thursday 18 March 2004*  
*Thursday 25 March 2004*  
*Thursday 1 April 2004*  
*Thursday 22 April 2004*  
*Thursday 29 April 2004*  
*Thursday 6 May 2004*

## **R**

Recognition of Kinship Care, S2M-792, *Thursday 22 January 2004*  
Red Brae School, S2M-140, *Wednesday 25 June 2003*  
Reducing Reoffending – Improving the Effectiveness of Custodial and Non-  
Custodial sentences, S2M-1219, *Thursday 29 April 2004*  
Reform of Public Services, S2M-718, *Thursday 11 December 2003*

Reforming Child Protection in Scotland, S2M-593, *Thursday 13 November 2003*

Renewable Energy and Energy Efficiency, S2M-1185, *Thursday 22 April 2004*

Renewables Obligation (Scotland) Order 2004 (draft), S2M-1047, *Wednesday 17 March 2004*

Respect for Shop Workers Day, S2M-210, *Thursday 25 September 2003*

Review of Licensing Laws, S2M-339, *Wednesday 17 September 2003*

Review of Maternity Services in Glasgow, S2M-511, *Thursday 20 November 2003*

Rising to the Challenge of Improving Scotland's Health, *Thursday 18 September 2003*

Robin Rigg Offshore Wind Farm (Navigation and Fishing) (Scotland) Bill—  
Business Motion, S2M-202, *Thursday 26 June 2003*  
Final Stage, S2M-121, *Thursday 26 June 2003*

Rule 2.2.4, S2M-1135, *Wednesday 31 March 2004*

Rule 2.3.1—  
S2M-73, *Thursday 29 June 2003*  
S2M-987, *Wednesday 3 March 2004*

Rule 2.7.2, S2M-779, *Wednesday 14 January 2004*

Rural Development Committee, Inquiry into Integrated Rural Development, S2M-477, *Thursday 30 October 2003*

Rural Rail Services, S2M-89, *Thursday 5 June 2003*

## **S**

Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) (No.2) Order 2003, S2M-387, *Wednesday 24 September 2003*

Scotland's Beaches – A National Resource, S2M-1266, *Thursday 6 May 2004*

Scotland's Contribution to Education in the Commonwealth – Past, Present and Future, S2M-468, *Thursday 9 October 2003*

Scotland's European Pollution Emission Register, S2M-106, *Wednesday 10 September 2003*

Scotland's Transport, S2M-541, *Wednesday 5 November 2003*

Scottish Agricultural College, S2M-10, *Thursday 29 June 2003*

Scottish Commission for Public Audit, S2M-198, *Wednesday 25 June 2003*

Scottish Fire and Rescue Service – Proposals for Legislation, S2M-456, *Wednesday 8 October 2003*

Scottish Hospital Trust (Transfer of Property) Regulations 2004 (draft), S2M-826, *Wednesday 28 January 2004*

Scottish Ministers, S2M-52, *Wednesday 21 May 2003*

Scottish National Theatre, S2M-406, *Thursday 25 September 2003*

Sewage Dumping, S2M-770, *Thursday 12 February 2004*

Sewel Motions—  
Asylum and Immigration (Treatment of Claimants, etc.) Bill  
Civil Contingencies Bill  
Companies (Audit, Investigations and Community Enterprise) Bill  
Criminal Justice Bill  
Energy Bill  
Fireworks Bill  
Gender Recognition Bill  
Health and Social Care (Community Health and Standards) Bill

Health Protection Agency Bill  
 Higher Education Bill  
 Justice (Northern Ireland) Bill  
 Legal Deposit Libraries Bill  
 Planning and Compulsory Purchase Bill  
 Sexual Offences Act 2003 (Travel Notification Requirements) (Scotland)  
 Regulations 2004 (draft), *S2M-1212, Wednesday 28 April*  
 Social Work Review, *S2M-642, Wednesday 14 January 2004*  
 Solvent Emissions (Scotland) Regulations 2004 (draft), *S2M-799, Wednesday  
 21 January 2004*  
 Space Invaders, *S2M-1235, Wednesday 5 May 2004*  
 Stirling-Alloa-Kincardine Railway and Linked Improvements Bill – Preliminary  
 Stage 1, *S2M-711, Thursday 11 December 2003*  
 Financial Resolution, *S2M-733, Wednesday 17 December 2003*  
 Strategic Framework for Aquaculture, *S2M-310, Wednesday 10 September  
 2003*  
 Substitution on Committees—  
     *S2M-294, Wednesday 3 September 2003*  
     *S2M-331, Wednesday 10 September 2003*  
     *S2M-356, Wednesday 17 September 2003*  
     *S2M-461, Wednesday 8 October 2003*  
 Suspension of Standing Orders—  
     *S2M-587, Thursday 13 November 2003*  
 Sustainable Scotland, *S2M-559, Thursday 6 November 2003*

