

*These notes relate to the Scottish Biometrics Commissioner Act 2020 (asp 8) which received Royal Assent on 20 April 2020*

# **SCOTTISH BIOMETRICS COMMISSIONER ACT 2020**

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## **EXPLANATORY NOTES**

### **COMMENTARY ON SECTIONS**

#### ***Schedule 2 – Application of public authorities legislation***

##### **Scottish Public Services Ombudsman Act 2002**

75. Paragraph 1 of schedule 2 adds the Commissioner to the list of authorities in schedule 2 of the Scottish Public Services Ombudsman Act 2002 (“the 2002 Act”). The effect is to:
- make the Commissioner open to investigation by the ombudsman (see section 5 of the 2002 Act),
  - oblige the Commissioner to have a complaints handling procedure that complies with the statement of principles published by the ombudsman under section 16A of the 2002 Act,
  - permit the Commissioner to be made subject to the further requirement to have a complaints handling procedure that complies with a model complaints handling procedure prepared by the ombudsman, per sections 16B and 16C of the 2002 Act.