
Changes to legislation: Freedom of Information (Scotland) Act 2002, Paragraph 1 is up to date with all changes known to be in force on or before 17 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

SCHEDULE 2 THE SCOTTISH INFORMATION COMMISSIONER

Status

1 (1) ^{F1}The Commissioner and that officer's staff are not to be regarded as servants or agents of the Crown or as having any status, immunity or privilege of the Crown; and the Commissioner's property is not to be regarded as property of, or property held on behalf of, the Crown.

[^{F2}(2) The Commissioner is, as such, to be regarded as a juristic person distinct from the natural person holding the office.]

Textual Amendments

- F1** Sch. 2 para. 1(1): sch. 2 para.1 renumbered as sch. 1 para. 1(1) (1.4.2011) by [Scottish Parliamentary Commissions and Commissioners etc. Act 2010 \(asp 11\)](#), s. 31(5), **sch. 4 para. 9** (with s. 31(6), sch. 7)
- F2** Sch. 2 para. 1(2) inserted (1.4.2011) by [Scottish Parliamentary Commissions and Commissioners etc. Act 2010 \(asp 11\)](#), s. 31(5), **sch. 4 para. 9** (with s. 31(6), sch. 7)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- sch. 1 para. 74A inserted by [2023 asp 6 sch. 2 para. 2\(2\)](#)