## **T**

20mph Speed Zones Around Schools, *S2M-615, Thursday 11 December  
 2003*  
 2004-05 Budget Process, *S2M-716, Wednesday 17 December 2003*  
 Tax Stamps on Scotch Whisky Products, *S2M-833, Thursday 5 February  
 2004*  
 TETRA Masts, *S2M-74, Thursday 18 September 2003*  
 The Effect of Strip Stamps on the Whisky Industry, *S2M-1116, Wednesday 31  
 March 2004*  
 The Failure of the BBC to Hand Over Tapes to Fraser Inquiry, *S2M-1117,  
 Wednesday 31 March 2004*  
 The Future of Scottish Football, *S2M-889, Wednesday 11 February 2004*  
 The Historic Environment, A Valuable Resource for Scotland, *S2M-1033,  
 Thursday 11 March 2004*  
 The Institute for Science Education in Scotland, *S2M-870, Wednesday 3  
 March 2004*  
 The Need for a New Secondary School in North East Fife and the Tay  
 Bridgehead, *S2M-47, Wednesday 4 June 2003*  
 The Scottish Economy, *S2M-287, Wednesday 3 September 2003*  
 The Scottish Economy, *S2M-855, Thursday 5 February 2004*  
 Threat to Jobs at TransBus International, *S2M-1145, Thursday 29 April 2004*  
 Time for Reflection—  
     *Wednesday 28 May 2003*  
     *Wednesday 4 June 2003*  
     *Wednesday 11 June 2003*

*Wednesday 18 June 2003*  
*Wednesday 25 June 2003*  
*Wednesday 3 September 2003*  
*Wednesday 10 September 2003*  
*Wednesday 17 September 2003*  
*Wednesday 24 September 2003*  
*Wednesday 1 October 2003*  
*Wednesday 8 October 2003*  
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*Wednesday 3 March 2004*  
*Wednesday 10 March 2004*  
*Wednesday 17 March 2004*  
*Wednesday 24 March 2004*  
*Wednesday 31 March 2004*  
*Wednesday 21 April 2004*  
*Wednesday 28 April 2004*  
*Wednesday 5 May 2004*

Title Conditions (Scotland) Act 2003 (Consequential Provisions) Order 2003 (draft), *S2M-460, Wednesday 8 October 2003*

Town and Country Planning (Fees for Applications and Deemed Applications) (Scotland) Regulations 2004 (draft), *S2M-1252, Thursday 6 May 2004*

Transport in Southern Edinburgh, *S2M-348, Wednesday 1 October 2003*

Treatment of Asylum Seekers in Scotland, *S2M-329, Thursday 11 September 2003*

## **U**

Unity Enterprise Glasgow Airport, *S2M-578, Thursday 4 December 2003*

## **V**

Valuing Carers, *S2M-110, Thursday 26 June 2003*

Violence Against Women, *S2M-660, Thursday 27 November 2003*

VisitScotland Tourist Information, *S2M-847, Wednesday 11 February 2004*

Vulnerable Witnesses (Scotland) Bill—

Stage 1, *S2M-193, Wednesday 19 November 2003*

Financial Resolution, *S2M-224, Wednesday 19 November 2003*

Business Motion, *S2M-993, Thursday 4 March 2004*



Stage 3, S2M-699, *Thursday 4 March 2004*

**W**

Water Environment and Water Services (Scotland) Act 2003 (Designation of Scotland River Basin District) Order 2003 (draft), S2M-735, *Wednesday 17 December 2003*

Water Industry, S2M-162, *Thursday 19 June 2003*

Water Industry (Scotland) Act 2002 (Consequential Provisions) Order 2003 (draft), S2M-144, *Thursday 19 June 2003*

Welfare of Farmed Animals (Scotland) Amendment Regulations 2003 (draft), S2M-352, *Wednesday 17 September 2003*

Wind Farms, S2M-424, *Thursday 6 November 2003*

Winter Cold-related Deaths, S2M-1021, *Thursday 11 March 2004*

Women's Social and Political Union, S2M-481, *Thursday 13 November 2003*

World Aids Day, S2M-564, *Thursday 27 November 2003*

World Health Organisation Bone and Joint Decade, S2M-971, *Thursday 18 March 2004*

World Peace, S2M-618, *Thursday 20 November 2003*

**Y**

Young People, S2M-103, *Thursday 5 June 2003*

**Z**

Zero Waste, S2M-1089, *Thursday 25 March 2004*