



# Climate Change (Scotland) Act 2009

## 2009 asp 12

### [<sup>F1</sup>PART 2A

#### CITIZENS ASSEMBLY

#### [<sup>F1</sup>32A Citizens assembly

- (1) The Scottish Ministers must establish a panel to be known as a “citizens assembly” to exercise the functions mentioned in subsection (5).
- (2) The citizens assembly is a panel made up of such persons as the Scottish Ministers consider to be representative of the general populace of Scotland.
- (3) The citizens assembly is to have two conveners who are independent of the Scottish Ministers and the Scottish Parliament.
- (4) There is to be a gender balance between the conveners.
- (5) The functions conferred on the citizens assembly are to—
  - (a) consider how to prevent or minimise, or remedy or mitigate the effects of, climate change,
  - (b) make recommendations on measures proposed to achieve the emissions reduction targets,
  - (c) make recommendations about such other matters in relation to climate change as the Scottish Ministers may, in accordance with subsection (6), refer to the assembly.
- (6) The Scottish Ministers may refer matters to the citizens assembly under subsection (5)
  - (c) only if those matters have been approved by resolution of the Scottish Parliament.
- (7) The Scottish Ministers must, before the first meeting of the citizens assembly, lay before the Scottish Parliament a report on the arrangements for the administration and operation of the assembly.
- (8) The citizens assembly is to—
  - (a) set out its recommendations in a report,
  - (b) lay the report before the Scottish Parliament, and
  - (c) send a copy of the report to the Scottish Ministers.

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*Changes to legislation: There are currently no known outstanding effects for the Climate Change (Scotland) Act 2009, Section 32A. (See end of Document for details)*

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(9) The Scottish Ministers must, within 6 months of receiving a copy of the report, publish a statement setting out how they intend to respond to the recommendations made in it.

(10) The citizens assembly is to—

- (a) lay its report before the Scottish Parliament under subsection (8)(b) by 28 February 2021 [<sup>F2</sup>or, if it is unable to lay the report by that date for a reason relating to coronavirus, as soon as reasonably practicable after that date],
- (b) complete its consideration of the matters mentioned in subsection (5)(a) by [<sup>F3</sup>the date on which its report is so laid].

[ In subsection (10)(a), “coronavirus” has the meaning given by section 1 of the <sup>F4</sup>(11) Coronavirus (Scotland) Act 2020.]]

#### Textual Amendments

- F1** Pt. 2A inserted (23.3.2020) by [Climate Change \(Emissions Reduction Targets\) \(Scotland\) Act 2019](#) (asp 15), **ss. 9, 32(2)**; S.S.I. 2020/66, reg. 2
- F2** Words in s. 32A(10)(a) inserted (27.5.2020) by [Coronavirus \(Scotland\) \(No.2\) Act 2020](#) (asp 10), s. 16(1), **sch. 3 para. 1(3)(a)** (with s. 9)
- F3** Words in s. 32A(10)(b) substituted (27.5.2020) by [Coronavirus \(Scotland\) \(No.2\) Act 2020](#) (asp 10), s. 16(1), **sch. 3 para. 1(3)(b)** (with s. 9)
- F4** S. 32A(11) inserted (27.5.2020) by [Coronavirus \(Scotland\) \(No.2\) Act 2020](#) (asp 10), s. 16(1), **sch. 3 para. 1(3)(c)** (with s. 9)

**Changes to legislation:**

There are currently no known outstanding effects for the Climate Change (Scotland) Act 2009, Section 32A.