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DRAFT STATUTORY INSTRUMENTS

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**2007 No.**

**CONSTITUTIONAL LAW  
DEVOLUTION, SCOTLAND**

**The Scottish Parliament (Disqualification) Order 2007**

*Made* - - - - 2007  
*Coming into force* 2007

**THE SCOTTISH PARLIAMENT (DISQUALIFICATION) ORDER 2007**

1. Citation and commencement
2. Specified Office-Holders
3. An office-holder of a description specified in column 1 of...
4. Revocation of the Scottish Parliament (Disqualification) Order 2003  
Signature

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SCHEDULE —

PART I — OFFICE-HOLDERS DISQUALIFIED FROM BEING A MEMBER  
OF THE SCOTTISH PARLIAMENT

Any constable seconded to the Scottish Police Services Authority  
Any member of the Advisory Committee on Hazardous Substances  
established...  
Any member of the Accounts Commission for Scotland  
Any member of the Adult Learning Inspectorate  
Any member of an Agricultural Marketing Board appointed under section...  
Any member appointed by a Minister of the Crown of...  
Any member appointed by the Scottish Ministers of the Scottish...  
Any member appointed by the Head of the Department of...  
Any member of the Aircraft and Shipbuilding Industries Arbitration  
Tribunal...  
Any member of the Antarctic Act Tribunal established under regulations...  
Any member of an Arbitration Tribunal established under Schedule 3...  
Any member of the Asylum and Immigration Tribunal  
Any member of the Audit Commission for Local Authorities and...  
Any member of Audit Scotland appointed under section 10(2)(c) of...  
Any member of the Bòrd na Gàidhlig

**Draft Legislation:** This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: The Scottish Parliament (Disqualification) Order 2007 No. 285

Any member of the Beef Assurance Scheme Membership Panel  
Any member of the Board of the Gangmasters Licensing Authority...  
Any member of the Board of the Pension Protection Fund...  
Any member of the Board and any employee of the...  
Any member of the Boundary Commission for Scotland or any...  
Any member of the British Board of Agrément  
Any member of the British Broadcasting Corporation  
Any member of the British Railways Board  
Any member of British Shipbuilders  
Any member, in receipt of remuneration, of the British Tourist...  
Any member of the British Waterways Board  
Any member of the Broadcasting Standards Commission  
Any member of the Care Standards Tribunal  
Any member of the Central Arbitration Committee  
Any member of the Channel Four Television Corporation  
Any member of the Children and Family Court Advisory and...  
Any member of the Civil Aviation Authority  
Any member of the Civil Nuclear Police Authority  
Any member of the Civil Service Arbitration Tribunal  
Any member of the Coal Authority  
Any member of the Commission for Equality and Human Rights...  
Any member of the Commission on Human Medicines and of...  
Any member of the Commission for Local Administration in England...  
Any member of the Commission for Racial Equality  
Any member of the Competition Commission  
Any member of the Competition Appeal Tribunal  
Any member of the Consumer Council for Postal Services  
Any member of the Copyright Tribunal  
Any member of the Council of the Advisory, Conciliation and...  
Any member of the Council for the Regulation of Health...  
Any member of the Council on Tribunals  
Any member of the Criminal Cases Review Commission  
Any member of the Crown Estate Commissioners  
Any member of a Dairy Produce Quota Tribunal constituted under...  
Any member of the Determinations Panel established by the Pensions...  
Any member of a Development Council established under the Industrial...  
Any member of the Disability Employment Advisory Committee  
Any member of the Disability Living Allowance Advisory Board  
Any member of the Disability Living Allowance Advisory Board for...  
Any member of the Disability Rights Commission  
Any member of the Electoral Commission  
Any member of the staff of the Electoral Commission  
Any member of the Employment Appeal Tribunal  
Any member of the Environment Agency  
Any member of Equality 2025  
Any member of the Equal Opportunities Commission  
Any member of the Fair Employment Tribunal for Northern Ireland...  
Any member of the Foreign Compensation Commission  
Any member of the Gambling Appeals Tribunal  
Any member of the Gambling Commission  
Any member of the Health and Safety Executive  
Any member of Highlands and Islands Enterprise  
Any member of the Human Fertilisation and Embryology Authority

