The Committee will meet at 9.30 am in Committee Room 2, to consider the following agenda items:

1. **Water Industry (Scotland) Bill**: The Committee will consider the Bill at Stage 2 (Day 5).

2. **Subordinate Legislation**: The Committee will consider the following negative instrument—


3. **Aquaculture Inquiry (in private)**: The Committee will consider the possible contents of a draft report on the first phase of its inquiry into aquaculture.

4. **Work Programme (in private)**: The Committee will consider its work programme.
The following public papers are relevant for this meeting:

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<td>Cover note on SI 2001/3917 (Agenda item 2)</td>
<td>TE/02/4/1</td>
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The Water Industry (Scotland) Bill and Accompanying Documents are relevant to this meeting. Copies of the Marshalled List of Amendments and the groupings of amendments will be available at the start of the meeting in Committee Room 2.

Meeting No: 4th Meeting

Date: 30 January 2002

Author: Note by the Assistant Clerk

Introduction and Background

1. The Scotland Act 1998 (Agency Arrangements) (Specification) Order 2001, (SI 2001/3917) was laid on 7 January 2002. The Transport and the Environment Committee has been designated as the lead committee for the consideration of this instrument. An Executive note accompanies the instrument.

2. The order was laid under a "negative procedure" which means that the Parliament has the power to annul the order by resolution within 40 days, excluding recess. The time limit for Parliamentary action expires on 15 February 2002.

3. Any MSP may lodge a motion to propose to the lead committee that the order be annulled. The Committee is required to report on the instrument by 11 February 2002. Should a motion for annulment be lodged, under Rule 10.4, the Transport and the Environment Committee must debate the issue and then report to the Parliament with its decision.

Purpose of the Instrument

4. The Order, also laid before the UK Parliament, specifies functions of the Scottish Ministers for the purposes of section 93(1) of the Scotland Act 1993. The Order specifies the functions exercisable by the Scottish Ministers under the Environmental Protection (Controls on Ozone-Depleting Substances) Regulations 2001.

Subordinate Legislation Committee

5. The Subordinate Legislation Committee considered this instrument at its meeting on 15 January 2002. In its 2nd report (2002) the Committee determined that the attention of the Parliament need not be drawn to the instrument.

Recommendation

6. The Committee is invited to agree its report on the instrument.

Alastair Macfie
Assistant Clerk, Transport and the Environment Committee
January 2002