



Scotland Act 1998

1998 CHAPTER 46

PART I

THE SCOTTISH PARLIAMENT

Disqualification

15 Disqualification from membership of the Parliament

- (1) A person is disqualified from being a member of the Parliament (subject to section 16) if—
- (a) he is disqualified from being a member of the House of Commons under paragraphs (a) to (e) of section 1(1) of the House of Commons Disqualification Act 1975 (judges, civil servants, members of the armed forces, members of police forces and members of foreign legislatures),
 - (b) he is disqualified otherwise than under that Act (either generally or in relation to a particular parliamentary constituency) from being a member of the House of Commons or from sitting and voting in it,
 - (c) he is a Lord of Appeal in Ordinary, or
 - (d) he is an office-holder of a description specified in an Order in Council made by Her Majesty under this subsection.
- (2) An office-holder of a description specified in an Order in Council made by Her Majesty under this subsection is disqualified from being a member of the Parliament for any constituency or region of a description specified in the Order in relation to the office-holder.
- (3) In this section “office-holder” includes employee or other post-holder.