Present:

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

Also present: James Kelly, Member in Charge of the Offensive Behaviour at Football and Threatening Communications (Repeal) (Scotland) Bill (item 5), and Gordon Lindhurst (item 6).

The meeting opened at 10.00 am.

1. **Subordinate legislation:** The Committee took evidence on the Courts Reform (Scotland) Act 2014 (Consequential and Supplemental Provisions) Order 2018 [draft] from—

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

2. **Subordinate legislation:** Annabelle Ewing (Minister for Community Safety and Legal Affairs) moved—

   S5M-10335—That the Justice Committee recommends that the Courts Reform (Scotland) Act 2014 (Consequential and Supplemental Provisions) Order 2018 [draft] be approved.

   The motion was agreed to without debate or dissent.

3. **Subordinate legislation:** The Committee took evidence on the Proceeds of Crime Act 2002 (Searches under Part 5: Constables in Scotland: Code of Practice) Order 2018 [draft] from—
Annabelle Ewing, Minister for Community Safety and Legal Affairs, and
Alastair Crerar, Organised Crime Unit, Scottish Government.

4. **Subordinate legislation:** Annabelle Ewing (Minister for Community Safety and
Legal Affairs) moved—

SSM-10337—That the Justice Committee recommends that the Proceeds
of Crime Act 2002 (Searches under Part 5: Constables in Scotland: Code
of Practice) Order 2018 [draft] be approved.

The motion was agreed to without debate or dissent.

5. **Offensive Behaviour at Football and Threatening Communications
(Repeal) (Scotland) Bill:** The Committee considered the Bill at Stage 2
(Day 1).

The following amendments were agreed to (without division): 1, 2, 3, 5, 6, 7
and 8.

Amendment 4 was agreed to (by division: For 8, against 3, Abstentions 0).

The following amendments were disagreed to (by division)—
9 (For 5, Against 6, Abstentions 0)
10 (For 5, Against 6, Abstentions 0)
11 (For 5, Against 6, Abstentions 0)
12 (For 5, against 6, Abstentions 0).

The following provisions were agreed to without amendment: sections 1, 4, 5, 6
and 7 and the Long Title.

The following provisions were agreed to as amended: sections 2 and 3.

The Committee completed Stage 2 consideration of the Bill.

6. **Civil Litigation (Expenses and Group Proceedings) (Scotland) Bill:** The
Committee considered the Bill at Stage 2 (Day 1).

The following amendments were agreed to (without division): 18, 19, 20, 21, 22,
23, 24, 25, 26, 27, 28, 29, 30, 57, 58, 59, 32, 33, 34, 4 and 5.

Amendment 36 was agreed to (by division: For 8, Against 3, Abstentions 0).

The following amendments were disagreed to (by division)—
1 (For 3, Against 8, Abstentions 0)
2 (For 3, Against 8, Abstentions 0)
3 (For 3, Against 8, Abstentions 0)
6 (For 3, Against 8, Abstentions 0)
7 (For 3, Against 8, Abstentions 0)
9 (For 3, Against 8, Abstentions 0).
The following amendments were moved and, no member having objected, withdrawn: 63 and 60.

The following amendments were not moved: 20A, 31, 35, 8 and 10.

The following provisions were agreed to without amendment: sections 2 and 4.

The following provisions were agreed to as amended: sections 1, 3, 5, 6, 7 and 8.

The Committee ended consideration of the Bill for the day section 8 having been agreed to.

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. Gordon Lindhurst declared interests as a member of the Faculty of Advocates and as a practising advocate.

7. **Appointment of European Union Reporter:** The Committee agreed to appoint Mairi Gougeon as its European Union Reporter.

8. **Justice Sub-Committee on Policing:** The Committee noted a report back from the Convener of the Sub-Committee on the meeting held on 22 February 2018.

The meeting closed at 12.37 pm.

Diane Barr
Senior Assistant Clerk to the Justice Committee
Room T2.60
The Scottish Parliament
Edinburgh
Tel: 0131 348 5220
Email: diane.barr@parliament.scot