

**Changes to legislation:** There are currently no known outstanding effects for the Schools (Consultation) (Scotland) Act 2010, Cross Heading: Convener of the School Closure Review Panels. (See end of Document for details)

## [<sup>F1</sup>SCHEDULE 2A SCHOOL CLOSURE REVIEW PANELS

### Textual Amendments

**F1** Sch. 2A inserted (1.8.2014 so far as necessary to enable Scottish Ministers to make regulations under paras. 1(9) and 2(5), 9.1.2015 in so far as not already in force) by [Children and Young People \(Scotland\) Act 2014 \(asp 8\)](#), ss. **81(5)**, 102(3); S.S.I. 2014/165, art. 2, Sch.; S.S.I. 2014/353, art. 2(1)(a)

### *Convener of the School Closure Review Panels*

- 1 (1) There is established the office of the Convener of the School Closure Review Panels.
- (2) The Scottish Ministers must appoint a person to hold that office.
- (3) A person so appointed—
- (a) is not to be regarded as a servant or agent of the Crown and does not have any status, immunity or privilege of the Crown,
  - (b) subject to any provision made in regulations under sub-paragraph (9), holds and vacates office on such terms and conditions as the Scottish Ministers may determine.
- (4) The Convener—
- (a) may delegate a function conferred on the Convener by this Act,
  - (b) must delegate such a function if required to do so by directions issued under paragraph 4.
- (5) Nothing in sub-paragraph (4)(a) prevents the Convener from carrying out any function delegated under that sub-paragraph.
- (6) Sub-paragraph (7) applies during any period when—
- (a) the office of the Convener is vacant, or
  - (b) the person holding that office is unable to perform the functions conferred on the office because the person is incapacitated.
- (7) The Scottish Ministers may appoint a person to act as Convener during that period.
- (8) A person appointed to act as Convener under sub-paragraph (7)—
- (a) is to be appointed on such terms and conditions as the Scottish Ministers may determine,
  - (b) while acting as such, is to be treated for all purposes, except those of any regulations made under sub-paragraph (9), as the Convener.
- (9) The Scottish Ministers may by regulations make provision for or about—
- (a) eligibility for, and disqualification from, appointment under sub-paragraph (2),
  - (b) tenure and removal from office of a person appointed under sub-paragraph (2),
  - (c) payment of—
    - (i) salary, fees, expenses and allowances to such a person,
    - (ii) pensions, allowances or gratuities (including by way of compensation for loss of office) to, or in respect of, such a person,

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- (d) such other matters in relation to the appointment of the Convener as the Scottish Ministers consider appropriate.]

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