

*Changes to legislation: There are currently no known outstanding effects for the Interests of Members of the Scottish Parliament Act 2006, SCHEDULE. (See end of Document for details)*

## SCHEDULE **S**

(introduced by section 2(2))

### REGISTRABLE FINANCIAL INTERESTS

#### *Registrable financial interests*

- 1 A member has, or had, a registrable financial interest in the circumstances set out in the following paragraphs.

#### **Commencement Information**

- II** This provision comes into force in accordance with s. 21(4)

#### *Remuneration [<sup>F1</sup>and related undertaking]*

#### **Textual Amendments**

- F1** Words in Sch. para. 2 cross-heading inserted (23.3.2011 being the day after the date of the first dissolution of the Scottish Parliament following the making of this S.S.I.) by [Interests of Members of the Scottish Parliament Act 2006 \(Modifications to the Schedule\) Resolution 2011 \(S.S.I. 2011/40\)](#), Annex para. 1(1)

- 2 [<sup>F2</sup>(A1) Where the circumstances are as described in sub-paragraph (1) or (1A).]

- (1) Where a member receives, or has received, remuneration by virtue of—

- (a) being employed;
- (b) being self-employed;
- (c) being the holder of an office;
- (d) being a director of an undertaking;
- (e) being a partner in a firm; or
- (f) undertaking a trade, profession or vocation <sup>F3</sup>....

- [<sup>F4</sup>(1A) Where a member is, or was—

- (a) a director in a related undertaking; or
- (b) a partner in a firm,  
but does, or did, not receive remuneration by virtue of being such a director or partner.]

- (2) A member does not fall within sub-paragraph (1) solely by virtue of being, or of having been, a member, a member of the Scottish Executive or a junior Scottish Minister or holding or having held the office of Presiding Officer, deputy Presiding Officer or member of the Parliamentary corporation [<sup>F5</sup>or of Convener, deputy Convener or member of a Committee of the Parliament].

- [<sup>F6</sup>(3) Sub-paragraph (1) does not apply where the remuneration received from a person on a single, or on more than one, occasion during the current parliamentary session consists solely of expenses unless those expenses amount, or amount in aggregate, to more than the specified limit.

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- (4) The exception in sub-paragraph (3) applies even although the remuneration received from that person on another occasion, or on other occasions, during that session does not consist solely of expenses.
- (5) In this paragraph—
  - “current parliamentary session” means the parliamentary session which begins immediately after, or in which, the member is returned;
  - “a related undertaking” is a parent or subsidiary undertaking of an undertaking of which the member is a director and receives remuneration as a director as mentioned in sub-paragraph (1)(d); and
  - “specified limit” means 1% of a member’s salary (rounded down to the nearest £10) at the beginning of the current parliamentary session.]

**Textual Amendments**

- F2** Sch. para. 2(A1) inserted (23.3.2011 being the day after the date of the first dissolution of the Scottish Parliament following the making of this S.S.I.) by [Interests of Members of the Scottish Parliament Act 2006 \(Modifications to the Schedule\) Resolution 2011 \(S.S.I. 2011/40\)](#) , Annex para. 1(3)
- F3** Words in Sch. para. 2(1)(f) deleted (23.3.2011 being the day after the date of the first dissolution of the Scottish Parliament following the making of this S.S.I.) by [Interests of Members of the Scottish Parliament Act 2006 \(Modifications to the Schedule\) Resolution 2011 \(S.S.I. 2011/40\)](#) , Annex para. 1(4)
- F4** Sch. para. 2(1A) inserted (23.3.2011 being the day after the date of the first dissolution of the Scottish Parliament following the making of this S.S.I.) by [Interests of Members of the Scottish Parliament Act 2006 \(Modifications to the Schedule\) Resolution 2011 \(S.S.I. 2011/40\)](#) , Annex para. 1(5)
- F5** Words in Sch. para. 2(2) inserted (23.3.2011 being the day after the date of the first dissolution of the Scottish Parliament following the making of this S.S.I.) by [Interests of Members of the Scottish Parliament Act 2006 \(Modifications to the Schedule\) Resolution 2011 \(S.S.I. 2011/40\)](#) , Annex para. 1(6)
- F6** Sch. para. 2(3)-(5) inserted (23.3.2011 being the day after the date of the first dissolution of the Scottish Parliament following the making of this S.S.I.) by [Interests of Members of the Scottish Parliament Act 2006 \(Modifications to the Schedule\) Resolution 2011 \(S.S.I. 2011/40\)](#) , Annex para. 1(7)

