



The Scottish Parliament
Pàrlamaid na h-Alba

Dr John Benger
Clerk of the House
House of Commons
London
SW1A 0AA

Clerk/Chief Executive
The Scottish Parliament
Edinburgh
EH99 1SP

Tel: 0131-348-5305

david.mcgill@parliament.scot

6 October 2021

Dear John

Legislative Consent: Environment Bill – UK Legislation

I wrote to you on 12 November 2020, to advise that the Scottish Parliament agreed on that date to Legislative Consent Motion S5M-23324 on the Environment Bill, which is currently under consideration at Westminster.

Further to that letter, I am writing to notify you that, under Rule 9.B of the Parliament's Standing Orders, the Scottish Government lodged a [Supplementary Legislative Consent Memorandum](#) following amendments made to the Bill.

Following consideration of the Supplementary Legislative Consent Memorandum, the Parliament held a further debate on 5 October 2021 and agreed the following:

That the Parliament notes the supplementary legislative consent memorandum on the UK Environment Bill lodged by the Scottish Government on 9 July 2021, and the report of the Net Zero, Energy and Transport Committee of 29 September 2021; calls on the UK Government to respect the devolved powers of the Scottish Parliament with respect to measures with an environmental purpose in Scotland; further calls on the UK Government to amend clause 119 (formerly 107) to adequately reflect the devolved purpose of these regulations, and calls on the UK Government to remove clause 20(4) — (6), as it is inappropriate for the UK Government to seek to impose its own environmental principles on UK ministers for decisions with respect to Scotland.

I attach the associated supplementary memorandum and extract of the Minutes of the Proceedings.

Yours sincerely,

A handwritten signature in black ink that reads "David McGill". The signature is written in a cursive, slightly slanted style.

DAVID MCGILL
Clerk/Chief Executive

MINUTES OF PROCEEDINGS

Parliamentary Year 1, No. 35, Session 6 Meeting of the Parliament Tuesday 5 October 2021

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

The meeting opened at 2.00 pm.

7. Legislative Consent to the Environment Bill: The Cabinet Secretary for Net Zero, Energy and Transport (Michael Matheson) moved S6M-01512—That the Parliament notes the supplementary legislative consent memorandum on the UK Environment Bill lodged by the Scottish Government on 9 July 2021, and the report of the Net Zero, Energy and Transport Committee of 29 September 2021; calls on the UK Government to respect the devolved powers of the Scottish Parliament with respect to measures with an environmental purpose in Scotland; further calls on the UK Government to amend clause 119 (formerly 107) to adequately reflect the devolved purpose of these regulations, and calls on the UK Government to remove clause 20(4) - (6), as it is inappropriate for the UK Government to seek to impose its own environmental principles on UK ministers for decisions with respect to Scotland.

Donald Cameron moved amendment S6M-01512.1— As an amendment to motion S6M-01512 in the name of Michael Matheson (Legislative Consent to the Environment Bill), leave out from “calls on the UK Government to respect” to end and insert “supports giving legislative consent to the UK Environment Bill; welcomes the UK Government’s commitment to the environment, and calls on the Scottish Government to work constructively with the UK Government in tackling climate change.” After debate, the amendment was disagreed to ((DT) by division: For 27, Against 92, Abstentions 0).

Monica Lennon moved amendment S6M-01512.2— As an amendment to motion S6M-01512 in the name of Michael Matheson (Legislative Consent to the Environment Bill), leave out from “further calls on” to end and insert “is disappointed that the UK and Scottish governments have failed to have early and constructive dialogue on the environmental protections that are required, and believes that parliamentary time would be better spent on measures to address the global climate emergency.” After debate, the amendment was disagreed to ((DT) by division: For 26, Against 92, Abstentions 0).

The motion was then agreed to ((DT) by division: For 66, Against 30, Abstentions 23)

The meeting closed at 6.04 pm.

David McGill
Clerk of the Parliament
5 October 2021

