

Annex A

Extract from document 1: email from Scottish Government official to another Scottish Government official on 4 October 2019 at 13:11

“Members of this Group include Police Scotland.”

Extract from document 2: email from Scottish Government official to Police Scotland on 7 October 2019 at 15:42

“Firstly, as you will know, the Bill passed Stage 3 on 3 October 2019. You can read the Official Report at <http://www.parliament.scot/parliamentarybusiness/report.aspx?r=12293&i=111167>.”

Extract from document 3: email from Crown Office and Procurator Fiscal Service to Scottish Government official on 6 November 2019 at 16:14

“I think it should be recorded that Police Scotland and COPFS raised the issue that there should be awareness raising to ensure that the police, on attendance at an incident, don't find themselves having to explain to someone the change in legislation.”

Extract from document 4: email from Police Scotland to Scottish Government official on 13 November 2019 at 10:26

“I understand that you are the Scottish Government Lead for the implementation of the Children (Equal Protection from Assault) Act 2019 - apologies if this is not the case but if not, are you able to advise as to who is?”

I am the Police Scotland lead for a programme of work relating to a number of pieces of legislation, which includes this Act which we assumed responsibility from our colleagues in Safer Communities.

I am aware that the Act has now received Royal Assent and so we have a period of 12 months to implement and so it would be useful if we could arrange a conversation or meeting to introduce our team and begin discussions/preparations for implementation.”

Extract from document 5: email from Scottish Government official to Police Scotland on 13 November 2019 at 11:39

“Group members include the COPFS, Social Work Scotland, children's charities, and Police Scotland.

At the last meeting of that group, [...] from Safer Communities attended for Police Scotland.”

Extract from document 6: email from Police Scotland to Scottish Government official on 13 November 2019 at 15:15

“Thank you very much for getting back to me and for the information. I will have a look at the minutes of the previous meetings - that will help us further get up to speed with this legislation.”

Extract from document 7: email from Scottish Government official to Crown Office and Procurator Fiscal Service on 14 November 2019 at 10:09

“I also said I would get the name of the police officer who had emailed us earlier that day about the Equal Protection Act. His details are as follows:

[...] Rights & Justice Legislative Programme Team”

Extract from document 8: email from Scottish Government official to second Scottish Government official on 14 November 2019 at 18:14

“I wondered if you’ve had any indication of training costs from Police Scotland for the Children (Equal Protection from Assault) (Scotland) Act?”

Extract from document 9: email from Scottish Government official to second Scottish Government official on 14 November 2019 at 18:45

“In brief, though, Police Scotland have not given us any indications of costings, even though this did come up during the Parliamentary passage of the Equal Protection Bill.”

Extract from document 10: email from Scottish Government official to second Scottish Government official on 18 November 2019 at 09:44

“The meeting [...] and [...] had with Police Scotland on the ACR Act explains why we heard from Police Scotland about the Equal Protection Act last week.

I wonder if Police Scotland will be in a position to say what will be needed on training for Equal Protection until after a final version of the guidelines for police has been cleared?”

Extract from document 11: email from Scottish Government official to second Scottish Government official on 20 November 2019 at 11:35

“I see Police Scotland haven’t yet come back with costs in relation to implementation of your Act. It will be interesting to see how this progresses.”

Extract from document 12: email from Scottish Government official to second Scottish Government official on 26 November 2019 at 15:51

“Group members include Police Scotland, Social Work Scotland, COPFS, COSLA and children’s charities.”

Extract from document 13: email from Scottish Government official to Police Scotland on 28 November at 10:33

“Please find attached the papers for the meeting this afternoon. I’d be happy to discuss by phone if you have any questions.

One issue not in the papers relates to a point raising during the meeting between your [...] and Maree Todd, Minister for Children and Young People, over the summer. During that discussion the cost implications of the Children (Equal Protection from Assault) Scotland Act 2019 for Police Scotland came up. This stemmed from the [Stage 1 Report](#) on the Bill (as was) which stated at para. 242:

“According to the Financial Memorandum, we [the Equalities and Human Rights Committee] note the Bill is unlikely to require a Financial Resolution. It would be helpful if further costing work could be completed in advance of Stage 2 to inform the Parliamentary authorities.”

As a consequence of this, Ms Todd [wrote](#) to the Committee on 12 June, costs having been discussed with Police Scotland (see paras. 6 to 9). That letter passed on the comment that more time would be required to consider the full impact of the Bill. When Ms Todd met [...], this work was yet to be completed. Parliament and our Minister continue to take an interest in the cost implications of the Equal Protection Act, and so we would welcome the chance to hear any conclusions you have come to on this.

For the avoidance of doubt, I think this is not really a question for this afternoon’s meeting. Perhaps we could discuss this when we meet?”

Extract from document 14: email from Scottish Government official to another Scottish Government official on 2 December 2019 at 11:06

[...] (copied in) and I are currently working on the implementation of the Children (Equal Protection from Assault) Scotland Act 2019. SG has set up a group which is considering what is required to implement the Act. Group members include Police Scotland, the COPFS and children’s charities, and it met on Thursday last week.

At that group, the representative from Police Scotland ([...]) discussed Police Scotland’s project-based approach to the implementation of both ACR and the Equal Protection Act – we’d exchanged emails on the costs of this in relation to the response to the EHRiC’s pre-Budget letter. As you might recall, on Equal Protection, we are yet to hear from Police Scotland on what the cost implications might be. However, at the meeting [...] explained that they’re still mapping out costs as part of the project but they expect that, with 17,000 officers to consider, there is going to be a “significant impact”.

This is the first time we have heard this in relation to Equal Protection.”

Extract from document 15: email from Scottish Government official to another Scottish Government official on 2 December 2019 at 11:06

“To see for interest: the email below from the person leading the police work on ACR and Equal Protection”

Extract from document 16: email from Police Scotland to Scottish Government official on 28 November 2019 at 11:09

Thank you very much for sending this through and highlighting the non-agenda outstanding issues. Our response to the EP Act is going through the Project Management process at the moment and so yes, progress has been made in terms of understanding the costs associated with implementation in terms of training, IT changes etc. It would be good to discuss when we meet, which I know I still owe you a further email about - I will get back to you re that asap.