



Commissioner for Children and Young People (Scotland) Act 2003

2003 asp 17

Defamation

15 Protection from actions of defamation

- (1) For the purposes of the law of defamation—
- (a) any statement made by the Commissioner or any of the Commissioner's staff—
 - (i) in conducting an investigation under this Act;
 - (ii) in communicating with any person for the purposes of such an investigation; or
 - (iii) in a report published under this Act,has absolute privilege;
 - (b) any other statement made by the Commissioner or any of the Commissioner's staff in pursuance of the purposes of this Act has qualified privilege; and
 - (c) any statement made to the Commissioner or any of the Commissioner's staff in pursuance of those purposes has qualified privilege.
- (2) In subsection (1), “statement” has the same meaning as in the Defamation Act 1996 (c. 31).

Changes to legislation:

Commissioner for Children and Young People (Scotland) Act 2003, Cross Heading: Defamation is up to date with all changes known to be in force on or before 20 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

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):

- s. 4(2A) inserted by [2024 asp 1 s. 11\(2\)](#)