

DOCUMENT 1

From: [Redacted]

Sent: 10 March 2021 17:45

To: [Redacted] ; Crawford E (Ewan) <Ewan.Crawford@gov.scot>; [Redacted]; [Redacted]; [Redacted]; [Redacted] Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>

Cc: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; [Redacted]; [Redacted]

Subject: Official Sensitive- submission- draft Referendum Bill

Importance: High

Hi everyone,

Please see attached submission, for comment and clearance, on the content and timing of the draft Referendum Bill. We would hope to get this submission to FM and Mr Russell tomorrow afternoon, so if you can let me know of any comments or tracked changes by 1pm tomorrow that would be really helpful.

I've included an eRDM link but in case some people don't have access to the file have attached a word document as well.

[Redacted]

Happy to discuss.

Best wishes,

[Redacted]

DOCUMENT 2

From: [Redacted]

Sent: 11 March 2021 08:44

To: [Redacted]; [Redacted]; Crawford E (Ewan) <Ewan.Crawford@gov.scot>; [Redacted]; [Redacted]; [Redacted]; [Redacted]; Rogers D (David) (Constitution and Cabinet Director)

<David.Rogers@gov.scot>

Cc: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; [Redacted]

Subject: RE: Official Sensitive- submission- draft Referendum Bill

Hi [Redacted]

I've added a couple of comments and suggestions to the ERDM version.

Best wishes

[Redacted]

[Redacted] | Elections and Constitution Division | Scottish Government | Area 2 West | St Andrews House | Regent Road | Edinburgh | EH1 3DG | [Redacted]

I am working from home at the moment but feel free to contact me by email or on my mobile.

DOCUMENT 3

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Sent: 11 March 2021 09:18

To: [Redacted]; [Redacted]; [Redacted]; [Redacted]; [Redacted]; [Redacted] ; Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>

Cc: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; [Redacted]; [Redacted]

Subject: RE: Official Sensitive- submission- draft Referendum Bill

[Redacted]

Ewan

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[Redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

DOCUMENT 4

From: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>

Sent: 11 March 2021 10:47

To: [redacted]; Crawford E (Ewan) <Ewan.Crawford@gov.scot>; [redacted]; [redacted]; [redacted]; [redacted]; [redacted]; Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>

Cc: [redacted]; [redacted]; [redacted]; [redacted]; [redacted]

Subject: RE: Official Sensitive- submission- draft Referendum Bill

[redacted] – thank you, I really appreciate it.

I've updated the draft submission to incorporate Ewan and [redacted] comments in eRDM (attached here for those who don't have access to the file) to keep on top of versions in the course of this morning.

Penny Curtis
Deputy Director Elections and FOI
Directorate for Constitution and Cabinet
Scottish Government
2W.02A | St Andrew's House | Regent Road | Edinburgh | EH1 3DG
[redacted]

From: [redacted]

Sent: 11 March 2021 09:20

To: Crawford E (Ewan) <Ewan.Crawford@gov.scot>; [redacted]; [redacted]; [redacted]; [redacted]; [redacted]; Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>

Cc: Curtis PS (Penelope) <Penelope.Curtis@gov.scot> [redacted]; [redacted]

Subject: RE: Official Sensitive- submission- draft Referendum Bill

[redacted]

[redacted]

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Sent: 11 March 2021 09:18

To: [redacted]; [redacted]; [redacted]; [redacted]; [redacted]; [redacted]; [redacted]; Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>

Cc: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; [redacted]; [redacted]

Subject: RE: Official Sensitive- submission- draft Referendum Bill

[redacted]

Ewan

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

From: [redacted]

Sent: 10 March 2021 17:45

To: [redacted]; Crawford E (Ewan) <Ewan.Crawford@gov.scot>; [redacted]; [redacted]; [redacted]; [redacted]; Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>

Cc: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; [redacted]; [redacted]

Subject: Official Sensitive- submission- draft Referendum Bill

Importance: High

Hi everyone,

Please see attached submission, for comment and clearance, on the content and timing of the draft Referendum Bill. We would hope to get this submission to FM and Mr Russell tomorrow afternoon, so if you can let me know of any comments or tracked changes by 1pm tomorrow that would be really helpful.