**Commencement Information**

- I2** This provision comes into force in accordance with s. 21(4)

*Related undertaking*

F73 .....

**Textual Amendments**

- F7** Sch. para. 3 deleted (23.3.2011 being the day after the date of the first dissolution of the Scottish Parliament following the making of this S.S.I.) by [Interests of Members of the Scottish Parliament Act 2006 \(Modifications to the Schedule\) Resolution 2011 \(S.S.I. 2011/40\)](#) , Annex para. 2

*Election expenses*

F84 .....

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**Textual Amendments**

- F8** Sch. para. 4 deleted (23.3.2011 being the day after the date of the first dissolution of the Scottish Parliament following the making of this S.S.I.) by [Interests of Members of the Scottish Parliament Act 2006 \(Modifications to the Schedule\) Resolution 2011 \(S.S.I. 2011/40\)](#) , Annex para. 2

*Sponsorship*

**F9**5 .....

**Textual Amendments**

- F9** Sch. para. 5 deleted (23.3.2011 being the day after the date of the first dissolution of the Scottish Parliament following the making of this S.S.I.) by [Interests of Members of the Scottish Parliament Act 2006 \(Modifications to the Schedule\) Resolution 2011 \(S.S.I. 2011/40\)](#) , Annex para. 2

*<sup>F10</sup>Gifts*

**Textual Amendments**

- F10** Sch. para. 6 and cross-heading substituted (5.5.2016 coming into force in accordance with s. 17 of the amending Act) by [Interests of Members of the Scottish Parliament \(Amendment\) Act 2016 \(asp 4\)](#) , **ss. 3, 16(2)**

- 6 (1) Where the circumstances are as described in sub-paragraph (2) or (3).
- (2) Where a member or a company in which the member has a controlling interest or a partnership of which the member is a partner receives, or has received, a gift of heritable or moveable property or a gift of a benefit in kind and—
- (a) in the case where the gift was received from a person on a single occasion, the value of that gift, at the date on which it was received, exceeds the specified limit; or
  - (b) in the case where gifts were received from that person on more than one occasion during the current parliamentary session, the aggregate value of those gifts, each valued at the date on which it was received, exceeds the specified limit; and, in either case,
  - (c) that gift or those gifts meet the prejudice test.
- (3) Where a member or a company in which the member has a controlling interest or a partnership of which the member is a partner receives, or has received, a gift of heritable or moveable property or a gift of a benefit in kind and—
- (a) in the case where the gift was received from a person on a single occasion, the value of that gift, at the date on which it was received, exceeds £1,500; or
  - (b) in the case where—
    - (i) the value of the gift, at the date on which it was received, exceeds £500 (but does not exceed £1,500); and
    - (ii) the aggregate value of the gift and any aggregable benefit or benefits, each valued at the date on which it was received, exceeds £1,500; and, in either case,

