

SCHEDULE 2

INQUIRIES BY THE COMMISSIONER

Representations

- 7 (1) The Commissioner must consider representations made in relation to an inquiry by—
- (a) a person who—
 - (i) is specified in the terms of reference, or
 - (ii) falls within a category of person specified in the terms of reference,
or
 - (b) a legal adviser who is acting on behalf of a person falling within paragraph (a)(i) or (ii), or
 - (c) the Welsh Ministers.
- (2) The Commissioner must consider representations made in relation to an inquiry by any other person, unless the Commissioner thinks it is appropriate to refuse to do so.
- (3) If the Commissioner refuses to consider representations made in relation to an inquiry, he or she must give the person who made the representations written notice of—
- (a) the decision to refuse to consider the representations, and
 - (b) the reasons for the decision.
- (4) In this paragraph “legal adviser” means—
- (a) a person who, for the purposes of the Legal Services Act 2007, is an authorised person, or a European lawyer who is an exempt person by virtue of paragraph 7 of Schedule 3 to that Act, in relation to an activity which constitutes the exercise of a right of audience or the conduct of litigation (within the meaning of that Act), and
 - (b) an advocate or solicitor in Scotland.