

Any correspondence (meetings, minutes of meetings, emails, letters, phone calls, briefs, notes or otherwise) between Donald Henderson and Scottish Government ministers on the topic of the Scottish Child Abuse Inquiry between 1 January 2016 and 1 August 2016.

From: [redacted] **On Behalf Of** Cabinet Secretary for Education and Lifelong Learning

Sent: 05 February 2016 13:49

To: Deputy First Minister and Cabinet Secretary for Finance, Constitution and Economy; First Minister; Henderson D (Donald); Cabinet Secretary for Education and Lifelong Learning; Cabinet Secretary for Justice; Lord Advocate

Cc: Permanent Secretary; DG Learning & Justice; Director for Children and Families; Director of Financial Management; [redacted]

Subject: RE: Immediate - Historic Child Abuse Inquiry - Determination on use of Junior Counsel

Donald,

Ms Constance has considered the submission and noted the views below from FM and DFM. She entirely agrees that there are risks here and that the Inquiry needs to be alert to the parameters around the use of public money. However, her preference would be to avoid the risks associated with option 2 and she has therefore agreed option 3 [redacted]

Thanks,

David

[redacted] | PS to Cabinet Secretary for Education and Lifelong Learning | 4N.08 | St Andrews House | Edinburgh | EH3 1DG | T: 0131 244 1556

[redacted]

From: [redacted] **On Behalf Of** Deputy First Minister and Cabinet Secretary for Finance, Constitution and Economy

Sent: 05 February 2016 11:26

To: First Minister; Henderson D (Donald); Cabinet Secretary for Education and Lifelong Learning; Cabinet Secretary for Justice; Lord Advocate; Deputy First Minister and Cabinet Secretary for Finance, Constitution and Economy

Cc: Permanent Secretary; DG Learning & Justice; Director for Children and Families; Director of Financial Management; [redacted]

Subject: RE: Immediate - Historic Child Abuse Inquiry - Determination on use of Junior Counsel

Donald,

The DFM has also considered the attached submission. He has commented [redacted] to create in the Inquiry an understanding that it is entirely legitimate that we have an interest in their costs and are able to establish parameters around them. [redacted] His preference

would be option 2 but if it is judged that option 3 is required to [redacted] he would be willing to agree but on the basis there is a cap of £500k.

Kind regards,
[Redacted]

[redacted] | Private Secretary (Depute) to John Swinney MSP, Deputy First Minister and Cabinet Secretary for Finance, Constitution and the Economy | Scottish Government | St Andrew's House | Edinburgh | EH1 3DG |

[redacted]

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From: [redacted] **On Behalf Of** First Minister

Sent: 05 February 2016 11:10

To: Henderson D (Donald); Cabinet Secretary for Education and Lifelong Learning; Cabinet Secretary for Justice; Lord Advocate; Deputy First Minister and Cabinet Secretary for Finance, Constitution and Economy

Cc: First Minister; Permanent Secretary; DG Learning & Justice; Director for Children and Families; Director of Financial Management; [redacted]

Subject: RE: Immediate - Historic Child Abuse Inquiry - Determination on use of Junior Counsel

Importance: High

Donald,

Many thanks for passing this on within such a tight deadline.

The First Minister has reviewed your submission and agrees with **option 3** – with a review when the cap is reached. I imagine that yourself and colleagues will be busy following this up over the next few days but it would be good if you could keep us in the loop with any changes/updates.

Kind regards,

[redacted]

[redacted]

Deputy Private Secretary to the First Minister

5th Floor | St Andrew's House | Regent Road | Edinburgh | EH1 3DG | [redacted]

From: Henderson D (Donald)

Sent: 04 February 2016 14:27

To: Cabinet Secretary for Education and Lifelong Learning; Cabinet Secretary for Justice; Lord Advocate; Deputy First Minister and Cabinet Secretary for Finance, Constitution and Economy

Cc: First Minister; Permanent Secretary; DG Learning & Justice; Director for Children and Families; Director of Financial Management; [redacted]

Subject: Immediate - Historic Child Abuse Inquiry - Determination on use of Junior Counsel

Importance: High

12 page submission (incl annexes) attached together with 2 page draft letter.

[redacted] I would be grateful if Private Offices can draw the submission to the attention of their Ministers as soon as possible.

Officials are of course available for any further discussion that Ministers may need.

Donald Henderson
Head of Care and Protection,
Children and Families Directorate
Scottish Government

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Mob [REDACTED]

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