



## LOCAL GOVERNMENT AND TRANSPORT COMMITTEE

### AGENDA – REVISED

8th Meeting, 2007 (Session 2)

Tuesday 27 March 2007

The Committee will meet at 2 pm in Committee Room 6.

1. **Petitions PE875, PE896, PE961:** The Committee will consider a letter from the Deputy Minister for Finance and Public Service Reform on the issue of common good.
2. **Petition PE855:** The Committee will consider a paper by the Clerk on Petition PE855 on the issue of the maintenance of local authority roads, pavements and footpaths.
3. **Subordinate legislation:** The Committee will consider the following negative instruments—
  - the Local Government (Allowances and Expenses) (Scotland) Regulations 2007, (SSI 2007/108);
  - the Valuation Appeal Committee (Electronic Communications) (Scotland) Order 2007, (SSI 2007/124);
  - the Licensing (Appointed Day and Transitional Provisions) (Scotland) Order 2007, (SSI 2007/128);
  - the Disabled Persons (Badges for Motor Vehicles) (Scotland) Amendment Regulations 2007, (SSI 2007/162);
  - the Representation of the People (Absent Voting at Local Government Elections) (Scotland) Regulations 2007, (SSI 2007/170);
  - the Local Governance (Scotland) Act 2004 (Remuneration) Regulations 2007, (SSI 2007/183);
  - the Gambling Act 2005 (Premises and Provisional Statements) (Scotland) Regulations 2007, (SSI 2007/196);
  - the Gambling (Premises Licence Fees) (Scotland) Regulations 2007, (SSI 2007/197);

the Firefighters' Compensation Scheme (Scotland) Amendment Order 2007, (SSI 2007/198);

the Firefighters' Pension Scheme (Scotland) Order 2007, (SSI 2007/199);

the Firefighters' Pension Scheme Amendment (Scotland) Order 2007, (SSI 2007/200);

the Police Pensions (Scotland) Regulations 2007, (SSI 2007/201);

the Valuation Appeals Panels and Committees (Scotland) Amendment Regulations 2007, (SSI 2007/212);

the Council Tax (Discounts) (Scotland) Amendment Regulations 2007, (SSI 2007/213);

the Council Tax (Discounts) (Scotland) Amendment Order 2007 (SSI 2007/214);

the Council Tax (Exempt Dwellings) (Scotland) Amendment Order 2007, (SSI 2007/215); and

the Non-Domestic Rates (Levying) (Scotland) Regulations 2007, (SSI 2007/216).

*Not before 3.30 pm:*

**4. Subordinate legislation:** Fergus Ewing to move S2M-5784—

Fergus Ewing: The Business Improvement Districts (Scotland) Regulations 2007— That the Local Government and Transport Committee recommends that nothing further be done under the Business Improvement Districts (Scotland) Regulations 2007 (SSI 2007/202).

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Clerk to the Committee  
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## Agenda Item 1

Letter from the Deputy Minister for Finance and Public Service Reform [LGT/S2/07/8/1](#)

## Agenda Item 2

Paper from the Clerk [LGT/S2/07/8/2](#)

## Agenda Item 3

Covering note on the Local Government (Allowances and Expenses) (Scotland) Regulations 2007, (SSI 2007/108) [LGT/S2/07/8/3](#)

[The Local Government \(Allowances and Expenses\) \(Scotland\) Regulations 2007, \(SSI 2007/108\)](#) [LGT/S2/07/8/4](#)

Covering note on the Valuation Appeal Committee (Electronic Communications) (Scotland) Order 2007, (SSI 2007/124) [LGT/S2/07/8/5](#)

The Valuation Appeal Committee (Electronic Communications) (Scotland) Order 2007, (SSI 2007/124) [LGT/S2/07/8/6](#)

Covering note on the Licensing (Appointed Day and Transitional Provisions) (Scotland) Order 2007, (SSI 2007/128) [LGT/S2/07/8/7](#)

[The Licensing \(Appointed Day and Transitional Provisions\) \(Scotland\) Order 2007, \(SSI 2007/128\)](#) [LGT/S2/07/8/8](#)

Covering note on the Disabled Persons (Badges for Motor Vehicles) (Scotland) Amendment Regulations 2007, (SSI 2007/162) [LGT/S2/07/8/9](#)

[The Disabled Persons \(Badges for Motor Vehicles\) \(Scotland\) Amendment Regulations 2007, \(SSI 2007/162\)](#) [LGT/S2/07/8/10](#)

Covering note on the Representation of the People (Absent Voting at Local Government Elections) (Scotland) Regulations 2007, (SSI 2007/170) [LGT/S2/07/8/11](#)

[The Representation of the People \(Absent Voting at Local Government Elections\) \(Scotland\) Regulations 2007, \(SSI 2007/170\)](#) [LGT/S2/07/8/12](#)

Covering note on the Local Governance (Scotland) Act 2004 (Remuneration) Regulations 2007, (SSI 2007/183) [LGT/S2/07/8/13](#)

Local Governance (Scotland) Act 2004 (Remuneration) Regulations 2007, (SSI 2007/183) [LGT/S2/07/8/14](#)

