



# Lobbying (Scotland) Act 2016

## 2016 asp 16

### PART 3

#### OVERSIGHT AND ENFORCEMENT

##### *Investigations: witnesses and documents*

#### **37 Restriction on disclosure of information**

- (1) A person mentioned in subsection (2) must not disclose information which is—
- (a) contained in a complaint,
  - (b) provided to or obtained by the person in the course of, or for the purposes of, an assessment under section 22(2)(a), or
  - (c) provided to or obtained by the person in the course of, or for the purposes of, an investigation under section 22(2)(b)(i).
- (2) The persons are—
- (a) the Commissioner,
  - (b) a member of the Commissioner's staff, or
  - (c) any other person appointed by the Commissioner.
- (3) Subsection (1) does not prevent disclosure of information for the purpose of—
- (a) enabling or assisting the Commissioner to discharge the Commissioner's functions—
    - (i) conferred by or under this Act (including by a resolution of the Parliament under section 41),
    - (ii) conferred by or under any other enactment, or
    - (iii) in the standing orders of the Scottish Parliament, or
  - (b) the investigation or prosecution of any offence or suspected offence.

#### **Commencement Information**

**11** S. 37 in force at 12.3.2018 by [S.S.I. 2018/73](#), [reg. 2](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Lobbying (Scotland) Act 2016, Section 37.