

Changes to legislation: Community Justice (Scotland) Act 2016, Paragraph 3 is up to date with all changes known to be in force on or before 03 October 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 COMMUNITY JUSTICE SCOTLAND

Membership

- 3 (1) Community Justice Scotland is to consist of—
- (a) a member appointed by the Scottish Ministers to chair Community Justice Scotland, and
 - (b) at least 5 but no more than 8 other members appointed by the Scottish Ministers.
- (2) The Scottish Ministers may not appoint a person as a member if the person is—
- (a) a member of the Scottish Parliament,
 - (b) a member of the House of Commons,
 - (c) a member of the House of Lords,
 - (d) a member of the European Parliament.
- (3) The Scottish Ministers must make appointments of members of Community Justice Scotland in a manner which encourages equal opportunities and in particular the observance of the equal opportunity requirements.
- (4) In sub-paragraph (3), “equal opportunities” and “equal opportunity requirements” have the same meanings as in Section L2 of Part 2 of Schedule 5 to the Scotland Act 1998.
- (5) The Scottish Ministers may by regulations modify sub-paragraph (1)(b) by substituting for the minimum or maximum number of members for the time being specified there such other number as they consider appropriate.
- (6) Regulations under sub-paragraph (5) are subject to the negative procedure.
- (7) The members of Community Justice Scotland may elect from their number a member to—
- (a) deputise for the person appointed under sub-paragraph (1)(a),
 - (b) act during any period when there is no person appointed under that sub-paragraph.

Commencement Information

- I1** Sch. 1 para. 3 in force at 1.10.2016 for specified purposes by S.S.I. 2016/262, reg. 2, sch.
I2 Sch. 1 para. 3 in force at 1.4.2017 in so far as not already in force by S.S.I. 2017/33, reg. 2(3)

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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):

- s. 34A34B and cross-heading inserted by [2023 asp 4 s. 12\(2\)](#)
- s. 34C34D and cross-heading inserted by [2023 asp 4 s. 13\(2\)](#)