Covering note on the Gambling Act 2005 (Premises and Provisional Statements) (Scotland) Regulations 2007, (SSI 2007/196) [LGT/S2/07/8/15](#)

The Gambling Act 2005 (Premises and Provisional Statements) [LGT/S2/07/8/16](#)

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|--|--------------------------------|
| (Scotland) Regulations 2007, (SSI 2007/196)  |                                |
| Covering note on the Gambling (Premises Licence Fees) (Scotland) Regulations 2007, (SSI 2007/197)                  | <a href="#">LGT/S2/07/8/17</a> |
| The Gambling (Premises Licence Fees) (Scotland) Regulations 2007, (SSI 2007/197)                                   | LGT/S2/07/8/18                 |
| Covering note on the Firefighters' Compensation Scheme (Scotland) Amendment Order 2007, (SSI 2007/198)             | <a href="#">LGT/S2/07/8/19</a> |
| The Firefighters' Compensation Scheme (Scotland) Amendment Order 2007, (SSI 2007/198)                              | LGT/S2/07/8/20                 |
| Covering note on the Firefighters' Pension Scheme (Scotland) Order 2007, (SSI 2007/199)                            | <a href="#">LGT/S2/07/8/21</a> |
| The Firefighters' Pension Scheme (Scotland) Order 2007, (SSI 2007/199)   | LGT/S2/07/8/22                 |
| Covering note on the Firefighters' Pension Scheme Amendment (Scotland) Order 2007, (SSI 2007/200)                  | <a href="#">LGT/S2/07/8/23</a> |
| The Firefighters' Pension Scheme Amendment (Scotland) Order 2007, (SSI 2007/200)                                   | LGT/S2/07/8/24                 |
| Covering note on the Police Pensions (Scotland) Regulations 2007, (SSI 2007/201)                                   | <a href="#">LGT/S2/07/8/25</a> |
| The Police Pensions (Scotland) Regulations 2007, (SSI 2007/201)  | LGT/S2/07/8/26                 |
| Covering note on the Valuation Appeals Panels and Committees (Scotland) Amendment Regulations 2007, (SSI 2007/212) | <a href="#">LGT/S2/07/8/29</a> |
| The Valuation Appeals Panels and Committees (Scotland) Amendment Regulations 2007, (SSI 2007/212)                  | LGT/S2/07/8/30                 |
| Covering note on the Council Tax (Discounts) (Scotland) Amendment Regulations 2007, (SSI 2007/213)                 | <a href="#">LGT/S2/07/8/31</a> |
| The Council Tax (Discounts) (Scotland) Amendment Regulations 2007, (SSI 2007/213)                                  | LGT/S2/07/8/32                 |
| Covering note on the Council Tax (Discounts) (Scotland) Amendment Order 2007 (SSI 2007/214)                        | <a href="#">LGT/S2/07/8/33</a> |
| The Council Tax (Discounts) (Scotland) Amendment Order 2007 (SSI 2007/214)   | LGT/S2/07/8/34                 |
| Covering note on the Council Tax (Exempt Dwellings) (Scotland) Amendment Order 2007, (SSI 2007/215)                | <a href="#">LGT/S2/07/8/35</a> |
| The Council Tax (Exempt Dwellings) (Scotland) Amendment Order 2007, (SSI 2007/215)                                 | LGT/S2/07/8/36                 |

Covering note on the Non-Domestic Rates (Levying) (Scotland) Regulations 2007, (SSI 2007/216) [LGT/S2/07/8/37](#)

The Non-Domestic Rates (Levying) (Scotland) Regulations 2007, (SSI 2007/216) LGT/S2/07/8/38

Agenda Item 4

Covering note on the Business Improvement Districts (Scotland) Regulations 2007, (SSI 2007/202) [LGT/S2/07/8/27](#)

The Business Improvement Districts (Scotland) Regulations 2007, (SSI 2007/202) LGT/S2/07/8/28



## **LOCAL GOVERNMENT AND TRANSPORT COMMITTEE**

### **Petitions PE875, PE896 and PE961**

#### **Common Good Assets and Funds**

#### **Response from the Deputy Minister**

1. The Committee, at its meeting of 13 February 2007 considered a paper by the Clerk on the common good petitions and agreed to write to the Deputy Minister for Finance and Public Service Reform summarising the Committee's views. Members of the Committee were of the view that the question of whether new legislation was required should be considered in the light of the Deputy Minister's response.
2. A copy of the Deputy Minister's response is attached as Annexe A. A letter from the Scottish Executive to all local authorities is attached as Annexe B. Annexe C is a copy of the letter of 20 February from the Convener to the Deputy Minister, summarising the Committee's view, which is attached for information.
3. The Deputy Minister, in his response, informs the Committee that the letter to local authorities reminds them of their responsibilities to hold records of all common good assets and to make this information available to the public if asked.
4. He addresses the points made by the Committee in the following areas: the recording of common good assets and funds; the valuation of assets; whether there should be additional guidance to local authorities; and the promotion of common good assets and funds to allow communities to have influence over their use.

#### **Recommendations**

5. **It is recommended that the Committee:**
  - **considers whether there should be new legislation in the area of common good, and**
  - **concludes consideration of the petition.**

**Martin Verity  
Clerk to the Committee**

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