



# Interests of Members of the Scottish Parliament (Amendment) Act 2016

## 2016 asp 4

### *Sanctions*

#### **9 Prohibition of paid advocacy**

In section 14 (prohibition of paid advocacy etc.)—

- (a) in subsection (2)(b), for sub-paragraphs (i) and (ii) there is substituted—
- “(i) which the member receives, agrees to receive or requests and which falls within subsection (2A); or
  - (ii) which the member's spouse, civil partner or cohabitant receives, agrees to receive or requests and which falls within subsection (2B).
- (2A) A payment or benefit in kind falls within this subsection if, after taking account of all the circumstances, it may reasonably be considered that the payment or benefit results (or, if and when made or given, would result) in some benefit to the member, other than a vote for that member in any election to the Parliament.
- (2B) A payment or benefit in kind falls within this subsection if, after taking account of all the circumstances, it may reasonably be considered that the payment or benefit—
- (a) is being provided (or, if and when made or given, would be provided) in connection with the Parliamentary duties of the member; and
  - (b) results (or, if and when made or given, would result) in some benefit to that member.”,
- (b) in subsection (3) after “receiving” there is inserted “, agreeing to receive or requesting”.

**Changes to legislation:**

There are currently no known outstanding effects for the *Interests of Members of the Scottish Parliament (Amendment) Act 2016, Section 9*.