

Part 3 of request

- 1) All correspondence involving the Cabinet Secretary for Justice & Home Affairs (and her office) related to using the powers of the Bail and Release from Custody Act 2023 to release prisoners early by ministerial regulation as set out in Section 11. Please provide all emails, meetings (on zoom, teams or in-person) and phone/conference calls involving the Cabinet Secretary on this matter between 1 July 2023 and the present date.

Information in Scope from First Minister Prison Population Deep Dive (11 September) – Slide Pack

[redacted - section 30(b)(i) – free and frank provision of advice]

- REDACTED - OUT OF SCOPE

[redacted - section 30(b)(i) – free and frank provision of advice]

Information in Scope from Annotated Agenda for First Minister Deep Dive (11 September) on Prison Population

DEEP DIVE PRISON POPULATION – ANNOTATED AGENDA

Aim and objective: To discuss views and appetite on current SG actions and options under consideration.

REDACTED – OUT OF SCOPE

3. Current SG Actions

REDACTED - OUT OF SCOPE

- Implementation of Bail & Release Act

REDACTED - OUT OF SCOPE

Material in Scope from Submission to Cabinet Secretary on Prison Population Increase

REDACTED - OUT OF SCOPE

[redacted - section 30(b)(i) – free and frank provision of advice]

Material in Scope from Engagement Briefing for Meeting with Maggie Chapman MSP (13 September)

Cabinet Secretary for Justice and Home Affairs – Engagement Briefing

MONTHLY MEETING WITH MAGGIE CHAPMAN MSP
13 SEPTEMBER 2023
IN PERSON

What (minister's role)	Monthly Meeting with Maggie Chapman MSP
Why	The next meeting in a series of monthly engagements with Ms Chapman with the purpose of regular general discussion on Justice issues.
Who	Maggie Chapman MSP, Green Party Spokesperson on Justice, Equalities & Human Rights
Where	Scottish Parliament
When	15:15 – 16:00 Wednesday 13 September
Agenda/likely themes	1. Welcome REDACTED – OUT OF SCOPE 3. Extension of temporary justice measures/consultation 4. Any specific items Ms Chapman wishes to raise 5. AoB
Supporting official	[redacted] Section 38(1)(b) – Personal information] Don McGillivray, Director for Safer Communities Jeanette Campbell, Special Adviser
Attached documents	Annex A: Background briefing Annex B: Additional briefing for agenda item 3

REDACTED - OUT OF SCOPE

ANNEX B

Summary of proposed approach to temporary justice provisions in Coronavirus (Recovery and Reform) (Scotland) Act 2022

REDACTED – OUT OF SCOPE

Part 7: Prisons and Young Offenders Institutions Enables the emergency early release of prisoners in response to the effects of coronavirus	Extend. The permanent emergency release power in the Bail and Release from Custody (Scotland) Act will supersede this temporary Covid-specific power, but will not be ready to commence before 30 November 2023.
--	--

Note 1 of Meeting - First Minister Prison Population Deep Dive (11 September)

Attendees

First Minister

Cabinet Secretary for Justice & Home Affairs

Neil Rennick, DG Education and Justice

Cat Dalrymple, Interim Director of Justice

Teresa Medhurst, Chief Executive of Scottish Prison Service

Linda Pollock, Deputy Chief Executive, Scottish Prison Service

Quentin Fisher, Interim Deputy Director, Community Justice

[redacted] Section 38(1)(b) – Personal information]

Jeanette Campbell, Special Advisor

[redacted - section 30(b)(ii) free and frank exchange of views]

OUT OF SCOPE - REDACTED

OUT OF SCOPE - REDACTED

[redacted - section 30(b)(ii) free and frank exchange of views]

OUT OF SCOPE – REDACTED.

[redacted - section 30(b)(ii) free and frank exchange of views]

OUT OF SCOPE - REDACTED

[redacted - section 30(b)(ii) free and frank exchange of views]

OUT OF SCOPE - REDACTED

Note 2 of Meeting - First Minister Prison Population Deep Dive (11 September)

[redacted - section 30(b)(ii) free and frank exchange of views]

REDACTED – OUT OF SCOPE

[redacted - section 30(b)(ii) free and frank exchange of views]

REDACTED OUT OF SCOPE

[redacted - section 30(b)(ii) free and frank exchange of views]

REDACTED OUT OF SCOPE

[redacted - section 30(b)(ii) free and frank exchange of views]

