

**From:** [REDACTED] **On Behalf Of** Cabinet Secretary for Justice  
**Sent:** 27 September 2017 10:28  
**To:** McGillivray D (Donald); Cabinet Secretary for Justice; First Minister  
**Cc:** First Minister FMQs; Permanent Secretary; DG Education, Communities & Justice; Russell GE (Gillian); [REDACTED] McFarlane J (John); Lloyd E (Elizabeth); McAllister C (Colin); [REDACTED] Communications Justice; Communications First Minister  
**Subject:** RE: Immediate: Official: Sensitive: Chief Constable

Thanks Don. Mr Matheson has noted.

[REDACTED]

[REDACTED]  
Private Secretary to the Cabinet Secretary for Justice  
[REDACTED]

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**From:** McGillivray D (Donald)  
**Sent:** 27 September 2017 09:50  
**To:** Cabinet Secretary for Justice; First Minister  
**Cc:** First Minister FMQs; Permanent Secretary; DG Education, Communities & Justice; Russell GE (Gillian); [REDACTED]; McFarlane J (John); Lloyd E (Elizabeth); McAllister C (Colin); [REDACTED]; Communications Justice; Communications First Minister  
**Subject:** Immediate: Official: Sensitive: Chief Constable

Cabinet Secretary for Justice  
PS/First Minister

Copy as above

I have just heard from the Scottish Police Authority that they have decided to refer a further complaint against the Chief Constable to the Police Investigations and Review Commissioner. The referral will be made today, and PIRC will then make an assessment before commencing an investigation, at which point they normally put out a public statement. The fact that there is a third complaint has already been widely reported in the media but I nevertheless expect any PIRC announcement to attract significant attention. We will stay in close contact with PIRC about the timing and content of any announcement they plan to make.

The SPA Board is meeting tomorrow and the Chief Executive advises that they will need to discuss the situation regarding the Chief Constable's leave [REDACTED]. This will be done in closed session. The Chief Executive will let me know immediately if anything changes on that front.

SPA is also assessing a fourth complaint [REDACTED]  
[REDACTED]. I have asked them to keep  
us informed of developments in that case.

Don

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[REDACTED]