I've included an eRDM link but in case some people don't have access to the file have attached a word document as well.

Programme for Government Commitment - Publication of an Independence Referendum Bill - options on timing of the poll - submission to Ministers details - Objective ECM (scotland.gov.uk)

[redacted]

Happy to discuss.

Best wishes,

[redacted]

DOCUMENT 5

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>
Sent: 11 March 2021 11:04
To: [redacted]
Cc: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>
Subject: RE: GIQs- draft bill

I'll take officials advice on what you think is the best route

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

From: [redacted]
Sent: 11 March 2021 11:00
To: Crawford E (Ewan) <Ewan.Crawford@gov.scot>
Cc: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>
Subject: GIQs- draft bill

Hi Ewan,

The deadline to lodge a GIQ is today- it could be answered anytime up to 24th but needs to be lodged today. If we don't lodge one the alternative route to notify the Parliament is writing to the PO and F&C committee.

Best wishes,

[redacted]

DOCUMENT 6

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>
Sent: 12 March 2021 18:08
To: [redacted]
Cc: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>
Subject: RE: Cover paper- updated draft

[redacted],

I will tweak this over the weekend and draft the foreword.

[redacted]

Ewan

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

From: [redacted]
Sent: 12 March 2021 14:01
To: Crawford E (Ewan) <Ewan.Crawford@gov.scot>
Cc: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>
Subject: RE: Cover paper- updated draft

Now with a conclusion!

From: [redacted]
Sent: 12 March 2021 14:00
To: Crawford E (Ewan) <Ewan.Crawford@gov.scot>
Cc: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>
Subject: Cover paper- updated draft

Hi Ewan,

Please see attached updated version of the cover paper. Could you let me know of any comments?

In terms of what is still to be added, we need to add the ministerial foreword- if it would be helpful I could do a first draft?

[redacted]

Happy to discuss.

Best wishes,

[redacted]

DOCUMENT 7

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>
Sent: 15 March 2021 11:42
To: [redacted]
Cc: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>
Subject: RE: Cover paper- updated draft

Ok – that seems fine to me. But as you suggest I'm keen to see the re-draft before it goes to ministers.

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

From: [redacted]
Sent: 15 March 2021 11:38
To: Crawford E (Ewan) <Ewan.Crawford@gov.scot>
Cc: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>
Subject: RE: Cover paper- updated draft

Hi Ewan,

We've had a chance to discuss and, given the timing of the publication in relation to the pre-election period, we wanted to suggest the following approach to the paper:

[redacted]

We will share a version of the redraft asap for comment.

Best wishes,

[redacted]

From: [redacted]
Sent: 15 March 2021 10:08
To: Crawford E (Ewan) <Ewan.Crawford@gov.scot>
Cc: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>
Subject: RE: Cover paper- updated draft

Thanks Ewan, David Rogers has come back with some comments as well so I will integrate the comments into your version and get an updated version to you asap.

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>
Sent: 15 March 2021 10:02

To: [redacted]
Cc: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>
Subject: RE: Cover paper- updated draft

[redacted],

I have some suggested track-changes to the cover note and I've also attached a ministerial foreword.

Ewan

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

DOCUMENT 8

From: [redacted]

Sent: 15 March 2021 13:47

To: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Cc: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>

Subject: RE: Cover paper- updated draft

We're just checking it over now- should be able to send it over within the next 30 minutes.

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Sent: 15 March 2021 13:45

To: Whyte R (Rebecca) <Rebecca.Whyte@gov.scot>

Cc: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>

Subject: RE: Cover paper- updated draft

[redacted],

Just checking in on this?

Ewan

Ewan Crawford

Senior Special Adviser to the First Minister,

EU affairs and the constitution.

[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

DOCUMENT 9

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Sent: 15 March 2021 16:22

To: [redacted]

Cc: Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>

Subject: RE: Cover paper and foreword

[redacted],

Will get back to you before 5 pm

Ewan

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

From: [redacted]

Sent: 15 March 2021 15:39

To: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Cc: Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>

Subject: Cover paper and foreword

Hi Ewan,

Please see attached updated Ministerial foreword and cover paper. I have also included the eRDM links.

We are waiting for comments from David, but given the tight deadlines here I wanted to get this to you now.