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- (c) that gift is—
  - (i) offered to the member; or
  - (ii) having been accepted, retained by the member,
 for use by or the benefit of the member in connection with the member's political activities.
- (4) Sub-paragraph (2) does not apply to the costs of travel and subsistence in connection with the member's attendance at a conference or meeting where those costs are borne in whole or in part by—
  - (a) the organiser of that conference; or
  - (b) one of the other parties attending that meeting,
 as the case may be.
- (5) Sub-paragraphs (2) and (3) do not apply to—
  - (a) any support (of any kind) provided by the services of a volunteer which are provided in that volunteer's own time and free of charge; or
  - (b) a donation (of any kind) which is intended by the donor to be used for the purposes of meeting—
    - (i) the election expenses of the member in relation to the election at which that member was returned as a member of the Scottish Parliament; or
    - (ii) the election expenses of the member in relation to any UK parliamentary election at which that member stands as a candidate, but this exemption ceases to apply if the donation is not used for its intended purpose by the expiry of the 35th day after the election result is declared.
- (6) Sub-paragraph (3) does not apply to a gift or other benefit which the member has returned (or repaid) or sent to the Electoral Commission in accordance with sections 56 and 57 of the Political Parties, Elections and Referendums Act 2000 (c.41) (as applied by paragraph 8 of Schedule 7 to that Act).
- (7) The reference in sub-paragraph (3)(b)(ii) to a benefit being valued at the date on which it was received is, in the case of a controlled transaction, a reference to its being valued at the date on which it was entered into.
- (8) For the purposes of this paragraph—
 

“ aggregable benefit ” means any of the following that is accepted by the member from the same person as gave the gift and in the same calendar year as the member accepted it—

  - (a) any other gift of a kind to which sub-paragraph (3)(b)(i) and (c) applies;
  - (b) any remuneration that is registrable by virtue of paragraph 2, and has a value exceeding £500 (but not exceeding £1,500) and consisting of—
    - (i) the payment to the member of any expenses incurred directly or indirectly by the member in connection with any of the member's political activities; or
    - (ii) a benefit in kind deriving from the payment by a person (other than the member) to a third party of expenses attributable to the member in connection with those activities;
  - (c) any controlled transaction (construed in accordance with paragraph 6A) having a value not exceeding £1,500;

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- (d) any overseas political visit (within the meaning given by sub-paragraph (4), as read with sub-paragraph (5), of paragraph 7) having a value exceeding £500 (but not exceeding £1,500);
- “ candidate ” has the same meaning as in section 118A, as read with section 90ZA(5) of the Representation of the People Act 1983 (c.2);
- “ controlling interest ” means, in relation to a company, shares carrying in the aggregate more than half of the voting rights exercisable at general meetings of the company;
- “current parliamentary session” means the parliamentary session which begins immediately after, or in which, the member is returned;
- “ election expenses ”, in relation to a member, has the same meaning for the purposes of—
- (a) sub-paragraph (5)(b)(i) as “election expenses” has in relation to a candidate in the order under section 12 of the 1998 Act which is in force for the purposes of the election at which the member was returned; and
- (b) sub-paragraph (5)(b)(ii) as “election expenses” has in section 90ZA of the Representation of the People Act 1983 (c.2);
- “ political activities ”, in relation to a member, means the political activities of the member as such or as a member of a registered political party or both;
- “ specified limit ” means 0.5% of a member's salary (rounded down to the nearest £10) at the beginning of the current parliamentary session. ]

*F11 Loans, credit facilities etc.*

#### Textual Amendments

**F11** Sch. paras. 6A, 6B and cross-headings inserted (5.5.2016 coming into force in accordance with s. 17 of the amending Act) by [Interests of Members of the Scottish Parliament \(Amendment\) Act 2016 \(asp 4\), ss. 4, 16\(2\)](#)

- 6A (1) Where a member enters into a controlled transaction and—
- (a) the value of the transaction is more than £1,500; or
- (b) if not, the aggregate value of it and any aggregable benefit or benefits exceeds £1,500.
- (2) Sub-paragraphs (3) to (10) define and provide further about controlled transactions.
- (3) An agreement between the member and another person by which that person lends money to the member is a controlled transaction if the use condition (see sub-paragraph (9)) is satisfied.
- (4) An agreement between the member and another person by which that person provides a credit facility to the member is a controlled transaction if the use condition (see sub-paragraph (9)) is satisfied.
- (5) A credit facility is an agreement whereby a member is enabled to receive from time to time from another party to the agreement a loan of money not exceeding such amount (taking account of any repayments made by the member) as is specified in or determined in accordance with the agreement.
- (6) Where—

