



Regulation of Investigatory Powers (Scotland) Act 2000

2000 asp 11

Chief Surveillance Commissioner

22 Co-operation with and reports by Commissioner

- (1) It shall be the duty of—
- (a) every person by whom, or on whose application, there has been granted any authorisation the grant of which is subject to review by the Chief Surveillance Commissioner;
 - (b) every person who holds or has held any office, rank or position with the same public authority as a person falling within paragraph (a) above;
 - (c) every person who has engaged in any conduct with the authority of such an authorisation; and
 - (d) every person who holds or has held any office, rank or position with a public authority for whose benefit any such authorisation has been or may be granted,
- to disclose or provide to that Commissioner all such documents and information as that Commissioner may require for the purpose of enabling that Commissioner to carry out that Commissioner's functions under this Act.
- (2) If it at any time appears to the Chief Surveillance Commissioner—
- (a) that there has been a contravention of the provisions of this Act in relation to any matter with which that Commissioner is concerned; and
 - (b) that the contravention has not been the subject of a report made to the Scottish Ministers by the Tribunal,
- that Commissioner shall make a report to the Scottish Ministers with respect to that contravention.
- (3) The Chief Surveillance Commissioner shall make an annual report to the Scottish Ministers with respect to the carrying out of that Commissioner's functions under this Act.
- (4) The Scottish Ministers shall lay before the Scottish Parliament a copy of every annual report made by the Commissioner under subsection (3) above, together with

Status: This is the original version (as it was originally enacted).

a statement as to whether any matter has been excluded from that copy in pursuance of subsection (5) below.

- (5) If it appears to the Scottish Ministers, after consultation with the Commissioner, that the publication of any matter in an annual report would be contrary to the public interest or prejudicial to—
- (a) the prevention or detection of serious crime; or
 - (b) the continued discharge of the functions of any public authority whose activities include activities that are subject to review by that Commissioner,
- the Scottish Ministers may exclude that matter from the copy of the report as laid before the Parliament.