



# Scottish Parliamentary Commissions and Commissioners etc. Act 2010

## 2010 asp 11

### PART 2

#### AMENDMENTS OF PROVISIONS RELATING TO OTHER COMMISSIONS AND OFFICEHOLDERS

#### **29 Standardising and other amendments**

- (1) The enactments referred to in subsections (2) to (11) have effect subject to the amendments there provided for, being amendments which—
  - (a) standardise certain provisions in those enactments,
  - (b) extend and qualify the functions of the Scottish Public Services Ombudsman, but
  - (c) are not limited to amendments for those purposes.
- (2) The Ethical Standards Act is amended in accordance with schedule 2.
- (3) The Scottish Public Services Ombudsman Act 2002 (asp 11) is amended in accordance with schedule 3.
- (4) The Freedom of Information (Scotland) Act 2002 (asp 13) is amended in accordance with schedule 4.
- (5) The Parliamentary Standards Act is amended in accordance with subsections (6) and (7).
- (6) Sections 13(8) (payment of witnesses' allowances and expenses) and 18 (annual report) are repealed.
- (7) In section 17(1) (protection from actions of defamation)—
  - (a) in paragraph (a), after “Commissioner” there is inserted “ or any of the employees of the Commission for Ethical Standards in Public Life in Scotland ”, and
  - (b) in paragraph (b), after “Commissioner” there is inserted “ or any of those employees ”.
- (8) The Public Appointments Act is amended in accordance with subsection (9).

*Status: Point in time view as at 01/04/2011.*

**Changes to legislation:** *There are currently no known outstanding effects for the Scottish Parliamentary Commissions and Commissioners etc. Act 2010, Part 2. (See end of Document for details)*

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- (9) After section 3(2) (paragraph (b) of which gives Scottish Ministers power to confer functions on or remove them from the Public Appointments Commissioner for Scotland) there is inserted—
- “(2A) Before making an order under subsection (2)(b), the Scottish Ministers must consult the Parliamentary corporation.”
- (10) The Commissioner for Children and Young People (Scotland) Act 2003 (asp 17) is amended in accordance with schedule 5.
- (11) The Scottish Commission for Human Rights Act 2006 (asp 16) is amended in accordance with schedule 6.

**Status:**

Point in time view as at 01/04/2011.

**Changes to legislation:**

There are currently no known outstanding effects for the Scottish Parliamentary Commissions and Commissioners etc. Act 2010, Part 2.