

Status: Point in time view as at 01/04/2011.

Changes to legislation: There are currently no known outstanding effects for the Scottish Parliamentary Commissions and Commissioners etc. Act 2010, Cross Heading: Land, location of office, advisers and other services, sharing of resources and finance. (See end of Document for details)

SCHEDULE 6 AMENDMENTS OF THE SCOTTISH COMMISSION FOR HUMAN RIGHTS ACT 2006 (ASP 16)

Land, location of office, advisers and other services, sharing of resources and finance

- 7 In paragraph 8—
- (a) for sub-paragraph (2)(b) (Commission's powers to include acquisition and disposal of land) there is substituted—
 - “(b) acquire and dispose of land and other property,” and
 - (b) after sub-paragraph (2) there is inserted—
 - “(3) The exercise of the power to acquire or dispose of land is subject to the approval of the Parliamentary corporation.”

- 8 For paragraph 10 (location of office) there is substituted—

“Location of office

- 10 The Commission must comply with any direction given by the Parliamentary corporation as to the location of the Commission's office.”

- 9 After paragraph 11 there is inserted—

“Advisers and other services

- 11A (1) The Commission may obtain advice, assistance or any other service from any person who, in the opinion of the Commission, is qualified to give it.
- (2) The Commission may pay to that person such fees and allowances as it determines.
 - (3) Any payment under sub-paragraph (2) is subject to the approval of the Parliamentary corporation.”

- 10 In paragraph 12 (sharing of premises, staff, services and other resources) after sub-paragraph (2) there is inserted—
- “(3) The exercise of the power in sub-paragraph (1) is subject to the approval of the Parliamentary corporation.”

- 11 After paragraph 13 there is inserted—

“Budget

- 13A (1) The Commission must, before the start of each financial year, prepare proposals for its use of resources and expenditure during the year (a “budget”) and, by such date as the Parliamentary corporation determines, send the budget to the Parliamentary corporation for approval.
- (2) The Commission may, in the course of a financial year, prepare a revised budget for the remainder of the year and send it to the Parliamentary corporation for approval.
 - (3) In preparing a budget or a revised budget, the Commission must ensure that the resources of the Commission will be used economically, efficiently and effectively.

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(4) A budget or revised budget must contain a statement that the Commission has complied with the duty under subsection (3).”

12 For paragraph 14(1) (payment of Commissioners' remuneration and Commission's expenses) there is substituted—

“(1) The Parliamentary corporation is to—

- (a) pay the remuneration and allowances of each member of the Commission,
- (b) pay any expenses properly incurred by the Commission in the exercise of its functions, so far as those expenses are not met out of sums retained and applied by it under section 3(3), and
- (c) indemnify the Commission in respect of any liabilities incurred by it in the exercise of its functions.”

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