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- (a) the member and another person enter into a controlled transaction of a kind mentioned in sub-paragraph (3) or (4) or a transaction under which any property, services or facilities are provided for the use or benefit of the member (including the services of any person);
  - (b) the other person also enters into an arrangement where a third person gives any form of security for a sum owed to the other person by the member under a transaction mentioned in paragraph (a); and
  - (c) the use condition (see sub-paragraph (9)) is satisfied,
- the arrangement is a controlled transaction.
- (7) But the agreement or arrangement is not a controlled transaction—
- (a) to the extent that, in accordance with any enactment, a payment made in pursuance of the agreement or arrangement falls to be included in a return as to election expenses in respect of a candidate or candidates at a particular election;
  - (b) to the extent that it is entered into by the member and a person—
    - (i) in connection with the provision of goods or services to the member; and
    - (ii) in the normal course of that person's trade or business and on its normal terms;
  - (c) if its value does not exceed £500; or
  - (d) despite section 3(1)(b), it was entered into by the person who is the member before the date the member was returned.
- (8) For the purposes of sections 3 and 5 and sub-paragraph (1) of this paragraph, if—
- (a) the value of a controlled transaction as first entered into is such that it is not registrable; but
  - (b) the terms of the transaction are subsequently varied in such a way that it becomes registrable,
- the member is to be treated as having entered into a registrable transaction on the date when the variation takes effect.
- (9) The use condition is that the member intends, at the time the member enters into the loan or credit facility agreement or the transaction second mentioned in sub-paragraph (6)(a), to use any money or benefit obtained in consequence of it in connection with the member's political activities (either as a member or as a member of a registered political party or both).
- (10) For the purposes of sub-paragraph (9), it is immaterial that only part of the money or benefit is intended to be used in connection with the member's political activities.
- (11) In sub-paragraph (1)(b), “ aggregable benefit ” means any of the following that is accepted by the member from the same person, being a party to the controlled transaction, and in the same calendar year as the member accepted the controlled transaction—
- (a) any other controlled transaction having a value not exceeding £1,500;
  - (b) any remuneration that is registrable by virtue of paragraph 2, and has a value exceeding £500 (but not exceeding £1,500) and consisting of—
    - (i) the payment to the member of expenses incurred directly or indirectly by the member in connection with the member's political activities (as a member or as a member of a registered political party or both); or

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- (ii) a benefit in kind deriving from the payment by a person (other than the member) to a third party of expenses attributable to the member in connection with those activities;
- (c) any gift to which paragraph 6(3)(b)(i) and (c) applies;
- (d) any overseas political visit (within the meaning given by sub-paragraph (4), as read with sub-paragraph (5), of paragraph 7) having a value exceeding £500 (but not exceeding £1,500).

*Value of loans, credit facilities etc.*

- 6B
- (1) The value of a controlled transaction which is a loan is the value of the total amount to be lent under the loan agreement.
  - (2) The value of a controlled transaction which is a credit facility is the maximum amount which may be borrowed under the agreement for the facility.
  - (3) The value of a controlled transaction which is an arrangement by which any form of security is given is the contingent liability under the security provided.
  - (4) For the purposes of sub-paragraphs (1) and (2), no account is to be taken of the effect of any provision in a loan agreement or an agreement for a credit facility at the time it is entered into which enables outstanding interest to be added to any sum for the time being owed in respect of the loan or credit facility, whether or not any such interest has been so added.]

*[<sup>F12</sup>Overseas visits*

**Textual Amendments**

**F12** Sch. para. 7 and cross-heading substituted (5.5.2016 coming into force in accordance with s. 17 of the amending Act) by [Interests of Members of the Scottish Parliament \(Amendment\) Act 2016 \(asp 4\)](#) , ss. 5 , 16(2)

