



T : 0300 244 4000
E : scottish.ministers@gov.scot

Brendan O'Hara MP
fiona.stage@parliament.uk

Our Reference: 202300349462
Your Reference: BO18811

5 April 2023

Dear Brendan,

Thank you for your email of 29 March to Jenny Gilruth MSP, former Minister for Transport, regarding the Ports Good Governance Guidance, produced by the UK Department of Transport. I am responding as the new Minister for Transport.

Please note that, as ports are devolved, the UK Government's guidance does not apply in Scotland. The Scottish government has produced a [Modern Trust Ports for Scotland: Guidance for Good Governance](#) and, although the guidance applies to trust ports, we do encourage all ports to follow it.

As with the UK document, this being a guidance, nothing in it should be taken as overriding the current fiduciary, statutory or legal obligations laid upon board members, officers and employees of trust ports. It does not have the force of law. The aim is to encourage the continued development of an open and accountable relationship between all ports, their users and local communities. We would encourage trusts, however small, to review their constitutions and to talk to the Transport Scotland informally for advice on how best to adapt to their current and future needs in the modern ports sector.

Transport Scotland is currently reviewing this guidance with the intention of updating it in the near future.

I hope that this has been of assistance.

Scottish Ministers, special advisers and the Permanent Secretary are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot

Tha Ministearanna h-Alba, an luchd-comhairleachaidh sònraichte agus Rùnaire Maireannach fo chumhachan Achd Coiteachaidh (Alba) 2016. Faicibh www.lobbying.scot

St Andrew's House, Regent Road, Edinburgh EH1
3DG
www.gov.scot



INVESTORS IN PEOPLE™
We invest in people Silver



Yours sincerely



KEVIN STEWART

Scottish Ministers, special advisers and the Permanent Secretary are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot

Tha Ministearanna h-Alba, an luchd-comhairleachaidh sònraichte agus Rùnaire Maireannach fo chumhachan Achd Coiteachaidh (Alba) 2016. Faicibh www.lobbying.scot

St Andrew's House, Regent Road, Edinburgh EH1
3DG
www.gov.scot



INVESTORS IN PEOPLE™
We invest in people Silver

