

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Scottish Public Services Ombudsman Act 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULE 2 LISTED AUTHORITIES

PART 2

ENTRIES AMENDABLE BY ORDER IN COUNCIL

Scottish public authorities

- 18 The Accounts Commission for Scotland.
19 Audit Scotland.
20 The Auditor General for Scotland.
20A [^{F1}Bòrd na Gàidhlig]

Textual Amendments

- F1** Words in sch. 2 Pt. 2 inserted (13.2.2006) by [Gaelic Language \(Scotland\) Act 2005 \(asp 7\), s. 13\(2\), sch. 2 para. 2; S.S.I. 2006/31, art. 2](#)

- [^{F2}20B The British Waterways Board.]

Textual Amendments

- F2** Sch. 2 para. 20B inserted (2.7.2012) by [The British Waterways Board \(Transfer of Functions\) Order 2012 \(S.I. 2012/1659\), art. 1\(2\), Sch. 3 para. 24](#) (with arts. 4-6)

- ^{F3}21

Textual Amendments

- F3** Sch. 2 para. 21 repealed (1.4.2011) by [Scottish Parliamentary Commissions and Commissioners etc. Act 2010 \(asp 11\), s. 31\(5\), sch. 1 para. 10](#) (with s. 31(6), sch. 7)

- [^{F4}21ZZA Children's Hearings Scotland.]

Textual Amendments

- F4** Sch. 2 para. 21ZZA inserted (16.2.2012) by [The Scottish Public Services Ombudsman Act 2002 Amendment Order 2012 \(S.S.I. 2012/43\), arts. 1\(2\), 2\(a\)](#)

- 21ZA The Commissioner for Ethical Standards in Public Life in Scotland in the performance of the Commissioner's functions under the Ethical Standards in Public Life etc. (Scotland) Act 2000 (asp 7)^{F5}... the Public Appointments and Public Bodies etc. (Scotland) Act 2003 (asp 4)^{F6}and the Lobbying (Scotland) Act 2016].

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Textual Amendments

- F5** Word in sch. 2 para. 21ZA repealed (12.03.2018) by [Lobbying \(Scotland\) Act 2016 \(asp 16\), s. 39\(a\)](#); [S.S.I. 2018/73, reg. 2](#)
- F6** Words in sch. 2 para. 21ZA inserted (12.03.2018) by [Lobbying \(Scotland\) Act 2016 \(asp 16\), s. 39\(b\)](#); [S.S.I. 2018/73, reg. 2](#)

[^{F7}21A A community justice authority.]

Textual Amendments

- F7** Sch. 2 para. 21A inserted (3.4.2006) by [Management of Offenders etc. \(Scotland\) Act 2005 \(asp 14\), ss. 21\(11\), 24\(2\)](#); [S.S.I. 2006/48, art. 3\(2\), sch. Pt. 2](#)

^{F8}21B

Textual Amendments

- F8** Sch. 2 para. 21B repealed (15.8.2011) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\), s. 134\(7\)\(8\), sch. 2 para. 21](#); [S.S.I. 2011/278, art. 2\(d\)](#)

[^{F9}21ZZC Community Justice Scotland.]

Textual Amendments

- F9** Sch. 2 para. 21ZZC inserted (1.4.2017) by [Community Justice \(Scotland\) Act 2016 \(asp 10\), s. 41\(2\), sch. 1 para. 14\(2\)](#); [S.S.I. 2017/33, reg. 2\(3\)](#)

[^{F10}21ZC The Convener of the School Closure Review Panels.]

Textual Amendments

- F10** Sch. 2 para. 21ZC inserted (9.1.2015) by [Children and Young People \(Scotland\) Act 2014 \(asp 8\), ss. 81\(10\), 102\(3\)](#); [S.S.I. 2014/353, art. 2\(1\)\(b\)](#)

[^{F11}21C Creative Scotland.]

Textual Amendments

- F11** Sch. 2 para. 21C inserted (1.7.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\), s. 134\(7\), sch. 10 para. 2\(a\)](#); [S.S.I. 2010/221, art. 3\(1\)](#)

22 The Crofters Commission.

[^{F12}22A Food Standards Scotland.]

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Textual Amendments

F12 sch. 2 para. 22A inserted (1.4.2015) by [Food \(Scotland\) Act 2015 \(asp 1\)](#), **ss. 17(2)**, 63(2) (with s. 62); S.S.I. 2015/99, art. 2

^{F13}23

Textual Amendments

F13 Sch. 2 Pt. 2 entry repealed (1.8.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), **sch. 1 para. 29**; S.S.I. 2010/221, art. 3(2), sch.