Draft Independence Bill - cover paper for publication details - Objective ECM (scotland.gov.uk)

Draft Independence Referendum Bill - Ministerial foreword details - Objective ECM (scotland.gov.uk)

[redacted]

Best wishes,

[redacted]

DOCUMENT 10

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Sent: 15 March 2021 16:55

To: [redacted]

Cc: Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>

Subject: RE: Cover paper and foreword

[redacted],

I've added a couple of sentences to the foreword.

[redacted]

Happy to discuss.

Ewan

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

DOCUMENT 11

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Sent: 15 March 2021 17:46

To: [redacted]

Cc: Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>

Subject: RE: Cover paper and foreword

If not too late, please use the attached

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

From: Crawford E (Ewan)

Sent: 15 March 2021 17:40

To: [redacted]

Cc: Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>

Subject: RE: Cover paper and foreword

[redacted],

If the foreword hasn't gone you yet – can you hold on please,

Ewan

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

DOCUMENT 12

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>
Sent: 16 March 2021 11:19
To: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>
Cc: [redacted] ; [redacted] ; [redacted]
Subject: RE: Referendum Bill- draft bill for publication

Penny,

We'll need FM sign off for the bill, cover note and foreword.

[redacted]

Ewan

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

From: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>
Sent: 16 March 2021 11:16
To: Crawford E (Ewan) <Ewan.Crawford@gov.scot>
Cc: [redacted] ; [redacted] ; [redacted]
Subject: FW: Referendum Bill- draft bill for publication

Ewan

We'll get the documents to APS to get ready for publication. [redacted] before publication, and obviously anything from the FM. [redacted]

There are a number of letters that will need to issue to the PO, F&C Committee, UKG etc that we're preparing.

Thanks

Penny

Penny Curtis
Deputy Director Elections and FOI
Directorate for Constitution and Cabinet
Scottish Government
2W.02A | St Andrew's House | Regent Road | Edinburgh | EH1 3DG
[redacted]

From: [redacted] **On Behalf Of** Cabinet Secretary for Constitution, Europe and External Affairs
Sent: 16 March 2021 11:09

To: [redacted]; Cabinet Secretary for Constitution, Europe and External Affairs
<CabSecCEAEA@gov.scot>

Cc: First Minister <firstminister@gov.scot>; Permanent Secretary <PermanentSecretary@gov.scot>;
DG Constitution and External Affairs <dgcea@gov.scot>; Rogers D (David) (Constitution and Cabinet
Director) <David.Rogers@gov.scot>; Hynd JS (James) <James.Hynd@gov.scot>; Troup C (Colin) (Dr
<Colin.Troup@gov.scot>; Legal Secretariat to the Lord Advocate <DLPCEALSLA@gov.scot>; Solicitor
to the Scottish Government <solicitor@gov.scot>; Beattie A (Andy) <Andy.Beattie@gov.scot>;
[redacted] ; [redacted] ; [redacted] ; [redacted] ; [redacted] ; [redacted] ; [redacted] ; [redacted] ;
[redacted] ; [redacted] ; Lloyd E (Elizabeth) <Elizabeth.Lloyd@gov.scot>; Crawford E (Ewan)
<Ewan.Crawford@gov.scot>; Solicitor to the Scottish Government <solicitor@gov.scot>; Lord
Advocate <LordAdvocate@gov.scot>; Minister for Parliamentary Business and Veterans
<MinisterPBV@gov.scot>; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; Deputy First Minister
and Cabinet Secretary for Education and Skills <DFMCSE@gov.scot>; [redacted]; [redacted]
Subject: RE: Referendum Bill- draft bill for publication

Hi [redacted],

Thanks for this.

Mr Russell is content.

