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SCOTTISH STATUTORY INSTRUMENTS

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**2011 No. 133**

**The Parole Board (Scotland) Amendment Rules 2011**

**Amendment of the Parole Board (Scotland) Rules 2001**

4. In rule 14 (composition of Board), after paragraph 5, insert—

“(6) If a case is determined to be dealt with by way of an oral hearing under rule 15A, the members of the Board appointed under paragraph (2) must include either—

- (a) a person who holds or has held judicial office; or
- (b) a solicitor or advocate of not less than 10 years standing,

and the chairman of the Board will appoint that person to be chairman of the hearing.

(7) In the event of the death or incapacity or unavailability (for whatever reason) of any member of the Board appointed under paragraph (2) (“the absent member”)—

- (a) the chairman of the Board may, subject to paragraphs (4) and (5), appoint another member of the Board in place of the absent member; or
- (b) if the absent member is a member other than the chairman of a hearing, and the person concerned consents, the case will be dealt with or, if a hearing under rule 15A has already commenced, will continue to be dealt with, by the two remaining members of the Board.”.