

Annex B- information for release

[redacted]

From: [redacted]@gov.scot **On Behalf Of** Minister for Parliamentary Business

Sent: 29 June 2022 14:31

To: [redacted]@gov.scot; [redacted]@gov.scot; Rogers D (David) (Constitution and Cabinet Director) [redacted]@gov.scot; Fisher G (Graham) [redacted]@gov.scot;

Cc: Curtis PS (Penelope) [redacted]@gov.scot; Macniven R (Ruaraidh)

[redacted]@gov.scot; McAllister C (Colin) [redacted]@gov.scot; Crawford E (Ewan)

[redacted]@gov.scot; Spads Admin <Spads_Admin@gov.scot>; [redacted]@gov.scot;

[redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; Hynd JS (James)

[redacted]@gov.scot; McFarlane J (John) (Special Adviser) [redacted]@gov.scot; Lord

Advocate <LordAdvocate@gov.scot>; Solicitor General <SolicitorGeneral@gov.scot>;

Minister for Parliamentary Business <MinisterPB@gov.scot>

Subject: RE: Request for Statement From Lord Advocate

Importance: High

Thanks [redacted]. Bureau meeting now called for 3pm so we'll actually need these as soon as possible – in the next 20 minutes, sorry.

Happy to chat.

[redacted]

Private Secretary to Minister for Parliamentary Business

T: 0131 244 [redacted] M: [redacted] E: MinisterPB@gov.scot

The Scottish Government | St Andrew's House, Regent Road, EDINBURGH EH1 3DG

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From: [redacted]@gov.scot

Sent: 29 June 2022 14:24

To: Minister for Parliamentary Business <MinisterPB@gov.scot>; [redacted]@gov.scot; Rogers D (David) (Constitution and Cabinet Director) [redacted]@gov.scot; Fisher G (Graham) [redacted]@gov.scot

Cc: Curtis PS (Penelope) [redacted]@gov.scot; Macniven R (Ruaraidh)

[redacted]@gov.scot; McAllister C (Colin) [redacted]@gov.scot; Crawford E (Ewan)

[redacted]@gov.scot; Spads Admin <Spads_Admin@gov.scot>; [redacted]@gov.scot;

[redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; Hynd JS (James)

[redacted]@gov.scot; McFarlane J (John) (Special Adviser) [redacted]@gov.scot; Lord

Advocate <LordAdvocate@gov.scot>; Solicitor General <SolicitorGeneral@gov.scot>

Subject: RE: Request for Statement From Lord Advocate

Thanks [redacted], we will pick this up.

From: [redacted]@gov.scot **On Behalf Of** Minister for Parliamentary Business

Sent: 29 June 2022 14:24

To: [redacted]@gov.scot; [redacted]@gov.scot; Rogers D (David) (Constitution and Cabinet Director) [redacted]@gov.scot; Fisher G (Graham) [redacted]@gov.scot

Cc: Curtis PS (Penelope) [redacted]@gov.scot; Macniven R (Ruaraidh) [redacted]@gov.scot; McAllister C (Colin) [redacted]@gov.scot; Crawford E (Ewan) [redacted]@gov.scot; Spads Admin <Spads_Admin@gov.scot>; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; Hynd JS (James) [redacted]@gov.scot; Minister for Parliamentary Business <MinisterPB@gov.scot>; McFarlane J (John) (Special Adviser) <John.McFarlane@gov.scot>; Lord Advocate <LordAdvocate@gov.scot>; Solicitor General <SolicitorGeneral@gov.scot>

Subject: RE: Request for Statement From Lord Advocate

Importance: High

Hi everyone,

Donald Cameron MSP made a point of order at the start of business today, at 2pm. You can watch the full exchange on parliament TV, but the essence was that FM committed the Lord Advocate to answer questions during her statement and that the lines we subsequently used last night don't apply since a hearing hasn't been arranged, thus the referral cannot be said to be active proceedings and the sub judice rule doesn't apply. The Deputy Presiding Officer agreed with this judgement.

The Conservatives have renewed their request for a statement from the Lord Advocate tomorrow on that basis. Both Conservatives and Labour have therefore called an emergency Bureau meeting this afternoon – the Presiding Officer hasn't made a decision on that yet.

Can we please have urgent updated advice on the above? We'll need this by 4pm unless we hear a Bureau meeting is called in the meantime.

