



The Scottish Parliament
Pàrlamaid na h-Alba

JUSTICE COMMITTEE

MINUTES

34th Meeting, 2017 (Session 5)

Tuesday 21 November 2017

Present:

George Adam	Maurice Corry
Mary Fee	John Finnie
Mairi Gougeon	Liam Kerr
Fulton MacGregor	Rona Mackay (Deputy Convener)
Ben Macpherson	Liam McArthur
Margaret Mitchell (Convener)	

Also present: Claire Baker and Linda Fabiani (item 4).

The meeting opened at 10.00 am.

1. **Subordinate legislation:** The Committee considered the following negative instruments—

First-tier Tribunal for Scotland Housing and Property Chamber (Procedure) Regulations 2017 (SSI 2017/328);

First-tier Tribunal for Scotland Housing and Property Chamber (Rules of Procedure) Amendment Regulations 2017 (SSI 2017/369);

First-tier Tribunal for Scotland General Regulatory Chamber Charity Appeals (Procedure) Regulations 2017 (SSI 2017/364);

First-tier Tribunal for Scotland Health and Education Chamber (Procedure) Regulations 2017 (SSI 2017/366).

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

2. **Subordinate legislation:** The Committee took evidence on the—

Criminal Justice (Scotland) Act 2016 (Consequential and Supplementary Modifications) Regulations 2017 [draft];

Criminal Justice (Scotland) Act 2016 (Modification of Part 1 and Ancillary Provision) Regulations 2017 [draft];

from—

Michael Matheson, Cabinet Secretary for Justice, Scottish Government.

3. **Subordinate legislation:** Michael Matheson (Cabinet Secretary for Justice) moved—

S5M-08837—That the Justice Committee recommends that the Criminal Justice (Scotland) Act 2016 (Consequential and Supplementary Modifications) Regulations 2017 [draft] be approved;

S5M-08838—That the Justice Committee recommends that the Criminal Justice (Scotland) Act 2016 (Modification of Part 1 and Ancillary Provision) Regulations 2017 [draft] be approved.

The motions were agreed to without debate or dissent.

4. **Domestic Abuse (Scotland) Bill:** The Committee considered the Bill at Stage 2 (Day 1).

The following amendments were agreed to (without division): 3, 4, 5, 6, 7, 8, 9, 10, 11, 14, 15, 16, 19, 21 and 24.

The following amendments were moved and, no member having objected, withdrawn: 1, 29 and 37.

Amendment 23 was pre-empted.

The following amendments were not moved: 2, 17, 30, 31, 18, 20, 32, 22, 33, 34, 35, 36 and 25.

The following provisions were agreed to without amendment: sections 1, 2, 3, 5, 6, 7, 8, 9, 10 and 12.

The following provisions were agreed to as amended: sections 4 and 11 and the schedule.

The Committee ended consideration of the Bill for the day, section 12 having been agreed to.

5. **Civil Litigation (Expenses and Group Proceedings) (Scotland) Bill** The Committee took evidence on the Bill at Stage 1 from—

Annabelle Ewing, Minister for Community Safety and Legal Affairs, Scottish Government.

Annabelle Ewing, Minister for Community Safety and Legal Affairs, declared an interest as a member of the Law Society of Scotland and holder of a current practising certificate.

Liam Kerr declared interests as a solicitor with current practising certificates from the Law Society of Scotland and, in England and Wales, the Law Society. Ben Macpherson declared an interest as being registered on the Scottish roll of solicitors.

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@parliament.scot