



Lobbying (Scotland) Act 2016

2016 asp 16

PART 3

OVERSIGHT AND ENFORCEMENT

Commissioner's functions

38 Commissioner's functions etc.

- (1) The Scottish Parliamentary Commissions and Commissioners etc. Act 2010 is modified as follows.
- (2) In section 1(3) (functions of the Commissioner)—
 - (a) the word “and” after paragraph (b) is repealed,
 - (b) after paragraph (c) insert “, and
 - (d) the Lobbying (Scotland) Act 2016.”.
- (3) In section 5(1) (protection from actions for defamation)—
 - (a) in paragraph (a)—
 - (i) the word “or” in the second place where it occurs is repealed,
 - (ii) after “Parliamentary Standards Act” insert “or the Lobbying (Scotland) Act 2016”,
 - (b) in paragraph (c)—
 - (i) the word “or” in the second place where it occurs is repealed,
 - (ii) after “Public Appointments Act” insert “or the Lobbying (Scotland) Act 2016”.
- (4) In section 25 (annual reports), after subsection (3) insert—

“(3A) The report must include, in relation to the performance of the Commissioner's functions under the Lobbying (Scotland) Act 2016—

 - (a) the numbers of complaints made to the Commissioner during the reporting year,
 - (b) the number of complaints which were withdrawn during the reporting year, broken down according to the stage of the investigation at which they were withdrawn,

Status: This is the original version (as it was originally enacted).

- (c) in relation to assessments of admissibility under section 22(2)(a) of that Act—
 - (i) the number completed,
 - (ii) the number of complaints dismissed, and
 - (iii) the number of complaints considered admissible,during the reporting year,
- (d) in relation to investigations under section 22(2)(b)(i) of that Act—
 - (i) the number completed,
 - (ii) the number of reports made under section 22(2)(b)(ii) of that Act,during the reporting year, and
- (e) the number of further investigations that the Commissioner has been directed to carry out under section 27(2) of that Act during the reporting year.”.