



# Modern Slavery Act 2015

## 2015 CHAPTER 30

### PART 4

#### THE INDEPENDENT ANTI-SLAVERY COMMISSIONER

#### **40 The Independent Anti-slavery Commissioner**

- (1) The Secretary of State must, after consulting the Scottish Ministers and the Department of Justice in Northern Ireland, appoint a person as the Independent Anti-slavery Commissioner (in this Part “the Commissioner”).
- (2) The Commissioner is to hold office in accordance with the terms of the Commissioner's appointment.
- (3) The Secretary of State may pay in respect of the Commissioner any expenses, remuneration or allowances that the Secretary of State may determine.
- (4) The Secretary of State—
  - (a) must before the beginning of each financial year specify a maximum sum which the Commissioner may spend that year,
  - (b) may permit that to be exceeded for a specified purpose, and
  - (c) subject to paragraphs (a) and (b), must defray the Commissioner's expenditure for each financial year.
- (5) In this Part, “financial year” means—
  - (a) the period beginning with the day on which the first Commissioner takes office and ending with the following 31 March, and
  - (b) each successive period of 12 months.
- (6) The Commissioner may appoint staff.
- (7) In Part 3 of Schedule 1 to the House of Commons Disqualification Act 1975 (offices disqualifying for membership: other disqualifying offices) at the appropriate place insert— “Independent Anti-slavery Commissioner”.

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*Changes to legislation: Modern Slavery Act 2015, Section 40 is up to date with all changes known to be in force on or before 27 February 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*

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(8) In Part 3 of Schedule 1 to the Northern Ireland Assembly Disqualification Act 1975 (offices disqualifying for membership: other disqualifying offices) at the appropriate place insert—

““Independent Anti-slavery Commissioner”.

(9) In Part 6 of Schedule 1 to the Freedom of Information Act 2000 (other public bodies and offices: general) at the appropriate place insert— “ The Independent Anti-slavery Commissioner ”.

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**Commencement Information**

**II** S. 40 in force at 31.7.2015 by [S.I. 2015/1476](#), **reg. 2(c)**

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[View outstanding changes](#)

**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):

- s. 50A(5A) inserted by [2023 c. 37 s. 28\(1\)](#)