Relevant Material from Briefing for HMIPS Annual Conference

CABINET SECRETARY FOR JUSTICE AND VETERANS

Briefing for HMIPS Annual Conference 2023

REDACTED – OUT OF SCOPE

Key Messages

ANNEX D

REDACTED – OUT OF SCOPE

BAIL AND RELEASE FROM CUSTODY ACT

- The Bail and Release from Custody (Scotland) Bill was passed by Scottish parliament on 22nd June 2023 and received Royal Assent on 1st August 2023.
REDACTED – OUT OF SCOPE
- Work to implement the Bail and Release from Custody (Scotland) Act 2023, will be commenced in the coming year.
REDACTED – OUT OF SCOPE

Email from Private Office to Officials on Prison Population Statement

From: [redacted] Section 38(1)(b) – Personal information]
On Behalf Of Cabinet Secretary for Justice & Home Affairs
Sent: 30 September 2023 14:53
To: Catriona Dalrymple <Catriona.Dalrymple@gov.scot>; Quentin Fisher
<Quentin.Fisher@gov.scot>
Cc: [redacted] Section 38(1)(b) – Personal information]
Jeanette Campbell <Jeanette.Campbell@gov.scot>; Director of Justice
<DirectorofJustice@gov.scot>; Cabinet Secretary for Justice & Home Affairs
<CabSecJHA@gov.scot>
Subject: RE: Draft Ministerial Briefing Pack - Prison Population Statement

Thanks Cat.

Ms Constance has now considered the briefing. REDACTED – OUT OF SCOPE

[redacted - section 30(b)(ii) free and frank exchange of views]

REDACTED – OUT OF SCOPE
[redacted] Section 38(1)(b) – Personal information]

[redacted] Section 38(1)(b) – Personal information]
Deputy Private Secretary to Cabinet Secretary for Justice and Home Affairs – Angela
Constance MSP
Scottish Government | 1W.11, St Andrews House, Regent Road, Edinburgh, EH1
3DG |
Tel[redacted] Section 38(1)(b) – Personal information] Mob[redacted] Section
38(1)(b) – Personal information]
Email: CabSecJHA@gov.scot

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

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

Email from Private Office to Officials on Prison Population Statement

[redacted] Section 38(1)(b) – Personal information] On Behalf Of Cabinet Secretary for Justice & Home Affairs

Sent: 23 September 2023 09:46

To: Jeanette Campbell <Jeanette.Campbell@gov.scot> [redacted] Section 38(1)(b) – Personal information] Cabinet Secretary for Justice & Home Affairs
<CabSecJHA@gov.scot>

Cc: DG Education & Justice <dgej@gov.scot>; Catriona Dalrymple <Catriona.Dalrymple@gov.scot>; Director of Justice <DirectorofJustice@gov.scot>; Quentin Fisher <Quentin.Fisher@gov.scot>; [redacted] Section 38(1)(b) – Personal information]

Subject: RE: Ministerial Statement: Scotland's Prison Population 031023

Hi All

REDACTED – OUT OF SCOPE

REDACTED – OUT OF SCOPE

[redacted - section 30(b)(ii) free and frank exchange of views]

REDACTED – OUT OF SCOPE

Many thanks.

[redacted] Section 38(1)(b) – Personal information]

[redacted] Section 38(1)(b) – Personal information] (he/him)
Private Secretary to Cabinet Secretary for Justice and Home Affairs : Angela Constance MSP

[redacted] Section 38(1)(b) – Personal information] E: cabsecJHA@gov.scot
The Scottish Government | St Andrew's House, Regent Road, EDINBURGH EH1 3DG

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.

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

Cabinet Secretary for Justice and Home
Affairs
Angela Constance MSP

abcd

F/T: 0300 244 4000
E: scottish.ministers@gov.scot

Ms Audrey Nichol MSP
Convener
Criminal Justice Committee
Scottish Parliament
Edinburgh
EH99 1SP

21 September 2023

REDACTED – OUT OF SCOPE

EXTENDING TEMPORARY JUSTICE MEASURES TO 30 NOVEMBER 2024

<p>Part 7: Prisons and Young Offenders Institutions Enables the emergency early release of prisoners in response to the effects of coronavirus</p>	<p>Extended until 30 November 2024. The permanent emergency release power in the Bail and Release from Custody (Scotland) Act 2023 will supersede this temporary Covid-specific power but is unlikely to be ready to commence before 30 November 2023. This is because the Scottish Government plans to work with stakeholders to develop robust guidance on the permanent power before it is brought into force.</p>
--	---