BW,

[redacted]

[redacted] | Private Secretary to Michael Russell, Cabinet Secretary for Constitution, Europe and
External Affairs | [redacted]
cabsecCEAEA@gov.scot

#SCOTLAND|SNOW



From: [redacted]

Sent: 16 March 2021 10:05

To: Cabinet Secretary for Constitution, Europe and External Affairs <CabSecCEAEA@gov.scot>

Cc: First Minister <firstminister@gov.scot>; Permanent Secretary <PermanentSecretary@gov.scot>;
DG Constitution and External Affairs <dgcea@gov.scot>; Rogers D (David) (Constitution and Cabinet
Director) <David.Rogers@gov.scot>; Hynd JS (James) <James.Hynd@gov.scot>; Troup C (Colin) (Dr
<Colin.Troup@gov.scot>; Legal Secretariat to the Lord Advocate <DLPCEALSLA@gov.scot>; Solicitor
to the Scottish Government <solicitor@gov.scot>; Beattie A (Andy) <Andy.Beattie@gov.scot>;
[redacted] ; [redacted] ; [redacted] ; [redacted] ; [redacted] ; [redacted] ; [redacted] ; [redacted] ;
[redacted] ; [redacted] Lloyd E (Elizabeth) <Elizabeth.Lloyd@gov.scot>; Crawford E (Ewan)
<Ewan.Crawford@gov.scot>; Solicitor to the Scottish Government <solicitor@gov.scot>; Lord
Advocate <LordAdvocate@gov.scot>; Minister for Parliamentary Business and Veterans
<MinisterPBV@gov.scot>; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; Deputy First Minister
and Cabinet Secretary for Education and Skills <DFMCSE@gov.scot>; [redacted] ; [redacted]
Subject: Referendum Bill- draft bill for publication

P/S Cabinet Secretary for Constitution, Europe and External Affairs

Please see attached draft cover paper (including Ministerial foreword), and draft Bill, for urgent comment and clearance.

[redacted]

Best wishes,

[redacted]

DOCUMENT 13

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>
Sent: 17 March 2021 16:03
To: [redacted]
Subject: RE: Q and A

thanks

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

From: [redacted]
Sent: 17 March 2021 15:57
To: Crawford E (Ewan) <Ewan.Crawford@gov.scot>
Subject: RE: Q and A

There's a version out for comment with officials- will consolidate comments and get back to you asap.

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>
Sent: 17 March 2021 15:56
To: [redacted]
Subject: Q and A

Hi [redacted],

Just checking how you are getting on with the Q and A?

Ewan

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

DOCUMENT 14

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Sent: 17 March 2021 17:54

To: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; [redacted]

Subject: foreword

Hi,

We discussed this morning:

[redacted]

Ewan

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

DOCUMENT 15

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Sent: 18 March 2021 10:25

To: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; [redacted]

Subject: RE: Q&A

Hi,

Addition highlighted in this version,

Ewan

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

From: Crawford E (Ewan)

Sent: 18 March 2021 10:18

To: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; [redacted]

Subject: RE: Q&A

I have another line to add – with you in a minute

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

From: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>

Sent: 18 March 2021 10:16

To: Crawford E (Ewan) <Ewan.Crawford@gov.scot>; [redacted]

Subject: RE: Q&A

Thanks Ewan, I'll incorporate your changes into the master version and send you an updated version.

Penny Curtis
Deputy Director Elections and FOI
Directorate for Constitution and Cabinet
Scottish Government

2W.02A | St Andrew's House | Regent Road | Edinburgh | EH1 3DG
[redacted]

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>
Sent: 18 March 2021 09:42
To: [redacted]
Cc: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>
Subject: RE: Q&A

[redacted],

Couple of additions and comments in the margin.

[redacted]

Ewan

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

From: [redacted]
Sent: 17 March 2021 18:16
To: Crawford E (Ewan) <Ewan.Crawford@gov.scot>
Cc: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>
Subject: Q&A

Hi Ewan,

Please see attached Q&A for comment.

Best wishes,

[redacted]

DOCUMENT 16

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>
Sent: 18 March 2021 12:04
To: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>
Cc: [redacted]
Subject: RE: Reference to multiple objects

Penny,

[redacted]

Ewan

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

From: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>
Sent: 18 March 2021 11:31
To: Crawford E (Ewan) <Ewan.Crawford@gov.scot>
Cc: [redacted]
Subject: Reference to multiple objects

Ewan

There are a series of letters on publication of the draft bill we'll be sending up to Mr Russell to approve. There are 3 we'd like you to consider: to the PO and Convener of the Finance and Constitution committee, and to Michael Gove.

The others are to the electoral community, COSLA, SOLACE etc.

