



The Scottish Parliament
Pàrlamaid na h-Alba

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14 March 2023

Dear John

Legislative Consent: Trade (Australia and New Zealand) Bill - UK Legislation

I am writing to notify you that, on 14 March 2023, the Scottish Parliament agreed not to consent to the Trade (Australia and New Zealand) Bill, which is currently under consideration at Westminster.

Given the Bill is of interest to all parts of the UK, I am also writing to Simon Burton, Clerk of the Parliaments, Manon Antoniazzi, Chief Executive and Clerk of the Senedd and Lesley Hogg, Clerk/Chief Executive of the Northern Ireland Assembly, to inform them of the Scottish Parliament's decision.

I attach the associated Memorandum and extract of the Minutes of Proceedings.

Yours sincerely,

DAVID MCGILL
Clerk/Chief Executive



The Scottish Parliament Pàrlamaid na h-Alba

MINUTES OF PROCEEDINGS

Parliamentary Year 2, No. 85, Session 6

Meeting of the Parliament

Tuesday 14 March 2023

Note: (DT) signifies a decision taken at Decision Time.

The meeting opened at 2.00 pm.

3. Trade (Australia and New Zealand) Bill - UK Legislation: The Minister for Business, Trade, Tourism and Enterprise (Ivan McKee) moved S6M-08205—That the Parliament notes the legislative consent memorandum lodged by the Scottish Government on 13 June 2022; agrees not to give consent to the Trade (Australia and New Zealand) Bill, and calls on the UK Government to amend the Bill to confer the power in clause 1 solely on the Scottish Ministers in relation to devolved matters, or to otherwise make it a requirement for it to secure the consent of the Scottish Ministers when making provision within the legislative competence of the Scottish Parliament, in order to properly respect devolved responsibilities.

Daniel Johnson moved amendment S6M-08205.1—

As an amendment to motion S6M-08205 in the name of Ivan McKee (Trade (Australia and New Zealand) Bill - UK Legislation), leave out from “confer” to end and insert “ensure the referral of the use of powers in clause 1 to the Scottish Ministers when making provisions within the Scottish Parliament's devolved legislative competence, or to otherwise make it a requirement for UK ministers, when making provision within the legislative competence of the Scottish Parliament, to be subject to the scrutiny and approval of the Scottish Parliament, in order to properly respect devolved responsibilities.”

After debate, the amendment was disagreed to ((DT) by division: For 26, Against 92, Abstentions 0).

The motion was agreed to ((DT) by division: For 88, Against 30, Abstentions 0).

The meeting closed at 6.27 pm.

David McGill
Clerk of the Parliament
14 March 2023