Education Committee
20th Meeting, 2006

Wednesday 4 October 2006

The Committee will meet at 9.45 am in Committee Room 5

1. **Subordinate legislation:** The Committee will take evidence on the draft Social Work Inspections (Scotland) Regulations 2006 from—

   Robert Brown, Deputy Minister for Education and Young People

   Bill Ellis, Social Work Services Policy Division, Scottish Executive

2. **Subordinate legislation:** Robert Brown (Deputy Minister for Education and Young People) to move S2M-4886—

   **Peter Peacock: The Draft Social Work Inspections (Scotland) Regulations 2006**—That the Education Committee recommends that the draft Social Work Inspections (Scotland) Regulations 2006 be approved.

3. **Adoption and Children (Scotland) Bill:** The Committee will consider the Bill at Stage 2 (Day 1).

   Eugene Windsor
   Clerk to the Committee
   Room T3.40, Committee Office
   Ext. 0131 348 5204

   The following papers are enclosed for the meeting:

   - Agenda items 1/2
   - Clerk’s note and copy of SSI 2006/draft

ED/S2/06/9/1
EDUCATION COMMITTEE

Subordinate legislation

The Social Work Inspections (Scotland) Regulations 2006, (SSI 2006/draft)

1. The Committee’s consideration of the above regulations is to be taken as agenda items 1 and 2.
   i. Agenda item 1 gives the members the opportunity to take oral evidence on the instrument from the Deputy Minister for Education and Young People and Scottish Executive officials.
   ii. Agenda item 2 enables the Deputy Minister for Education and to move a motion for approval of the regulations and for members to debate the motion. No Scottish Executive officials may speak during this debate.

2. The Education Committee is the lead committee for this instrument and should report to the Parliament by 6 November 2006. The Minister responsible is Robert Brown, Deputy Minister for Education and Young People.

3. A copy of the SSI, an explanatory note which is not part of the Regulations, and the Executive Note are attached.

4. A note on procedure for considering SSIs is attached overleaf. This is an affirmative instrument.

5. The Subordinate Legislation Committee considered the SSI at its meeting on 26 September 2006 and determined that it did not need to draw the attention of the Parliament to the draft regulations on any of the grounds within its remit.

Action

6. The Committee is invited to CONSIDER whether it wishes to recommend approval of the motion S2M-4886:

   Peter Peacock: The Draft Social Work Inspections (Scotland) Regulations 2006—That the Education Committee recommends that the draft Social Work Inspections (Scotland) Regulations 2006 be approved.

Eugene Windsor
Clerk
Education Committee
Procedural Note

Standing Orders

1. The procedures for dealing with Scottish Statutory Instruments (SSIs) are covered by Chapter 10 of Standing Orders. SSIs are laid by being lodged with the chamber clerks, and are published in the Business Bulletin. They are referred to the Subordinate Legislation Committee, the appropriate subject committee (the ‘lead committee’), and, where relevant, any other committee.

SSIs subject to approval: ‘affirmative instruments’

2. Where an SSI is subject to approval, it cannot come into force unless the parliament by resolution approves the instrument, the lead committee shall decide whether to recommend that the instrument be approved.

3. Any member of the Scottish Executive or junior Scottish Minister (whether or not a member of the lead committee) may by motion propose to the lead committee that the committee recommend that the instrument be approved.

4. The lead committee debates such a motion for no more than 90 minutes.

5. The lead committee shall report to the Parliament, setting out its recommendations. If the lead committee recommends that the instrument be approved, the Parliamentary Bureau shall by motion propose that the Parliament approve the instrument.

6. All the above must take place within 40 days of the instrument being laid, excluding recesses of more than 4 days.