Thank you,

[redacted]

Private Secretary to Minister for Parliamentary Business

T: 0131 244 [redacted] M: [redacted] E: MinisterPB@gov.scot

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From: [redacted]@gov.scot

Sent: 28 June 2022 18:57

To: [redacted]@gov.scot; Rogers D (David) (Constitution and Cabinet Director) [redacted]@gov.scot; Fisher G (Graham) [redacted]@gov.scot; Minister for Parliamentary Business <MinisterPB@gov.scot>; Lord Advocate <LordAdvocate@gov.scot>; Solicitor General <SolicitorGeneral@gov.scot>

Cc: Curtis PS (Penelope) [redacted]@gov.scot; Macniven R (Ruaraidh) [redacted]@gov.scot; McAllister C (Colin) [redacted]@gov.scot; Crawford E (Ewan) [redacted]@gov.scot; Spads Admin <Spads_Admin@gov.scot>; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; Hynd JS (James) [redacted]@gov.scot
Subject: RE: Request for Statement From Lord Advocate

Hi [redacted],

We've tried to simplify the text a bit, as set out below.

Happy to discuss.

Best wishes,

[redacted]

[redacted]

From: Rogers D (David) (Constitution and Cabinet Director) [redacted]@gov.scot
Sent: 28 June 2022 18:15
To: Fisher G (Graham) [redacted]@gov.scot; Minister for Parliamentary Business <MinisterPB@gov.scot>; [redacted]@gov.scot; Lord Advocate <LordAdvocate@gov.scot>; Solicitor General <SolicitorGeneral@gov.scot>
Cc: Curtis PS (Penelope) [redacted]@gov.scot; Macniven R (Ruaraidh) [redacted]@gov.scot; McAllister C (Colin) [redacted]@gov.scot; Crawford E (Ewan) [redacted]@gov.scot; Spads Admin <Spads_Admin@gov.scot>; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; Hynd JS (James) [redacted]@gov.scot
Subject: RE: Request for Statement From Lord Advocate

Adding James Hynd.

David Rogers

Director, Constitution and Cabinet | The Scottish Government | [redacted] St Andrew's House, Edinburgh, EH1 3DG | T: [redacted] | E: [redacted]@gov.scot

[redacted]
[out of scope]

From: [redacted]@gov.scot

On Behalf Of Minister for Parliamentary Business

Sent: 29 June 2022 16:16

To: [redacted]@gov.scot; Fisher G (Graham) [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; Rogers D (David) (Constitution and Cabinet Director) [redacted]@gov.scot; Hynd JS (James) [redacted]@gov.scot

Cc: Curtis PS (Penelope) [redacted]@gov.scot; McAllister C (Colin) [redacted]@gov.scot; Crawford E (Ewan) [redacted]@gov.scot; Spads Admin <Spads_Admin@gov.scot>; [redacted]:gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; McFarlane J (John) (Special Adviser) [redacted]@gov.scot; Lord Advocate <LordAdvocate@gov.scot>; Solicitor General <SolicitorGeneral@gov.scot>; Macniven R (Ruaraidh) [redacted]@gov.scot; Minister for Parliamentary Business <MinisterPB@gov.scot>

Subject: RE: Request for Statement From Lord Advocate

To confirm, have just spoken to Penny and confirmed [redacted] will attend alongside [redacted], Penny and [redacted]. [redacted], you can stand down and remain with Mr Robertson – thank you!

Ewan will attend for SpAds.

[redacted]

Private Secretary to Minister for Parliamentary Business

T: 0131 244 [redacted] M: [redacted] E: MinisterPB@gov.scot

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From: [redacted]@gov.scot **On Behalf Of** Minister for Parliamentary Business

Sent: 29 June 2022 16:01

To: [redacted]@gov.scot Fisher G (Graham) [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot Rogers D (David) (Constitution and Cabinet Director) [redacted]@gov.scot; Hynd JS (James) [redacted]@gov.scot

Cc: Curtis PS (Penelope) [redacted]@gov.scot; McAllister C (Colin) [redacted]@gov.scot; Crawford E (Ewan) [redacted]@gov.scot; Spads Admin <Spads_Admin@gov.scot>; ; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; McFarlane J (John) (Special Adviser) [redacted]@gov.scot; Lord Advocate <LordAdvocate@gov.scot>; Solicitor General <SolicitorGeneral@gov.scot>; Macniven R (Ruaraidh) [redacted]@gov.scot; Minister for Parliamentary Business <MinisterPB@gov.scot>

Subject: RE: Request for Statement From Lord Advocate

Thanks everyone.

Grateful if we can keep as tight as possible please – [redacted]

Will be [redacted] and Penny for policy and I'll confirm SpAd attendance shortly.

Thanks all – appreciate it!

