JUSTICE COMMITTEE

MINUTES

15th Meeting, 2011 (Session 4)

Tuesday 22 November 2011

Present:

Roderick Campbell
Christine Grahame (Convener)
James Kelly (Deputy Convener)
David McLetchie
Humza Yousaf

John Finnie
Colin Keir
Alison McInnes
Graeme Pearson

Also present: Patrick Harvie MSP (item 3).

The meeting opened at 10.01 am.

1. Declaration of interests: David McLetchie MSP was invited to declare any relevant interests. Mr McLetchie declared that he is a member of the Law Society of Scotland and a member of the Society of Writers to Her Majesty’s Signet.

2. Decision on taking business in private: The Committee agreed to take item 6 in private.

3. Offensive Behaviour at Football and Threatening Communications (Scotland) Bill: The Committee considered the Bill at Stage 2.

The following amendments were agreed to (without division): 1, 3, 5, 6, 7, 8, 10, 12 and 13.

The following amendments were agreed to (by division):
2 (For 6, Against 0, Abstentions 3)
4 (For 6, Against 0, Abstentions 3)
9 (For 5, Against 2, Abstentions 2)
11 (For 6, Against 0, Abstentions 3)
14 (For 6, Against 0, Abstentions 3)
15 (For 6, Against 0, Abstentions 3).
The following amendments were disagreed to (by division):
22 (For 0, Against 6, Abstentions 3)
18 (For 1, Against 5, Abstentions 3)
19 (For 1, Against 5, Abstentions 3)
27 (For 1, Against 5, Abstentions 3)
28 (For 0, Against 5, Abstentions 4)
30 (For 0, Against 5, Abstentions 4)
11A (For 1, Against 5, Abstentions 3)
14A (For 1, Against 5, Abstentions 3).

Amendment 37 was pre-empted.

The following amendments were moved and, with the agreement of the Committee, withdrawn: 16, 17, 32 and 35.

The following amendments were not moved: 23, 24, 25, 4A, 20, 26, 21, 29, 31, 33, 34, 34A, 34B, 36, 38, 39 and 14B.

Sections 1, 3, 4, 7 and 9 and the long title were agreed to without amendment.

Sections 2, 5, 6 and 8 were agreed to as amended.

The Committee completed Stage 2 consideration of the Bill.

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


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

5. **Subordinate legislation:** The Committee considered and noted the following instrument which was not subject to any parliamentary procedure—

   Act of Sederunt (Rules of the Court of Session Amendment No. 6) (Miscellaneous) 2011 (SSI 2011/385).

6. **The Legal Aid, Sentencing and Punishment of Offenders Bill (UK Parliament legislation) (in private):** The Committee agreed its report on legislative consent memorandum LCM(S4) 4.1.

The meeting closed at 12.18 pm.