

*Draft Order in Council laid before the Scottish Parliament under section 24(2) of the Scottish Public Services Ombudsman Act 2002 for approval by resolution of the Scottish Parliament.*

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DRAFT SCOTTISH STATUTORY INSTRUMENTS

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**2009 No.**

**SCOTTISH PUBLIC SERVICES OMBUDSMAN**

The Scottish Public Services Ombudsman  
Act 2002 (Amendment) Order 2009

*Made - - - -*

*Coming into force in accordance with article 1*

At the Court at Buckingham Palace, the day of 2009

Present,

The Queen's Most Excellent Majesty in Council

This Order is made in exercise of the powers conferred by section 3(2)(b) of the Scottish Public Services Ombudsman Act 2002(1) and all other powers enabling Her Majesty to do so.

In accordance with section 24(2) of that Act a draft of this instrument has been laid before and approved by resolution of the Scottish Parliament.

Accordingly, Her Majesty is pleased, by and with the advice of Her Privy Council, to order as follows.

**Citation and commencement**

1. This Order may be cited as the Scottish Public Services Ombudsman Act 2002 (Amendment) Order 2009 and shall come into force on the day after the day on which it is made.

**Amendment of the Scottish Public Services Ombudsman Act 2002**

2. Part 2 of schedule 2 to the Scottish Public Services Ombudsman Act 2002 (Listed Authorities, Entries Amendable by Order in Council) is amended by omitting the entry in relation to the Criminal Injuries Compensation Appeals Panel (numbered 66).

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(1) 2002 asp 11. Section 3(2) provides for the power conferred therein to be exercised by Her Majesty by Order in Council. Section 24(2) provides that no recommendation to make an Order in Council under section 3(2) is to be made to Her Majesty in Council unless a draft of the Order has been laid before, and approved by resolution of, the Scottish Parliament.

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**Draft Legislation:** This is a draft item of legislation. This draft has since been made as a Scottish Statutory  
Instrument: The Scottish Public Services Ombudsman Act 2002 (Amendment) Order 2009 No. 236

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Clerk of the Privy Council

## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order amends Part 2 of schedule 2 to the [Scottish Public Services Ombudsman Act 2002 \(2002 asp 11\)](#). Schedule 2 to that Act specifies persons liable to investigation by the Scottish Public Services Ombudsman. The Order removes the Criminal Injuries Compensation Appeals Panel from the list of persons specified for this purpose. This is a consequence of the transfer of that Panel's functions to the First-tier Tribunal under the Tribunals, Courts and Enforcement Act 2007 ([2007 c. 15](#)).