



Scottish Fiscal Commission Act 2016

2016 asp 17

Membership

16 Disqualification for appointment

- (1) The Scottish Ministers may not appoint a person as a member if the person—
- (a) is—
 - (i) a member of the Scottish Parliament,
 - (ii) a member of the House of Commons,
 - (iii) a member of the National Assembly for Wales,
 - (iv) a member of the Northern Ireland Assembly,
 - (v) a member of the European Parliament,
 - (vi) a councillor of any local authority,
 - (vii) the holder of any other relevant elective office within the meaning of paragraph 1(8) of schedule 7 to the Political Parties, Elections and Referendums Act 2000,
 - (viii) a member of the Scottish Government,
 - (ix) a Minister of the Crown,
 - (x) an office-holder of the Crown in right of Her Majesty's Government in the United Kingdom,
 - (xi) an office-holder in the Scottish Administration,
 - (xii) a civil servant,
 - (b) is or has been insolvent,
 - (c) is or has been disqualified as a company director under the Company Directors Disqualification Act 1986,
 - (d) is or has been disqualified as a charity trustee under the Charities and Trustee Investment (Scotland) Act 2005, or
 - (e) is or has been disqualified under any disqualification provision analogous to either of those mentioned in paragraphs (c) and (d), anywhere in the world.
- (2) For the purposes of subsection (1)(b), a person is or has been insolvent if—
- (a) the person's estate is or has been sequestrated,
 - (b) the person has granted a trust deed for creditors or has made a composition or arrangement with creditors,

Status: This is the original version (as it was originally enacted).

- (c) the person is or has been the subject of any other kind of arrangement analogous to either of those described in paragraphs (a) and (b), anywhere in the world.