



Bankruptcy and Diligence etc. (Scotland) Act 2007

2007 asp 3

PART 3

ENFORCEMENT

Investigation of judicial officers

69 Commission's duty in relation to offences or misconduct by judicial officer

- (1) This section applies where—
 - (a) the Commission becomes aware that a judicial officer has been convicted by a court of any offence; or
 - (b) an officer admits misconduct under section 67(4)(a) of this Act.
- (2) The Commission must refer the matter to the disciplinary committee to be dealt with under section 71 of this Act.
- (3) Subsection (1)(a) above and section 72(4) of this Act are without prejudice to section 4(3)(b) of the Rehabilitation of Offenders Act 1974 (c. 53) (non-disclosure no grounds for dismissal etc.); and in those provisions “offence” means any offence of which the judicial officer has been convicted before or after that person was granted a commission as an officer, other than any offence disclosed in that person’s application for such a commission.