Any amendments before we put these up? Once we've got them ready we can add links. We'll need to check timing of the PO and F&C Committee letters. Our plan for the others is that they'd go shortly after publication.

Penny

Publication draft Referendum Bill - Letter to Michael Gove

Publication draft independence referendum bill - Draft letter to FCC Convenor

Publication draft independence referendum bill - letter to Presiding Officer

DOCUMENT 17

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Sent: 18 March 2021 14:50

To: [redacted] ; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>

Subject: RE: Publication draft independence referendum bill - letter to Presiding Officer (A32503362)

[redacted] can you send me the foreword as it stands and I'll make the change to that.

[redacted]

Ewan Crawford

Senior Special Adviser to the First Minister,
EU affairs and the constitution.

[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

From: [redacted]

Sent: 18 March 2021 14:48

To: Crawford E (Ewan) <Ewan.Crawford@gov.scot>; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>

Subject: RE: Publication draft independence referendum bill - letter to Presiding Officer (A32503362)

Not a problem!

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Sent: 18 March 2021 14:44

To: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>

Cc: [redacted]

Subject: RE: Publication draft independence referendum bill - letter to Presiding Officer (A32503362)

Thanks - content.

[redacted]

Ewan Crawford

Senior Special Adviser to the First Minister,
EU affairs and the constitution.

[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

From: Curtis PS (Penelope) <Penelope.Curtis@gov.scot>

Sent: 18 March 2021 14:16

To: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Cc: [redacted]

Subject: Publication draft independence referendum bill - letter to Presiding Officer (A32503362)

Ewan

[redacted]

Penny

Publication draft independence referendum bill - letter to Presiding Officer

DOCUMENT 18

From: [redacted]

Sent: 18 March 2021 15:41

To: Crawford E (Ewan) <Ewan.Crawford@gov.scot>; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>

Subject: RE: Publication draft independence referendum bill - letter to Presiding Officer (A32503362)

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Sent: 18 March 2021 15:38

To: [redacted]; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>

Subject: RE: Publication draft independence referendum bill - letter to Presiding Officer (A32503362)

Just chasing this?

Ewan Crawford

Senior Special Adviser to the First Minister,
EU affairs and the constitution.

[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

DOCUMENT 19

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Sent: 19 March 2021 09:28

To: [redacted] ; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>

Subject: RE: Publication draft independence referendum bill - letter to Presiding Officer (A32503362)

I will check and get back to you.

Ewan Crawford

Senior Special Adviser to the First Minister,

EU affairs and the constitution.

[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

From: [redacted]

Sent: 19 March 2021 09:24

To: Crawford E (Ewan) <Ewan.Crawford@gov.scot>; Curtis PS (Penelope)

<Penelope.Curtis@gov.scot>

Subject: RE: Publication draft independence referendum bill - letter to Presiding Officer (A32503362)

Hi Ewan,

Just wanted to check if you had a sense when we would have comments on this?

Best wishes,

[redacted]

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Sent: 18 March 2021 15:57

To: [redacted] ; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>

Subject: RE: Publication draft independence referendum bill - letter to Presiding Officer (A32503362)

[redacted]

Ewan Crawford

Senior Special Adviser to the First Minister,

EU affairs and the constitution.

[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

DOCUMENT 20

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Sent: 19 March 2021 10:08

To: [redacted]

Subject: RE: Publication draft independence referendum bill - letter to Presiding Officer (A32503362)

[redacted],

I see you are on “red”: let me know when you are free,

Ewan

Ewan Crawford

Senior Special Adviser to the First Minister,

EU affairs and the constitution.

[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

DOCUMENT 21

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Sent: 19 March 2021 14:39

To: [redacted] ; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>

Subject: FW:

Hi,

[redacted]

Ewan

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

[redacted]

DOCUMENT 22

From: [redacted]
Sent: 22 March 2021 09:34
To: [redacted]; Crawford E (Ewan) <Ewan.Crawford@gov.scot>; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; [redacted]
Subject: RE: CLEARANCE - draft news release - Indy Ref Bill

Will do

From: [redacted]
Sent: 22 March 2021 09:34
To: Crawford E (Ewan) <Ewan.Crawford@gov.scot>; [redacted]; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; [redacted]
Subject: RE: CLEARANCE - draft news release - Indy Ref Bill

Happy with that thanks Ewan

[redacted] – do you want to resubmit to FM and Cab Sec for clearance please.

