Legal Profession and Legal Aid (Scotland) Act 2007

2007 asp 5

PART 1

THE SCOTTISH LEGAL COMPLAINTS COMMISSION

Conduct or services complaints against practitioners

[F1 9A Services complaint: further provision

(1) This section applies where the Commission is investigating a services complaint under section 9(1) and becomes aware of new information from which it determines that the complaint—

(a) was made prematurely,

(b) was not made timeously, or

(c) is frivolous, vexatious or totally without merit.

(2) If the complaint was made prematurely, the Commission need not take any further action in relation to it.

(3) If the complaint was not made timeously, the Commission is not to take any further action in relation to it.

(4) If the complaint is frivolous, vexatious or totally without merit, the Commission must reject it.

(5) Where the Commission—

(a) does not take any further action in relation to, or

(b) rejects,

a complaint under this section it must give notice in writing to the complainer and the practitioner and specify the reasons for the decision.]

Changes to legislation: *Legal Profession and Legal Aid (Scotland) Act 2007, Section 9A is up to date with all changes known to be in force on or before 30 June 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. (See end of Document for details) View outstanding changes*

Textual Amendments

F1 S. 9A inserted (1.1.2015) by The Scottish Legal Complaints Commission (Modification of Duties and Powers) Regulations 2014 (S.S.I. 2014/232), regs. 1(2), **2(10)** (with reg. 4)

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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):

– Sch. 1 para. 2(6)(ba) inserted by 2010 asp 16 s. 118(4)