



The Scottish Parliament  
Pàrlamaid na h-Alba

## JUSTICE COMMITTEE

### MINUTES

13th Meeting, 2010 (Session 3)

Tuesday 20 April 2010

Present:

Bill Aitken (Convener)  
Bill Butler (Deputy Convener)  
Cathie Craigie  
James Kelly

Robert Brown  
Angela Constance  
Nigel Don  
Stewart Maxwell

Also present: Richard Baker, Margaret Curran, Trish Godman, Rhoda Grant, Johann Lamont and Margo MacDonald.

The meeting opened at 10.04 am.

1. **Decision on taking business in private:** The Committee agreed to take items 4 and 5 in private.
2. **Criminal Justice and Licensing (Scotland) Bill:** The Committee considered the Bill at Stage 2 (Day 4).

The following amendments were agreed to (without division): 354, 356, 358, 107, 108, 109, 402, 361, 362, 363, 364, 366, 367, 368, 369, 517, 110, 111, 370, 371, 372, 373, 374, 375, 376, 377, 112, 113 and 114.

The following amendments were disagreed to (by division):  
402A (For 4, Against 4, Abstentions 0; amendment disagreed to on casting vote)  
8A (For 0, Against 8, Abstentions 0)  
8 (For 3, Against 5, Abstentions 0).

The following amendments were moved and, with the agreement of the Committee, withdrawn: 353, 357, 365 and 115.

The following amendments were not moved: 355, 106, 359, 360, 11, 8B, 8C, 8D, 461, 378, 116, 117, 118, 119, 120 (and as a consequence 120A), 121, 122, 123, 124, 125 and 544.

Sections 29, 30, 31, 32, 33, 36 and 37 were agreed to without amendment.

Sections 27, 28, 34 and 35 were agreed to as amended.

The Committee ended consideration of the Bill for the day, amendment 544 having been disposed of.

3. **Powers of Entry etc. Bill (UK Parliament legislation):** The Committee considered legislative consent memorandum LCM(S3) 29.1. The Committee agreed to note the LCM, the Scottish Government's reasons for not lodging a motion and the fact that the Bill has now fallen because of the dissolution of the UK Parliament. The Committee also agreed to write to the Standards, Procedures and Public Appointments Committee suggesting a minor change to the Rules so that the obligation to refer a memorandum to a committee, and the obligation on the committee to consider and report, only apply so long as the Bill continues to be in progress in the UK Parliament.
4. **Powers of Entry etc. Bill (UK Parliament legislation) (in private):** The Committee considered a draft report on legislative consent memorandum LCM(S3) 29.1. The report was agreed for publication.
5. **Law Reform Working Group (in private):** The Committee considered a letter from the Parliamentary Bureau on the report of the Law Reform Working Group, referring to scrutiny of Scottish Law Commission reports. The Committee did not agree to the suggestion that the remit of the Subordinate Legislation Committee be temporarily amended to allow it to consider a Scottish Law Commission Bill.

The meeting closed at 1.04 pm.

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