



Scottish Biometrics Commissioner Act 2020

2020 asp 8

Reporting

20 Reports and recommendations

- (1) If the Commissioner determines that a person who is required by section 9(1) to comply with the code of practice has not done or is not doing so, the Commissioner must prepare and publish a report about that failure unless the Commissioner considers that it is sufficiently minor not to merit it.
- (2) The Commissioner may prepare and publish a report about any other matter relating to the Commissioner's functions.
- (3) The Commissioner must lay a copy of any report published under subsection (1) or (2) before the Scottish Parliament.
- (4) A report prepared under subsection (1) may relate to separate failures by different persons.
- (5) A report under subsection (1) or (2) may include recommendations—
 - (a) in relation to compliance with section 9(1),
 - (b) in relation to the technology used or capable of being used for the purpose of acquiring, retaining, using or destroying biometric data, and
 - (c) about any other matter relating to the Commissioner's functions.
- (6) The Commissioner must ensure that a report does not include any information that, in the Commissioner's opinion, it would be inappropriate to include on the ground that to do so—
 - (a) would or might be unlawful,
 - (b) would or might prejudice the administration of justice, or
 - (c) would not be in the public interest.

Changes to legislation: There are currently no known outstanding effects for the Scottish Biometrics Commissioner Act 2020, Section 20. (See end of Document for details)

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Commencement Information

II [S. 20](#) in force at 1.12.2020 by [S.S.I. 2020/250](#), **reg. 2**

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