[redacted]

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>
Sent: 22 March 2021 09:27
To: [redacted]; [redacted] ; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; [redacted]
Subject: RE: CLEARANCE - draft news release - Indy Ref Bill

[redacted]

Just tried to call you – that's better I agree but I've made a further suggestion

Ewan

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

From: [redacted]
Sent: 22 March 2021 09:23
To: Crawford E (Ewan) <Ewan.Crawford@gov.scot>; [redacted]; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; [redacted]
Subject: RE: CLEARANCE - draft news release - Indy Ref Bill

Ewan

See what you're trying to say but that add didn't read very well to me. Suggest the below, keeping everything you were saying – if you're happy with that, will resubmit to FM and Cab Sec for clearance.

Also understand you'd like to issue this at 12.30 today.

[redacted]

Communications Team Leader

[redacted]

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Sent: 22 March 2021 09:02

To: [redacted]; [redacted]; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; [redacted]

Subject: RE: CLEARANCE - draft news release - Indy Ref Bill

Hi,

See below: a [redacted] tweak to the release: can this be sent to FM and Mr Russell for clearance please.

Ewan

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.

[redacted]

[redacted]

DOCUMENT 23

From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Sent: 22 March 2021 12:41

To: Cabinet Secretary for Constitution, Europe and External Affairs <CabSecCEAEA@gov.scot>; [redacted] ; [redacted] ; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>

Cc: [redacted]

Subject: RE: CLEARANCE - draft news release - Indy Ref Bill

Ok, thanks.

Adding officials - so good to go for 1pm.

I spoke to [redacted] to let him know this is coming. He is doing a live around 1.30 on the other Holyrood story today so camera will be outside Parliament at that time and he could clip Mr Russell after the live.

[redacted] – can you arrange with [redacted]?

[redacted] – can you let Mr Russell know.

Ewan

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

From: [redacted] **On Behalf Of** Cabinet Secretary for Constitution, Europe and External Affairs

Sent: 22 March 2021 12:33

To: [redacted]; Cabinet Secretary for Constitution, Europe and External Affairs <CabSecCEAEA@gov.scot>; Crawford E (Ewan) <Ewan.Crawford@gov.scot>

Cc: [redacted]

Subject: RE: CLEARANCE - draft news release - Indy Ref Bill

Mr Russell is happy with this. He's just arrived in Parliament.

[redacted] | Private Secretary to Michael Russell, Cabinet Secretary for Constitution, Europe and External Affairs | [redacted]
cabsecCEAEA@gov.scot

#SCOTLANDISNOW



From: [redacted]
Sent: 22 March 2021 12:29
To: Cabinet Secretary for Constitution, Europe and External Affairs <CabSecCEAEA@gov.scot>; Crawford E (Ewan) <Ewan.Crawford@gov.scot>
Cc: [redacted]
Subject: RE: CLEARANCE - draft news release - Indy Ref Bill

Thanks – will work to 1pm if everything goes to plan

From: [redacted] **On Behalf Of** Cabinet Secretary for Constitution, Europe and External Affairs
Sent: 22 March 2021 12:20
To: Crawford E (Ewan) <Ewan.Crawford@gov.scot>; Cabinet Secretary for Constitution, Europe and External Affairs <CabSecCEAEA@gov.scot>; [redacted]
Subject: RE: CLEARANCE - draft news release - Indy Ref Bill

No problem. He has the release, but like you say I'm sure he will be happy with it.

[redacted]

[redacted] | Private Secretary to Michael Russell, Cabinet Secretary for Constitution, Europe and External Affairs | [redacted]
cabsecCEAEA@gov.scot

#SCOTLAND|SNOW



From: Crawford E (Ewan) <Ewan.Crawford@gov.scot>
Sent: 22 March 2021 12:18
To: Cabinet Secretary for Constitution, Europe and External Affairs <CabSecCEAEA@gov.scot>; [redacted]
Subject: FW: CLEARANCE - draft news release - Indy Ref Bill

[redacted],

Just spoke to Mr Russell – he should be in Parliament shortly.

