



Lobbying (Scotland) Act 2016

2016 asp 16

PART 3

OVERSIGHT AND ENFORCEMENT

Investigations: witnesses and documents

36 Offences relating to Commissioner's investigation

- (1) A person to whom a notice under section 33 has been given commits an offence if the person—
 - (a) refuses or fails to attend before the Commissioner as required by the notice,
 - (b) refuses or fails, when attending before the Commissioner, to answer any question concerning the matters specified in the notice,
 - (c) deliberately alters, suppresses, conceals or destroys any document which that person is required to produce by the notice, or
 - (d) refuses or fails to produce any such document.
- (2) It is a defence for a person charged with an offence under subsection (1)(a), (b) or (d) to show that there was a reasonable excuse for the refusal or failure.
- (3) A person who commits an offence under subsection (1) is liable on summary conviction to imprisonment for a period not exceeding 3 months or a fine not exceeding level 5 on the standard scale (but not both).

Commencement Information

II S. 36 in force at 12.3.2018 by [S.S.I. 2018/73](#), [reg. 2](#)

Changes to legislation:

There are currently no known outstanding effects for the Lobbying (Scotland) Act 2016, Section 36.