^{F14}24

Textual Amendments

F14 Sch. 2 para. 24 omitted (2.4.2012) by virtue of [The Scottish Public Services Ombudsman Act 2002 Amendment \(No. 2\) Order 2012 \(S.S.I. 2012/85\)](#), arts. 1, 2

25 Highlands and Islands Enterprise.

[^{F15}25ZA Historic Environment Scotland.]

Textual Amendments

F15 sch. 2 Pt. 2 para. 25ZA inserted (27.2.2015) by [Historic Environment Scotland Act 2014 \(asp 19\)](#), s. 31(2), **sch. 6 para. 2(a)** (with ss. 29, 30); S.S.I. 2015/31, art. 2, sch.

[^{F16}25ZB ILF Scotland.]

Textual Amendments

F16 sch. 2 Pt. 2 para. 25ZB inserted (16.7.2015) by [The Scottish Public Services Ombudsman Act 2002 Amendment Order 2015 \(S.S.I. 2015/286\)](#), arts. 1, 2

[^{F17}25ZC An integration joint board established by order under section 9(2) of the Public Bodies (Joint Working) (Scotland) Act 2014.]

Textual Amendments

F17 Sch. 2 para. 25ZC inserted (16.3.2016) by [The Scottish Public Services Ombudsman Act 2002 Amendment Order 2016 \(S.S.I. 2016/155\)](#), **art. 2**

[^{F18}25A The Judicial Appointments Board for Scotland.]

Textual Amendments

F18 Sch. 2 para. 25A inserted (1.6.2009) by [Judiciary and Courts \(Scotland\) Act 2008 \(asp 6\)](#), s. 76(1), **sch. 1 para. 20(1)**; S.S.I. 2009/192, art. 2, sch.

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- 26 Learning and Teaching Scotland.
- 27 Any local enterprise company, that is to say any company (^{F19}as defined in section 1(1) of the Companies Act 2006])—
- (a) which is a wholly owned subsidiary (^{F20}as defined in section 1159 of that Act]) of Scottish Enterprise or Highlands and Islands Enterprise, and
 - (b) with which an agreement (not being one which has terminated) has been made in pursuance of section 19 of the Enterprise and New Towns (Scotland) Act 1990 (c.35) by Scottish Enterprise or Highlands and Islands Enterprise for the discharge by that company of any of the functions of Scottish Enterprise or, as the case may be, Highlands and Islands Enterprise.

Textual Amendments

- F19** Words in sch. 2 para. 27 substituted (1.10.2009) by [The Companies Act 2006 \(Consequential Amendments, Transitional Provisions and Savings\) Order 2009 \(S.I. 2009/1941\)](#), art. 1(2), **Sch. 1 para. 201(a)** (with art. 10)
- F20** Words in sch. 2 para. 27(a) substituted (1.10.2009) by [The Companies Act 2006 \(Consequential Amendments, Transitional Provisions and Savings\) Order 2009 \(S.I. 2009/1941\)](#), art. 1(2), **Sch. 1 para. 201(b)** (with art. 10)

- 28 The Local Government Boundary Commission for Scotland.
- ^{F21}28A The National Convener of Children’s Hearings Scotland.]

Textual Amendments

- F21** Sch. 2 para. 28A inserted (16.2.2012) by [The Scottish Public Services Ombudsman Act 2002 Amendment Order 2012 \(S.S.I. 2012/43\)](#), arts. 1(2), **2(b)**

- 29 The Board of Trustees for the National Galleries of Scotland.
- 30 ^{F22}The National Library of Scotland] .

Textual Amendments

- F22** Words in sch. 2 para. 30 substituted (1.2.2013) by [National Library of Scotland Act 2012 \(asp 3\)](#), s. 12(3), **sch. 2 para. 5**; S.S.I. 2013/1, art. 2

- 31 The Board of Trustees of the National Museums of Scotland.
- 32 The Parole Board for Scotland.
- ^{F23}32A The Police Investigations and Review Commissioner.]

Textual Amendments

- F23** Sch. 2 para. 32A substituted (1.4.2013) by [Police and Fire Reform \(Scotland\) Act 2012 \(asp 8\)](#), s. 129(2), **sch. 7 para. 19(2)**; S.S.I. 2013/51, art. 2 (with transitional provisions and savings in S.S.I. 2013/121)

- ^{F24}32AA The Principal Reporter.]

