
Changes to legislation: *Legal Profession and Legal Aid (Scotland) Act 2007, Paragraph 5 is up to date with all changes known to be in force on or before 26 May 2023. 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. (See end of Document for details) View outstanding changes*

SCHEDULE 1 THE SCOTTISH LEGAL COMPLAINTS COMMISSION

Removal of members

- 5 (1) Subject to sub-paragraph (2), the chairing member may, by written notice, remove a member from office if the chairing member is satisfied as regards any of the following matters—
- (a) that the member becomes insolvent;
 - (b) that the member—
 - (i) has been absent from meetings of the Commission for a period longer than 6 consecutive months without the permission of the Commission;
 - (ii) has been convicted of a criminal offence;
 - (iii) is otherwise unable or unfit to discharge the functions of a member or is unsuitable to continue as a member.
- (2) The chairing member may not remove a member from office without the agreement of the Lord President of the Court of Session.
- (3) The Lord President may, by written notice, remove the chairing member from office if the Lord President is satisfied as regards any of the matters mentioned in sub-paragraph (1)(a) or (b).
- (4) For the purpose of sub-paragraph (1)(a) a member becomes insolvent on—
- (a) the approval of a voluntary arrangement proposed by the member;
 - (b) being adjudged bankrupt;
 - (c) the member's estate being sequestrated;
 - (d) entering into a debt arrangement programme under Part 1 of the Debt Arrangement and Attachment (Scotland) Act 2002 (asp 17) as the debtor;
 - (e) granting a trust deed for creditors.

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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. 1 para. 2(6)(ba) inserted by [2010 asp 16 s. 118\(4\)](#)