- 7
- (1) Where the circumstances are as described in sub-paragraph (2) or (4).
  - (2) Where the member makes, or has made, a visit outside the United Kingdom and that visit meets the prejudice test.
  - (3) Sub-paragraph (2) does not apply to a visit the travel and other costs of which—
    - (a) are wholly met—
      - (i) by the member;
      - (ii) by the member's spouse, civil partner or cohabitant;
      - (iii) by the member's mother, father, son or daughter;
      - (iv) by the Parliamentary corporation; or
      - (v) out of the Scottish Consolidated Fund; or
    - (b) were approved prior to the visit by the Parliamentary corporation.
  - (4) Where a member makes, or has made, a visit outside the United Kingdom in connection with any of the member's political activities (as a member or as a member of a registered political party or both) (an “overseas political visit”) and—
    - (a) the costs of the visit exceed £1,500; or

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- (b) those costs exceed £500 (but do not exceed £1,500) and the aggregate value of them and any aggregable benefit or benefits exceeds £1,500.
- (5) Sub-paragraph (4) does not apply to a visit the travel and other costs of which—
- (a) are wholly met—
    - (i) by the member;
    - (ii) by the Parliamentary corporation; or
    - (iii) out of the Scottish Consolidated Fund; or
  - (b) were approved prior to the visit by the Parliamentary corporation.
- (6) In sub-paragraph (4)(b), “ aggregable benefit ” means any of the following that is accepted by the member from the same person as met the costs of the visit and in the same calendar year as the member accepted it—
- (a) any other overseas political visit having a value exceeding £500 (but not exceeding £1,500);
  - (b) any remuneration that is registrable by virtue of paragraph 2, having such a value and consisting of—
    - (i) the payment to the member of any expenses incurred directly or indirectly by the member in connection with the member's political activities (as a member or as a member of a registered political party or both);
    - (ii) a benefit in kind deriving from the payment by a person (other than the member) to a third party of expenses attributable to the member in connection with those activities;
  - (c) any gift to which paragraph 6(3)(b)(i) and (c) applies;
  - (d) any controlled transaction (construed in accordance with paragraph 6A) having a value not exceeding £1,500.]

#### *Heritable property*

- 8 (1) Where a member owns or holds, or has owned or held, any heritable property and sub-paragraph (2) applies.
- (2) This sub-paragraph applies where either—
- (a) the market value of the heritable property, at the relevant date, exceeds [<sup>F13</sup>the specified limit]; or
  - [<sup>F14</sup>(b) any income is received from the heritable property during the twelve months prior to the relevant date.]
- (3) Sub-paragraph (1) applies to heritable property which a member owns or holds, or has owned or held—
- (a) solely in [<sup>F15</sup>the member's] name;
  - (b) jointly with any other person or body; or
  - (c) as a trustee, whether or not jointly with other trustees, where the member has an interest as a beneficiary of the trust.
- (4) Sub-paragraph (1) does not apply to heritable property—
- (a) which is used as a residential home by the member or the member's spouse, civil partner or cohabitant;



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- (b) which was used as a residential home by the member or the member's spouse, civil partner or cohabitant but which, for a period of not more than 12 months, is or was unoccupied and for sale; or
  - (c) which forms part of the assets of a partnership and any income from that partnership is, or forms part of, the remuneration registered under paragraph 2 of this schedule.
- (5) Where a member has ceased to own or hold any heritable property before the date on which the member was returned as a member, the relevant date is the date when the heritable property ceased to be so owned or held.
- (6) Where a member owned or held any heritable property at the date on which the member was returned as a member, the relevant date is—
- (a) that date; and
  - (b) the 5th April immediately following that date and in each succeeding year, where the heritable property continues to be so owned or held on that 5th April.
- (7) Where a member becomes the owner of or acquires any heritable property after the date on which that member was returned as a member, the relevant date is—
- (a) the date on which the member became the owner of or acquired that heritable property; and
  - (b) the 5th April immediately following that date and in each succeeding year, where the heritable property continues to be so owned or held on that 5th April.
- [<sup>F16</sup>(8) In this paragraph—
- “current parliamentary session” means the parliamentary session which begins immediately after, or in which, the member is returned; and
  - “specified limit” means 50% of a member’s salary (rounded down to the nearest £10) at the beginning of the current parliamentary session.]