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Textual Amendments

F24 Sch. 2 para. 32AA inserted (24.6.2013) by [The Scottish Public Services Ombudsman Act 2002 Amendment Order 2012 \(S.S.I. 2012/43\)](#), arts. 1(3), **2(c)** (see [S.S.I. 2013/195](#), art. 2)

^{F25}32B

Textual Amendments

F25 Sch. 2 para 32B omitted (1.7.2013) by [The Public Services Reform \(Commissioner for Ethical Standards in Public Life in Scotland etc.\) Order 2013 \(S.S.I. 2013/197\)](#), art. 1, Sch. 2 para 9(b)

^{F26}32C

Textual Amendments

F26 Sch. 2 para 32C omitted (1.7.2013) by [The Public Services Reform \(Commissioner for Ethical Standards in Public Life in Scotland etc.\) Order 2013 \(S.S.I. 2013/197\)](#), art. 1, **Sch. 2 para 9(b)**

33 The Board of Trustees of the Royal Botanic Garden, Edinburgh.

^{F27}34

Textual Amendments

F27 sch. 2 Pt. 2 para. 34 repealed (1.10.2015) by [Historic Environment Scotland Act 2014 \(asp 19\)](#), s. 31(2), **sch. 6 para. 2(b)** (with ss. 29, 30); [S.S.I. 2015/196](#), art. 2, sch.

35 The Scottish Agricultural Wages Board.

^{F28}36

Textual Amendments

F28 Sch. 2 para. 36 repealed (1.7.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), **sch. 10 para. 2(b)**; [S.S.I. 2010/221](#), art. 3(1)

37 The Scottish Children’s Reporter Administration.

[^{F29}37B The Scottish Commission for Human Rights.]

Textual Amendments

F29 Sch. 2 para. 37B inserted (1.4.2008) by [Scottish Commission for Human Rights Act 2006 \(asp 16\)](#), s. 22(3), **sch. 1 para. 16** (with s. 22(2)); [S.S.I. 2008/112](#), art. 2

^{F30}38

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Textual Amendments

F30 Sch. 2 para. 38 repealed (1.10.2010 for specified purposes, 1.4.2011 in so far as not already in force) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), sch. 14 para. 11(a); S.S.I. 2010/321, art. 3, sch.; S.S.I. 2011/122, art. 2, sch.

39 Scottish Enterprise.

40 The Scottish Environment Protection Agency.

[^{F31}40A The Scottish Further and Higher Education Funding Council.]

Textual Amendments

F31 Sch. 2 para. 40A inserted (3.10.2005) by [Further and Higher Education \(Scotland\) Act 2005 \(asp 6\)](#), s. 36(2), [sch. 3 para. 11\(a\)](#); S.S.I. 2005/419, art. 2(1)

^{F32}41

Textual Amendments

F32 Sch. 2 para. 41 repealed (3.10.2005) by [Further and Higher Education \(Scotland\) Act 2005 \(asp 6\)](#), s. 36(2), [sch. 3 para. 11\(b\)](#); S.S.I. 2005/419, art. 2(1)

42 The Scottish Further Education Unit.

^{F33}43

Textual Amendments

F33 Sch. 2 para. 43 repealed (3.10.2005) by [Further and Higher Education \(Scotland\) Act 2005 \(asp 6\)](#), s. 36(2), [sch. 3 para. 11\(b\)](#); S.S.I. 2005/419, art. 2(1)

^{F34}44

Textual Amendments

F34 sch. 2 para. 44 repealed (20.11.2014) by [Housing \(Scotland\) Act 2014 \(asp 14\)](#), s. 104(3), [sch. 2 para. 12](#); S.S.I. 2014/264, art. 2, sch.

45 The Scottish Hospital Endowments Research Trust.

[^{F35}45A The Scottish Information Commissioner.]

Textual Amendments

F35 Sch. 2 Pt. II para. 45A inserted (30.9.2002) by [Freedom of Information \(Scotland\) Act 2002 \(asp 13\)](#), s. 71(1); S.S.I. 2002/437, art. 2

46 The Scottish Legal Aid Board.

^{F36}47

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Textual Amendments

F36 Words in Sch. 2 Pt. 2 repealed (1.4.2004) by [Public Appointments and Public Bodies etc. \(Scotland\) Act 2003 \(asp 4\)](#), s. 21(2), [Sch. 4 para. 16\(a\)](#); S.S.I. 2004/148, art. 2(c)

- 48 Scottish Natural Heritage.
- 49 The Scottish Qualifications Authority.
- ^{F37}50

Textual Amendments

F37 Sch. 2 para. 50 repealed (1.7.2010) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [sch. 10 para. 2\(b\)](#); S.S.I. 2010/221, art. 3(1)

- ^{F38}50A The Scottish Sentencing Council.]

