



The Scottish Parliament  
Pàrlamaid na h-Alba

## JUSTICE COMMITTEE

### MINUTES

**27th Meeting, 2015 (Session 4)**

**Tuesday 29 September 2015**

Present:

Christian Allard

John Finnie

Margaret McDougall

Margaret Mitchell

Gil Paterson

Roderick Campbell

Christine Grahame (Convener)

Alison McInnes

Elaine Murray (Deputy Convener)

Also present: Michael Matheson, Cabinet Secretary for Justice and Mary Fee (item 1).

The meeting opened at 10.02 am.

1. **Criminal Justice (Scotland) Bill:** The Committee considered the Bill at Stage 2 (Day 3).

The following amendments were agreed to (without division): 223, 224, 225, 227, 228, 229, 230A, 230, 231, 232A, 232, 233B, 233, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 124, 127, 128, 130, 131, 132, 133, 136, 137, 138, 139, 140 and 141.

The following amendments were agreed to (by division)—

226 (For 8, Against 1, Abstentions 0)

229A (For 5, Against 4, Abstentions 0)

52 (For 5, Against 4, Abstentions 0)

123 (For 7, Against 0, Abstentions 2)

12 (For 5, Against 4, Abstentions 0)

125 (For 7, Against 0, Abstentions 2)

126 (For 7, Against 0, Abstentions 2)

129 (For 7, Against 0, Abstentions 2)

134 (For 7, Against 0, Abstentions 2)

135 (For 7, Against 0, Abstentions 2).

Amendment 242 was disagreed to (by division: For 2, Against 7, Abstentions 0).

The following amendments were moved and, no member having objected, withdrawn: 234 and 39.

The following amendments were not moved: 233A, 50, 51 (and, as a consequence, 51A), 235, 236, 237, 238, 239, 10, 11, 240, 241, 13, 14, 15, 16 and 17.

The following provisions were agreed to without amendment: sections 5 and 12.

The following provisions were agreed to as amended: sections 1, 2, 3, 4, 6, 7, 8, 9, 10, 11 and 13.

The Committee ended consideration of the Bill for the day, section 13 having been agreed to.

Alison McInnes declared an interest as a member of Justice Scotland.

2. **Public petitions:** The Committee considered the following petitions and agreed in relation to—

PE1501 by Stuart Graham on public inquiries into self-inflicted and accidental deaths following suspicious death investigations; and PE1567 by Donna O'Halloran on investigating unascertained deaths, suicides and fatal accidents: to write to the Crown Office and Procurator Fiscal Service seeking information on the evaluation of suspicious death investigations by Police Scotland and to keep both petitions open;

PE1479 by Andrew Muir on complaints about solicitors: write to the Scottish Legal Complaints Commission seeking confirmation of when its rules on the time-barring of complaints will change and to keep the petition open until a response has been received;

PE1510 by Jody Curtis on the closure of police, fire and non-emergency service centres north of Dundee; and PE1511 by Laura Ross on the decision made by the Scottish Fire and Rescue Service to close Inverness control room: to write to the Scottish Fire and Rescue Service seeking its response in relation to issues raised in HM Inspectorate of Constabulary in Scotland's (HMICS) call handling interim report and to keep the petitions open until a full report by HMICS on call handling has been published.

3. **Subordinate legislation:** The Committee considered the following instruments which are not subject to any parliamentary procedure—

Act of Sederunt (Rules of the Court of Session 1994 and Sheriff Court Rules Amendment) (No. 3) (Miscellaneous) 2015 (SSI 2015/283);

Act of Sederunt (Rules of the Court of Session 1994 and Ordinary Cause Rules 1993 Amendment) (Child Welfare Reporters) (SSI 2015/312).

The Committee agreed to endorse the comments made by the Delegated Powers and Law Reform Committee and to note the instruments.

The meeting closed at 12.42 pm.

Peter McGrath  
Clerk to the Justice Committee  
Room T2.60  
The Scottish Parliament  
Edinburgh  
Tel: 0131 348 5195  
Email: [peter.mcgrath@scottish.parliament.uk](mailto:peter.mcgrath@scottish.parliament.uk)