#### Textual Amendments

- F13** Words in Sch. para. 8(2)(a) substituted (23.3.2011 being the day after the date of the first dissolution of the Scottish Parliament following the making of this S.S.I.) by [Interests of Members of the Scottish Parliament Act 2006 \(Modifications to the Schedule\) Resolution 2011 \(S.S.I. 2011/40\)](#) , Annex para. 4(2)
- F14** Sch. para. 8(2)(b) substituted (23.3.2011 being the day after the date of the first dissolution of the Scottish Parliament following the making of this S.S.I.) by [Interests of Members of the Scottish Parliament Act 2006 \(Modifications to the Schedule\) Resolution 2011 \(S.S.I. 2011/40\)](#) , Annex para. 4(3)
- F15** Words in Sch. para. 8(3)(a) substituted (23.3.2011 being the day after the date of the first dissolution of the Scottish Parliament following the making of this S.S.I.) by [Interests of Members of the Scottish Parliament Act 2006 \(Modifications to the Schedule\) Resolution 2011 \(S.S.I. 2011/40\)](#) , Annex para. 4(4)
- F16** Sch. para. 8(8) inserted (23.3.2011 being the day after the date of the first dissolution of the Scottish Parliament following the making of this S.S.I.) by [Interests of Members of the Scottish Parliament Act 2006 \(Modifications to the Schedule\) Resolution 2011 \(S.S.I. 2011/40\)](#) , Annex para. 4(5)

#### Commencement Information

- I3** Sch. para. 8(2)(b) in force for specified purposes at 14.7.2006, see s. 21(3); Sch. para. 8 otherwise comes into force in accordance with s. 21(4)

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*Interest in shares*

- 9 (1) Where a member has, or had, an interest in shares, whether that interest is, or was, held by the member or by a relevant person, and sub-paragraph (2) applies.
- (2) This sub-paragraph applies where either—
- (a) the nominal value of the shares at the relevant date is, or was, greater than 1% of the total nominal value of the issued share capital of the company or other body; or
  - (b) the market value of the shares at the relevant date exceeds, or exceeded, [<sup>F17</sup>the specified limit].
- (3) Sub-paragraph (1) applies <sup>F18</sup> ... to an interest in shares, whether that interest is, or was, held by a member (or a relevant person)—
- (a) solely in [<sup>F19</sup>the name of the member (or relevant person)];
  - (b) jointly with any other person or body; or
  - (c) as a trustee, whether or not jointly with other trustees where the member has an interest as a beneficiary of the trust.
- (4) Sub-paragraph (1) does not apply to an interest in shares which forms part of the assets of a partnership and any income from that partnership is, or forms part of, remuneration registered under paragraph 2 of this schedule.
- (5) Where a member has ceased to have an interest in shares before the date on which the member was returned as a member, the relevant date is the date when the interest in such shares ceased to be so held.
- (6) Where a member had an interest in shares at the date on which the member was returned as a member, the relevant date is—
- (a) that date; and
  - (b) the 5th April immediately following that date and in each succeeding year, where the interest is retained on that 5th April.
- (7) Where a member acquires an interest in shares after the date on which the member was returned as a member, the relevant date is—
- (a) the date on which the interest in shares was acquired; and
  - (b) the 5th April immediately following that date and in each succeeding year, where the interest is retained on that 5th April.
- (8) In this paragraph—
- [<sup>F20</sup>“current parliamentary session” means the parliamentary session which begins immediately after, or in which, the member is returned;]
- <sup>F21</sup> ... an “interest in shares” means an interest in shares comprised in the share capital of a company or other body; <sup>F21</sup> ...
- “relevant person” is a person who is subject to the control or direction of a member in respect of an interest in shares [<sup>F22</sup> ;
- “specified limit” means 50% of a member’s salary (rounded down to the nearest £10) at the beginning of the current parliamentary session.]

