



The Scottish Parliament
Pàrlamaid na h-Alba

JUSTICE COMMITTEE

MINUTES

16th Meeting, 2020 (Session 5)

Tuesday 23 June 2020

Present:

Dr Alasdair Allan
James Kelly
Fulton MacGregor
Liam McArthur
Shona Robison

John Finnie
Liam Kerr
Rona Mackay (Deputy Convener)
Margaret Mitchell (Convener)

Also present: Jeremy Balfour, Alex Cole-Hamilton, Bob Doris, Neil Findlay, Rhoda Grant and Ash Denham, Minister for Community Safety (item 4).

The meeting opened at 9.00 am.

1. **Subordinate legislation:** The Committee took evidence on the Legal Aid and Advice and Assistance (Miscellaneous Amendments) (Coronavirus) (Scotland) Regulations 2020 [draft] from—

Ash Denham, Minister for Community Safety, and Martin Brown, Solicitor, Scottish Government Legal Directorate, Scottish Government.

2. **Subordinate legislation:** Ash Denham (Minister for Community Safety) moved—

S5M-21964— That the Justice Committee recommends that the Legal Aid and Advice and Assistance (Miscellaneous Amendments) (Coronavirus) (Scotland) Regulations 2020 [draft] be approved.

The motion was agreed to.

3. **Subordinate legislation:** The Committee considered the following negative instrument—

The Prisons and Young Offenders Institutions (Coronavirus) (Scotland) Amendment Rules 2020 (SS1 2020/175)

The Committee agreed to make no recommendations in relation to the instrument.

4. **Children (Scotland) Bill:** The Committee considered the Bill at Stage 2.

Liam McArthur indicated that his wife works for Relationships Scotland.

Fulton MacGregor indicated that he is a registered social worker.

The following amendments were agreed to (without division): 1, 60, 62, 63, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 54, 55, 31, 32, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43 and 44.

The following amendments were agreed to (by division)—

48 (For 5, Against 4, Abstentions 0)
64 (For 5, Against 4, Abstentions 0)
49 (For 5, Against 4, Abstentions 0)
50 (For 5, Against 4, Abstentions 0)
51 (For 5, Against 4, Abstentions 0)
15 (For 7, Against 1, Abstentions 0)
72 (For 5, Against 4, Abstentions 0)
57 (For 5, Against 4, Abstentions 0)
58 (For 5, Against 4, Abstentions 0)
33 (For 7, Against 2, Abstentions 0)
84 (For 5, Against 4, Abstentions 0)

The following amendments were disagreed to (by division)—

47 (For 4, Against 5, Abstentions 0)
66 (For 3, Against 6 Abstentions 0)
67 (For 3, Against 6 Abstentions 0)
70 (For 2, Against 7 Abstentions 0)
73 (For 3, Against 6 Abstentions 0)
74 (For 2, Against 7 Abstentions 0)
59 (For 2, Against 7 Abstentions 0)

The following amendments were moved and, no member having objected, withdrawn: 65, 68, 75, 85 and 86.

The following amendments were pre-empted: 69, 52 and 53.

The following amendments were not moved: 61, 45, 46, 71, 76, 77, 78, 79, 80, 81, 82, 83 and 33A.

The following provisions were agreed to without amendment: sections 5, 6, 7, 8, 11, 12, 14, 17, 18, 19, 20, 23, 24, 25 and the long title.

The following provisions were agreed to as amended: sections 1, 2, 3, 4, 9, 10, 13, 15, 16, 21 and 22.

The Committee completed Stage 2 consideration of the Bill.

5. **Work programme:** The Committee agreed to consider its work programme by correspondence.

The meeting closed at 1.48 pm.

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