Textual Amendments

F38 sch. 2 Pt. 2 para. 50A inserted (19.10.2015) by [Criminal Justice and Licensing \(Scotland\) Act 2010 \(asp 13\)](#), s. 206(1), [sch. 1 para. 13](#); S.S.I. 2015/336, art. 2(b)

- 51 The Scottish Social Services Council.
- 52 The Scottish Sports Council.
- ^{F39}52A Social Care and Social Work Improvement Scotland.]

Textual Amendments

F39 Sch. 2 para. 52A inserted (1.10.2010 for specified purposes, 1.4.2011 in so far as not already in force) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), s. 134(7), [sch. 14 para. 11\(b\)](#); S.S.I. 2010/321, art. 3, sch.; S.S.I. 2011/122, art. 2, sch.

- ^{F40}52B South of Scotland Enterprise.]

Textual Amendments

F40 Sch. 2 para. 52B inserted (16.10.2019) by [South of Scotland Enterprise Act 2019 \(asp 9\)](#), s. 24(2), [sch. 2 para. 2](#); S.S.I. 2019/308, reg. 2

- 53 The Scottish Tourist Board.
- 54 The Standards Commission for Scotland.
- ^{F41}54A VisitScotland.]

Textual Amendments

F41 Words in sch. 2 Pt. 2 inserted (1.4.2007) by [Tourist Boards \(Scotland\) Act 2006 \(asp 15\)](#), s. 5(1), [sch. 2 para. 7\(b\)](#); S.S.I. 2007/47, art. 2

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55 The Water Industry [^{F42}Commission] for Scotland.

Textual Amendments
F42 Word in Sch. 2 para. 55 substituted (1.7.2005) by [Water Services etc. \(Scotland\) Act 2005 \(asp 3\)](#), s. 37(2), [sch. 5 para. 8\(b\)](#) (with s. 36); S.S.I. 2005/351, art. 2, sch. 2 (with art. 3(3))

56 Any holder of an office—
(a) established by or under any enactment, and
(b) appointments to, or designations of, which are made by a listed authority mentioned in paragraph 7 or 8 of Part 1 of this schedule.

Cross-border public authorities

- 57 British Library Board.
- 58 British Potato Council.
- 59 British Tourist Authority.
- 60 British Wool Marketing Board.
- 61 Central Bureau for Educational Visits and Exchanges.
- ^{F43}62

Textual Amendments
F43 Sch. 2 para. 62 repealed (1.10.2006) by [Natural Environment and Rural Communities Act 2006 \(c. 16\)](#), s. 107, [Sch. 11 para. 171](#), [Sch. 12](#); S.I. 2006/2541, art. 2 (with Sch.)

- 63 Community Development Foundation.
- 64 Construction Industry Training Board.
- ^{F44}65

Textual Amendments
F44 Sch. 2 para. 65 repealed (1.10.2006) by [Natural Environment and Rural Communities Act 2006 \(c. 16\)](#), s. 107, [Sch. 11 para. 171](#), [Sch. 12](#); S.I. 2006/2541, art. 2 (with Sch.)

- ^{F45}66

Textual Amendments
F45 Words in sch. 2 Pt. 2 omitted (11.6.2009) by virtue of [The Scottish Public Services Ombudsman Act 2002 \(Amendment\) Order 2009 \(S.S.I. 2009/236\)](#), arts. 1, 2

- 67 The Criminal Injuries Compensation Authority.
- 68 Design Council.
- 69 Engineering Construction Industry Training Board.

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F4670

Textual Amendments

F46 sch. 2 Pt. 2 para. 70 repealed (18.7.2014) by [The Public Bodies \(Abolition of Food from Britain\) Order 2014 \(S.I. 2014/1924\)](#), art. 1(3), **Sch.**

- 71 Forestry Commissioners.
 - 72 Home-Grown Cereals Authority.
 - 73 Horticultural Development Council.
 - 74 Intervention Board for Agricultural Produce.
 - 75 Joint Nature Conservation Committee.
 - 76 The licensing authority designated under section 1(1) of the Activity Centres (Young Persons' Safety) Act 1995 (c.15).
 - 77 Meat and Livestock Commission.
 - 78 Milk Development Council.
- F4779

