



Lobbying (Scotland) Act 2016

2016 asp 16

PART 2

THE LOBBYING REGISTER

The register

3 Lobbying register

- (1) The Clerk must establish and maintain a lobbying register (the “register”), containing information about active registrants, inactive registrants and voluntary registrants.
- (2) The Clerk must publish, by such means as the Clerk considers appropriate, the information about active registrants which is contained in the register.
- (3) But the Clerk may withhold from publication information relating to an individual if the Clerk considers that it would be inappropriate to make that information publicly available.
- (4) The Clerk may publish, by such means as the Clerk considers appropriate, such information as the Clerk considers appropriate about—
 - (a) inactive registrants, and
 - (b) voluntary registrants.
- (5) In exercising functions under this Part, the Clerk must have regard to the parliamentary guidance (see section 43).
- (6) In this Part—
 - “active registrant” means a person entered in the register under section 10,
 - “inactive registrant” means a person entered in the register as an inactive registrant under section 12 or 13,
 - “voluntary registrant” means a person entered in the register as a voluntary registrant under section 14.

Changes to legislation: There are currently no known outstanding effects for the Lobbying (Scotland) Act 2016, Cross Heading: The register. (See end of Document for details)

Commencement Information

II [S. 3](#) in force at 12.3.2018 by [S.S.I. 2018/73](#), [reg. 2](#)

4 Content of register

- (1) The register must contain an entry for each registrant setting out the information about the registrant's identity mentioned in section 5.
- (2) In relation to an active or inactive registrant, the register must also contain—
 - (a) the information about the registrant's regulated lobbying activity mentioned in section 6, and
 - (b) additional information provided by the registrant mentioned in section 7.

Commencement Information

I2 [S. 4](#) in force at 12.3.2018 by [S.S.I. 2018/73](#), [reg. 2](#)

5 Information about identity

The information about the registrant's identity is—

- (a) in the case of an individual—
 - (i) the individual's name, and
 - (ii) the address of the individual's main place of business (or, if there is no such place, the individual's residence),
- (b) in the case of a company (within the meaning of the Companies Act 2006)—
 - (i) the name of the company,
 - (ii) its registered number,
 - (iii) the address of its registered office,
 - (iv) the names of its directors and of any secretary, and
 - (v) the names of any shadow directors,

(each of those expressions having the same meaning as in that Act),
- (c) in the case of a partnership (including a limited liability partnership)—
 - (i) the name of the partnership,
 - (ii) the names of the partners, and
 - (iii) the address of its main office or place of business, and
- (d) in the case of any other person—
 - (i) the name of the person, and
 - (ii) the address of the person's main office or place of business.

Commencement Information

I3 [S. 5](#) in force at 12.3.2018 by [S.S.I. 2018/73](#), [reg. 2](#)

Changes to legislation: There are currently no known outstanding effects for the Lobbying (Scotland) Act 2016, Cross Heading: The register. (See end of Document for details)

6 Information about regulated lobbying activity

- (1) The information about the registrant's regulated lobbying activity is information submitted by the registrant about instances of the registrant engaging in regulated lobbying.
- (2) That is, in relation to each instance of regulated lobbying—
 - (a) the name of the person lobbied,
 - (b) the date on which the person was lobbied,
 - (c) the location at which the person was lobbied,
 - (d) a description of the meeting, event or other circumstances in which the lobbying occurred,
 - (e) the name of the individual who made the communication falling within section 1(1),
 - (f) either—
 - (i) a statement that the lobbying was undertaken on the registrant's own behalf, or
 - (ii) the name of the person on whose behalf the lobbying was undertaken, and
 - (g) the purpose of the lobbying.

Commencement Information

I4 [S. 6](#) in force at 12.3.2018 by [S.S.I. 2018/73](#), [reg. 2](#)

7 Additional information

The additional information provided by the registrant is—

- (a) any information submitted by the registrant about—
 - (i) whether there is an undertaking by the registrant to comply with a code of conduct which governs regulated lobbying (whether or not it also governs other activities) and is available for public inspection,
 - (ii) where a copy of the code may be inspected, and
 - (iii) any individual given responsibility by the registrant for monitoring the registrant's compliance with the code, and
- (b) such other information provided by the registrant which the Clerk considers appropriate to include in the register.

Commencement Information

I5 [S. 7](#) in force at 12.3.2018 by [S.S.I. 2018/73](#), [reg. 2](#)

Changes to legislation:

There are currently no known outstanding effects for the Lobbying (Scotland) Act 2016, Cross
Heading: The register.