If we can just make sure Mr Russell is happy with the release (I'm sure he will be) we can then aim for publication at 1300 – [redacted] I've just spoken to [redacted] about timings so she will give you a call then.

Ewan

Ewan Crawford
Senior Special Adviser to the First Minister,
EU affairs and the constitution.
[redacted]

Please note Scottish Ministers, Special advisers and the Permanent Secretary to the Scottish Government are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot for information.

From: [redacted]

Sent: 22 March 2021 11:58

To: Lord Advocate <LordAdvocate@gov.scot>; First Minister <firstminister@gov.scot>; Cabinet Secretary for Constitution, Europe and External Affairs <CabSecCEAEA@gov.scot>

Cc: Crawford E (Ewan) <Ewan.Crawford@gov.scot>; Lloyd E (Elizabeth) <Elizabeth.Lloyd@gov.scot>;

Nicolson S (Stuart) Special Adviser <Stuart.Nicolson@gov.scot>; Curtis PS (Penelope)

<Penelope.Curtis@gov.scot>; [redacted]; [redacted]; [redacted]; [redacted]; [redacted]; [redacted];

[redacted]; [redacted]; [redacted]; [redacted]; Rogers D (David) (Constitution and Cabinet Director)

<David.Rogers@gov.scot>; [redacted]; [redacted]; [redacted]; [redacted]; [redacted]; Neilson M

(Mike) <Mike.Neilson@gov.scot>; Macniven R (Ruairaidh) <Ruairaidh.Macniven@gov.scot>;

[redacted]; [redacted]; [redacted]; [redacted]; <CommunicationsBrexit&Constitution@gov.scot>;

[redacted]; [redacted]; [redacted]; Easton A (Aileen) <Aileen.Easton@gov.scot>; [redacted]; Legal

Secretariat to the Lord Advocate <DLPCEALSLA@gov.scot>; Solicitor General

<SolicitorGeneral@gov.scot> Communications Brexit & Constitution

Subject: RE: CLEARANCE - draft news release - Indy Ref Bill

[redacted]

Scottish independence

Landmark draft Bill published for future referendum.

A draft independence referendum Bill has been published to give people in Scotland the right to decide their future, once the current health crisis is over.

Constitution Secretary Michael Russell said the draft Bill is being brought forward to offer Scotland the choice of who is best placed to lead the country's post-pandemic recovery – the people who live here or a government based in Westminster.

The draft Scottish Independence Referendum Bill publication sets out a number of key issues for a vote including:

- the timing of a referendum should be a matter for the next Scottish Parliament to decide. Ministers have separately made clear it should take place once the public health crisis is over

- the question “Should Scotland be an independent country?” is the same one used during the 2014 referendum and it will be tested by the Electoral Commission
- voting eligibility will be extended to match the franchise at Scottish Parliament and local government elections

The draft Bill has been published on the Scottish Government’s website. It will be for a future Scottish Government to consider whether it formally introduces a Bill in the Scottish Parliament.

Mr Russell said:

“Our top priority will continue to be dealing with the pandemic and keeping the country safe, but we are optimistic that because of the incredible efforts of people across Scotland better times lie ahead.

“The Scottish Government believes it should be the people living in Scotland who have the right to decide how we recover from the pandemic and what sort of country we wish to build after the crisis.

“If Westminster maintains its control, recent history shows what Scotland can expect: an economic recovery hindered by a hard Brexit that is already taking a significant toll and the continued, systematic undermining of devolution, which is weakening our parliament’s powers to maintain food and environmental standards and protect the NHS from post-Brexit trade deals.

“Scotland’s recovery should be made by the people who live here and who care most about Scotland. That is why Scotland’s future should be Scotland’s choice.

“It should be for the next Scottish Parliament to decide the timing of the referendum. So that the recovery from the pandemic can be made in Scotland, the Scottish Government believes it should be held in the first half of the new Parliamentary term.

“If there is a majority in the Scottish Parliament after the forthcoming election for an independence referendum there can be no democratic justification whatsoever for any Westminster government to seek to block a post-pandemic referendum.”