[redacted]

[redacted]

Private Secretary to Minister for Parliamentary Business

T: 0131 244 [redacted] M: [redacted] E: MinisterPB@gov.scot

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[redacted]

From: [redacted]@gov.scot

Sent: 29 June 2022 15:49

To: Minister for Parliamentary Business <MinisterPB@gov.scot>; Fisher G (Graham)

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

[redacted]@gov.scot; Hynd JS (James) [redacted]@gov.scot

Cc: Curtis PS (Penelope) [redacted]@gov.scot; McAllister C (Colin) [redacted]@gov.scot;

Crawford E (Ewan) [redacted]@gov.scot; Spads Admin <Spads_Admin@gov.scot>;

[redacted]@gov.scot ; [redacted]@gov.scot; [redacted]@gov.scot ; [redacted]@gov.scot;

McFarlane J (John) (Special Adviser) [redacted]@gov.scot; Lord Advocate

<LordAdvocate@gov.scot>; Solicitor General <SolicitorGeneral@gov.scot>; Macniven R

(Ruaraidh) [redacted]@gov.scot; [redacted]@gov.scot>

Subject: RE: Request for Statement From Lord Advocate

I can attend for policy.

From: Curtis PS (Penelope) [redacted]@gov.scot

Sent: 30 June 2022 10:12

To: Gordon A (Amanda) [redacted]@gov.scot; [redacted]@gov.scot

Cc: [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot;

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

[redacted]@gov.scot; Dornan B (Brian) [redacted]@gov.scot;

[redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot;

[redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot;

Crawford E (Ewan) [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot;

[redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot;

[redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot;

Fisher G (Graham) [redacted]@gov.scot; Minister for Parliamentary Business

<MinisterPB@gov.scot>; Lord Advocate <LordAdvocate@gov.scot>; [redacted]@gov.scot

Subject: RE: FMQ Brief Commission Request - Constitution and External Affairs - Due 11 am Monday 27th June

Mandy

As discussed, updated with a couple of typos fixed.

Penny

Penny Curtis
Deputy Director Elections and FOI
Directorate for Constitution and Cabinet
Scottish Government
[redacted] | St Andrew's House | Regent Road | Edinburgh | EH1 3DG
0131 244 [redacted] | Mobile [redacted]

From: Curtis PS (Penelope) [redacted]@gov.scot

Sent: 30 June 2022 10:04

To: Gordon A (Amanda) [redacted]@gov.scot; [redacted]@gov.scot

Cc: [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; Rogers D (David) (Constitution and Cabinet Director) [redacted]@gov.scot>; Dornan B (Brian) [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; Crawford E (Ewan) [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; Fisher G (Graham) [redacted]@gov.scot; Minister for Parliamentary Business <MinisterPB@gov.scot>; Lord Advocate <LordAdvocate@gov.scot>; [redacted]@gov.scot

Subject: RE: FMQ Brief Commission Request - Constitution and External Affairs - Due 11 am Monday 27th June

Mandy

Additional FMQ note as requested. I'm copying the Lord Advocate.

Penny Curtis
Deputy Director Elections and FOI
Directorate for Constitution and Cabinet
Scottish Government
[redacted] | St Andrew's House | Regent Road | Edinburgh | EH1 3DG
0131 244 [redacted] | Mobile [redacted]

From: [redacted]@gov.scot

Sent: 29 June 2022 20:36

To: Lord Advocate <LordAdvocate@gov.scot>

Cc: Communications Constitution & Culture

<CommunicationsConstitution&Culture@gov.scot>; [redacted]@gov.scot;

[redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot;

Fisher G (Graham) [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; Curtis

PS (Penelope) [redacted]@gov.scot; [redacted]@gov.scot; [redacted]@gov.scot; Rogers D

(David) (Constitution and Cabinet Director) [redacted]@gov.scot; [redacted]@gov.scot;

Dornan B (Brian) [redacted]@gov.scot; [redacted]@gov.scot; Nicolson S (Stuart) (Special

Adviser) [redacted]@gov.scot; [redacted]@gov.scot; Crawford E (Ewan)

[redacted]@gov.scot ; Ingebrigtsen R (Ross) [redacted]@gov.scot; [redacted]@gov.scot;

McAllister C (Colin) [redacted]@gov.scot; Cabinet Secretary for Constitution, External

Affairs and Culture <CabSecCEAC@gov.scot>; Cabinet Secretary for Justice and Veterans

<CabSecJV@gov.scot>; Minister for Culture, Europe and International Development and

Minister with special responsibility for Refugees from Ukraine <MinisterCEID@gov.scot>;

Minister for Parliamentary Business <MinisterPB@gov.scot>

Subject: RE: To Clear - Media enquiry - Call for Lord Advocate statement to Parliament - National, Telegraph, Mail

Thanks so much [redacted]

I will issue them now

[redacted]