POLICY NOTE

THE LOCAL GOVERNANCE (SCOTLAND) ACT 2004 (REMUNERATION) AMENDMENT (AMENDMENT) REGULATIONS 2025

SSI 2025/36

The above instrument was made in exercise of the powers conferred by sections 11(1) and 16(2)(b) of the Local Governance (Scotland) Act 2004 and all other powers enabling them to do so. The instrument is subject to negative procedure.

Summary Box

The Local Governance (Scotland) Act 2004 (Remuneration) Amendment (Amendment) Regulations 2025 correct an error in the Local Governance (Scotland) Act 2004 (Remuneration) Amendment Regulations 2025. They also set out the increased salaries to be paid to Conveners and Vice-Conveners of Joint Boards from 1 April 2025.

Policy Objectives

This instrument makes provision for the annual increase in salary of Conveners and Vice-Conveners of Joint Boards. It also corrects an error in the Local Governance (Scotland) Act 2004 (Remuneration) Amendment Regulations 2025 in relation to the maximum salaries which can be paid to Band B Civic Heads and Senior Councillors.

Regulations 2(2)(a) and (b) correct a typographical error and set out the correct maximum salaries which can be paid to Band B Civic Heads and Senior Councillors. These maximum salaries are now set at £37,548.

Regulation 2(2)(c) inserts a paragraph (6A) into regulation 2 of the Local Governance (Scotland) Act 2004 (Remuneration) Amendment Regulations 2025. This amends regulation 12(8) and (9) of the Local Governance (Scotland) Act (Remuneration) Regulations 2007 ("the 2007 Regulations), to provide for the annual uplift to the salaries paid to Conveners and Vice- Conveners of Joint Boards. It brings them to to £28,207 and £26,797 respectively. Paragraph (6A) also removes a superfluous "of" in regulation 12(9) of the 2007 Regulations.

UN Convention on the Rights of the Child (Incorporation) (Scotland) Act 2024 Compatibility

The Scottish Ministers have made the following statement regarding children's rights.

In accordance with section 23(2) of the United Nations Convention on the Rights of the Child (Incorporation) (Scotland) Act 2024, the Scottish Ministers certify that, in their view, the Local Governance (Scotland) Act 2004 (Remuneration) Amendment (Amendment) Regulations 2025 is compatible with the UNCRC requirements as defined by section 1(2) of the Act.

EU Alignment Consideration

This instrument is not relevant to the Scottish Government's policy to maintain alignment with the EU

Consultation
No consultation was conducted in advance of these regulations as they provide for a routine annual uplift to the salaries of Conveners and Vice-Conveners of Joint Boards and correct a typographical error.

Impact Assessments
The instrument amends existing principal Regulations to provide for the normal annual uplift to the salaries of Conveners and Vice-Conveners of Joint Boards and correct a typographical error. An equality impact assessment has not been undertaken as the increase in Joint Board Convener and Vice-Convener salaries applies to all those holding those posts. A child rights and wellbeing impact assessment has been prepared.

Financial Effects
The Cabinet Secretary for Finance and Local Government confirms that no Business Regulatory Impact Assessment is required as there is no impact on business or the third sector and the impact on the public sector (council budgets) is not expected to cause a significant financial pressure. The uplift in General Revenue Grant 2025-26 ensures that the salaries are affordable within the Local Government Settlement.

Scottish Government
Local Government Directorate

19 February 2025