Background

Read the draft Scottish Independence Referendum Bill publication [link]

Last year, the Scottish Parliament passed the [Referendums \(Scotland\) Act 2020](#) which sets out detailed conduct and campaign rules that can be used for any referendum.

The Referendums (Scotland) Act incorporated the Scottish franchise, meaning 16-year-olds and foreign nationals with voting rights in devolved elections will be eligible to vote.

Questions used in referendums will be tested by the Electoral Commission to establish they are clear, transparent and neutral.

The [2020/21 Programme for Government](#) contained a promise to publish, before the end of this Parliament, a draft bill for an independence referendum.

[redacted]
Senior Media Manager
Scottish Government
St Andrews House
[redacted]

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

Sent: 22 March 2021 10:28

To: [redacted]; First Minister <firstminister@gov.scot>; Cabinet Secretary for Constitution, Europe and External Affairs <CabSecCEAEA@gov.scot>

Cc: Crawford E (Ewan) <Ewan.Crawford@gov.scot>; Lloyd E (Elizabeth) <Elizabeth.Lloyd@gov.scot>;

Nicolson S (Stuart) Special Adviser <Stuart.Nicolson@gov.scot>; Curtis PS (Penelope) <Penelope.Curtis@gov.scot [redacted]; [redacted]; [redacted]; [redacted]; [redacted]; [redacted];

[redacted]; [redacted]; [redacted]; [redacted]; Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>; [redacted]; [redacted]; [redacted]; [redacted]; [redacted]

Neilson M (Mike) <Mike.Neilson@gov.scot>; Macniven R (Ruairidh) <Ruairidh.Macniven@gov.scot>; [redacted]; [redacted]; [redacted]; [redacted]; Communications

Brexit & Constitution <CommunicationsBrexit&Constitution@gov.scot>; [redacted]; [redacted]; [redacted]; [redacted]; Lord Advocate <LordAdvocate@gov.scot>; Easton A (Aileen) <Aileen.Easton@gov.scot>; [redacted]

Subject: RE: CLEARANCE - draft news release - Indy Ref Bill

[redacted]

Thanks for this.

[redacted]

Many thanks
[redacted]

[redacted] **PS/First Minister** | [redacted]

All e-mails and attachments sent by a Ministerial Private Office to any other official on behalf of a Minister relating to a decision, request or comment made by a Minister, or a note of a Ministerial meeting, must be filed appropriately by the recipient. Private Offices do not keep official records of such e-mails or attachments.

[redacted]

[redacted]
Senior Media Manager
Scottish Government
St Andrews House
[redacted]

[redacted]

From: [redacted]

Sent: 22 March 2021 09:41

To: First Minister <firstminister@gov.scot>; Cabinet Secretary for Constitution, Europe and External Affairs <CabSecCEAEA@gov.scot>

Cc: Crawford E (Ewan) <Ewan.Crawford@gov.scot>; Lloyd E (Elizabeth) <Elizabeth.Lloyd@gov.scot>; Nicolson S (Stuart) Special Adviser <Stuart.Nicolson@gov.scot>; Curtis PS (Penelope) <Penelope.Curtis@gov.scot>; [redacted]; [redacted]; [redacted]; [redacted]; [redacted]; [redacted]; [redacted]; [redacted]; [redacted]; [redacted]; [redacted]; Rogers D (David) (Constitution and Cabinet Director) <David.Rogers@gov.scot>; [redacted]; [redacted]; [redacted]; [redacted]; [redacted]; [redacted]; Neilson M (Mike) <Mike.Neilson@gov.scot>; Macniven R (Ruaraidh) <Ruaraidh.Macniven@gov.scot>; [redacted]; [redacted]; [redacted]; [redacted]; [redacted]; Communications Brexit & Constitution <CommunicationsBrexit&Constitution@gov.scot>; [redacted]; [redacted]; [redacted]; Lord Advocate <LordAdvocate@gov.scot>; Easton A (Aileen) <Aileen.Easton@gov.scot>; [redacted]

Subject: RE: CLEARANCE - draft news release - Indy Ref Bill

FMPO/Private Office,

This is the draft news release for the publication of the Scottish Independence Referendum Bill, originally sent on Friday.

Spads have suggested an additional quote, highlighted.

Grateful for clearance to allow us to issue today.

[redacted]