Textual Amendments

F47 sch. 2 Pt. 2 para. 79 omitted (1.4.2014) by virtue of [The Public Bodies \(Abolition of the National Consumer Council and Transfer of the Office of Fair Trading's Functions in relation to Estate Agents etc\) Order 2014 \(S.I. 2014/631\)](#), art. 1(3), **Sch. 1 para. 16** (with Sch. 1 para. 28, 2 paras. 13-15)

F4880

Textual Amendments

F48 Sch. 2 para. 80 repealed (1.4.2005) by [Health Protection Agency Act 2004 \(c. 17\)](#), s. 12(1), **Sch. 4**; [S.I. 2005/121](#), art. 2(2)

F4981

Textual Amendments

F49 Sch. 2 para. 81 repealed (1.4.2007) by [Police and Justice Act 2006 \(c. 48\)](#), s. 53(1), **Sch. 15 Pt. 1(A)**; [S.I. 2007/709](#), art. 3(q) (with art. 6)

F5082

Textual Amendments

F50 Sch. 2 para. 82 repealed (24.7.2005) by [Railways Act 2005 \(c. 14\)](#), s. 60(2), **Sch. 13 Pt. 1** (with s. 14(4)(5), Sch. 11 para. 11(2)); [S.I. 2005/1909](#), art. 2, Sch.

83 Scottish Consumer Council.

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- 84 Sea Fish Industry Authority.
 85 The Theatres Trust.
 86 ^{F51}

Textual Amendments

F51 Sch. 2 Pt. 2: entry relating to "Traffic Commissioner for the Scottish Traffic Area" omitted (23.10.2002) by virtue of [S.S.I. 2002/468](#), [art. 2](#)

- 87 The Trustees of the National Heritage Memorial Fund.
 88 United Kingdom Sports Council.
 89 Unrelated Live Transplant Regulatory Authority.

^{F52}Other bodies]

- ^{F53}90
- [^{F54}91 The Security Industry Authority.]
- [^{F55}91A The Statistics Board.]
- [^{F56}91B The Committee on Climate Change.]
- [^{F57}91BA The Electoral Commission.]
- [^{F58}91C Architecture and Design Scotland]

Textual Amendments

- F52** Sch. 7 para. 90 and cross-heading inserted (1.4.2005) by [Health Protection Agency Act 2004](#) (c. 17), s. 12(1), [Sch. 3 para. 18\(3\)](#); [S.I. 2005/121](#), art. 2(2)
- F53** Sch. 2 para. 90 omitted (1.4.2013) by virtue of [Health and Social Care Act 2012](#) (c. 7), s. 306(4), [Sch. 7 para. 15](#); [S.I. 2013/160](#), art. 2(2) (with arts. 7-9)
- F54** Sch. 2 para. 91 added (6.7.2006) by [Serious Organised Crime and Police Act 2005](#) (c. 15), [ss. 171\(2\), 178\(6\)\(b\)](#); [S.S.I. 2006/381](#), art. 2(b)(iv)
- F55** Sch. 2 para. 91A inserted (1.4.2008) by [Statistics and Registration Service Act 2007](#) (c. 18), [ss. 63\(6\), 74\(1\)](#); [S.I. 2008/839](#), art. 2
- F56** Sch. 2 para. 91B inserted (26.11.2008) by [Climate Change Act 2008](#) (c. 27), s. 100(1), [Sch. 1 para. 34\(3\)](#)
- F57** Sch. 2 para. 91BA inserted (29.6.2011) by [Local Electoral Administration \(Scotland\) Act 2011](#) (asp 10), [ss. 18\(b\), 21\(1\)](#); [S.S.I. 2011/277](#), art. 2(b)
- F58** Sch. 2 para. 91C inserted (17.3.2011) by [The Scottish Public Services Ombudsman Act 2002 Amendment Order 2011](#) ([S.S.I. 2011/208](#)), arts. 1, [2\(2\)](#)

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Changes and effects yet to be applied to :

- [sch. 2 Pt. 2](#) words inserted by [2009 asp 12 sch. 2 para. 4](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- [Sch. 2 para. 37A](#) inserted by [2007 asp 3 Sch. 5 para. 27](#) (This amendment not applied to legislation.gov.uk. [Sch. 5 para. 27](#) repealed (31.1.2011) by [2010 asp 8, sch. 4 Pt. 2](#); S.S.I. 2011/30, art. 3(1), Sch. 1)
- [sch. 2 para. 21ZZD](#) inserted by [2020 asp 11 Sch. 2 para. 2](#)
- [sch. 2 para. 20AA](#) inserted by [2020 asp 12 Sch. para. 4\(a\)](#)
- [sch. 2 para. 36A](#) inserted by [2020 asp 8 sch. 2 para. 1](#)