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### Textual Amendments

- F17** Words in Sch. para. 9(2)(b) substituted (23.3.2011 being the day after the date of the first dissolution of the Scottish Parliament following the making of this S.S.I.) by virtue of [Interests of Members of the Scottish Parliament Act 2006 \(Modifications to the Schedule\) Resolution 2011 \(S.S.I. 2011/40\)](#) , Annex para. 5(2)
- F18** Word in Sch. para. 9(3) deleted (23.3.2011 being the day after the date of the first dissolution of the Scottish Parliament following the making of this S.S.I.) by [Interests of Members of the Scottish Parliament Act 2006 \(Modifications to the Schedule\) Resolution 2011 \(S.S.I. 2011/40\)](#) , Annex para. 5(3)
- F19** Words in Sch. para. 9(3)(a) substituted (23.3.2011 being the day after the date of the first dissolution of the Scottish Parliament following the making of this S.S.I.) by virtue of [Interests of Members of the Scottish Parliament Act 2006 \(Modifications to the Schedule\) Resolution 2011 \(S.S.I. 2011/40\)](#) , Annex para. 5(4)
- F20** Words in Sch. para. 9(8) inserted (23.3.2011 being the day after the date of the first dissolution of the Scottish Parliament following the making of this S.S.I.) by [Interests of Members of the Scottish Parliament Act 2006 \(Modifications to the Schedule\) Resolution 2011 \(S.S.I. 2011/40\)](#) , Annex para. 5(5)(a)
- F21** Words in Sch. para. 9(8) deleted (23.3.2011 being the day after the date of the first dissolution of the Scottish Parliament following the making of this S.S.I.) by [Interests of Members of the Scottish Parliament Act 2006 \(Modifications to the Schedule\) Resolution 2011 \(S.S.I. 2011/40\)](#) , Annex para. 5(5)(b)
- F22** Words in Sch. para. 9(8) substituted for full stop (23.3.2011 being the day after the date of the first dissolution of the Scottish Parliament following the making of this S.S.I.) by virtue of [Interests of Members of the Scottish Parliament Act 2006 \(Modifications to the Schedule\) Resolution 2011 \(S.S.I. 2011/40\)](#) , Annex para. 5(5)(c)

### Commencement Information

- I4** This provision comes into force in accordance with s. 21(4)

### Modification

- 10 (1) The Parliament may, by resolution, make any modifications of this schedule which the Parliament considers necessary or expedient.
- [<sup>F23</sup>(2) Immediately after any such resolution is passed, the Clerk shall send a copy of it to the Queen’s Printer for Scotland (“the Queen’s Printer”).
- (3) Section 41(2) to (5) of the Interpretation and Legislative Reform (Scotland) Act 2010 ([asp 10](#)) and the Scottish Statutory Instruments Regulations 2011 ( [S.S.I. 2011/195](#) ) apply to the resolution—
- (a) as if it were a Scottish statutory instrument,
  - (b) as if the copy of it sent to the Queen’s Printer under sub-paragraph (2) was a certified copy received in accordance with section 41(1) of the Interpretation and Legislative Reform (Scotland) Act 2010, and
  - (c) with the modifications set out in sub-paragraphs (4) and (5).
- (4) References to “responsible authority” are to be read as references to the Clerk.
- (5) Regulation 7(2) and (3) of the Scottish Statutory Instruments Regulations 2011 does not apply.]

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*Changes to legislation: There are currently no known outstanding effects for the Interests of Members of the Scottish Parliament Act 2006, SCHEDULE. (See end of Document for details)*

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**Textual Amendments**

**F23** Sch. para. 10(2)-(5) substituted (6.4.2011) for Sch. para. 10(2) by [The Interpretation and Legislative Reform \(Scotland\) Act 2010 \(Consequential Provisions\) Order 2011 \(S.S.I. 2011/196\)](#) , arts. 1 , 2

**Modifications etc. (not altering text)**

**C1** Sch. para. 10(2)-(5) applied (22.1.2016) by [Interests of Members of the Scottish Parliament \(Amendment\) Act 2016 \(asp 4\)](#) , ss. 16(4) , 17(4)

**Commencement Information**

**I5** This provision comes into force in accordance with s. 21(4)

**Changes to legislation:**

There are currently no known outstanding effects for the Interests of Members of the Scottish Parliament Act 2006, SCHEDULE.