



Scotland Act 1998

1998 CHAPTER 46

PART II

THE SCOTTISH ADMINISTRATION

Ministers and their staff

44 The Scottish Executive

- (1) There shall be a Scottish Executive, whose members shall be—
 - (a) the First Minister,
 - (b) such Ministers as the First Minister may appoint under section 47, and
 - (c) the Lord Advocate and the Solicitor General for Scotland.
- (2) The members of the Scottish Executive are referred to collectively as the Scottish Ministers.
- (3) A person who holds a Ministerial office may not be appointed a member of the Scottish Executive; and if a member of the Scottish Executive is appointed to a Ministerial office he shall cease to hold office as a member of the Scottish Executive.
- (4) In subsection (3), references to a member of the Scottish Executive include a junior Scottish Minister and “Ministerial office” has the same meaning as in section 2 of the House of Commons Disqualification Act 1975.