Any member of the Independent Broadcasting Authority  
Any member of the Independent Police Complaints Commission  
Any member of the Independent Television Commission  
Any member of an Industrial Court established in Northern Ireland...  
Any member of the Industrial Injuries Advisory Council  
Any member of the Information Tribunal  
Any member of Invest Northern Ireland  
Any member of a Joint Planning Inquiry Commission constituted under...  
Any member of the Lands Tribunal  
Any member of the Lands Tribunal for Northern Ireland  
Any member of the Lands Tribunal for Scotland  
Any member of the Learning and Skills Council for England...  
Any member of the Local Government Boundary Commission for Scotland...  
Any member of the Low Pay Commission appointed under section...  
Any member of the Meat and Livestock Commission  
Any member of a Meat Hygiene Appeals Tribunal constituted under...  
Any member of a Medical Appeal Tribunal for Northern Ireland...  
Any member of a Mental Health Review Tribunal constituted or...  
Any member of the Mental Health Review Tribunal for Northern...  
Any member of the Mental Welfare Commission for Scotland  
Any member of the Monetary Policy Committee of the Bank...  
Any member of the staff of the National Audit Office...  
Any member of a National Broadcasting Council  
Any member of the National Employment Panel  
Any member of the National Lottery Commission  
Any member of the National Policing Improvement Agency  
Any member of the National Radiological Protection Board  
Any member of the staff of the Northern Ireland Audit...  
Any member of the Northern Ireland Economic Council  
Any member of the Northern Ireland Housing Executive  
Any member of the Northern Ireland Legal Services Commission  
Any member of the Nuclear Decommissioning Authority  
Any member of the Office of Communications  
Any member of the Oil and Pipelines Agency  
Any member of the Parades Commission for Northern Ireland  
Any member of the Parole Board for Scotland  
Any member of a Pensions Appeal Tribunal  
Any member in receipt of remuneration of a panel of...  
Any member of the Pensions Regulator  
Any member of a Planning Inquiry Commission constituted under Part...  
Any member of the Police Complaints Authority  
Any member of the Police Information Technology Organisation in receipt...  
Any member of the Postal Services Commission  
Any member of the Probation Board for Northern Ireland  
Any member of the Radio Authority  
Any member of a residuary body established by virtue of...  
Any member of the Review Board for Government Contracts  
Any member of the Risk Management Authority  
Any member of a Rural Development Board  
Any member of the Scottish Children's Reporter Administration  
Any member of the Scottish Commission for Human Rights

Any member of the Scottish Committee of the Council on...  
Any member of the Scottish Criminal Cases Review Commission  
Any member of Scottish Enterprise  
Any member of the Scottish Environment Protection Agency  
Any member of the Scottish Further and Higher Education Funding...  
Any member of the Scottish Land Court  
Any member of the Scottish Law Commission  
Any member of the Scottish Legal Aid Board  
Any member of Scottish Natural Heritage  
Any member of the Scottish Qualifications Authority  
Any member of the Scottish Social Services Council  
Any member of Scottish Water  
Any member of the Sea Fish Industry Authority  
Any member of the Sea Fish Licence Tribunal  
Any member of and any member of the staff of...  
Any member of Seirbheis nam Meadhanan Gàidhlig  
Any member of the Sianel Pedwar Cymru  
Any member of the Social Security Advisory Committee  
Any member of the Spongiform Encephalopathy Advisory Committee  
Any member of the Standards Commission for Scotland  
Any member of the staff of the State Pathology Service...  
Any member of the Strategic Rail Authority  
Any member of the Sustainable Development Commission  
Any member of the Training and Employment Agency Advisory Board...  
Any member of the Transport Tribunal  
Any member of the Tribunal established under section 65 of...  
Any member of the United Kingdom Atomic Energy Authority (within...  
Any member of the Water Appeals Commission for Northern Ireland...  
Any member of a Water Customer Consultation Panel established for...  
Any member of the Water Industry Commission for Scotland  
Any police member of the Scottish Crime and Drug Enforcement...  
Any non-executive director of the Scottish Prison Service  
Adjudicator appointed under section 5 of the Criminal Injuries  
Compensation...  
Adjudicator of the Criminal Injuries Compensation Appeals Panel for  
Northern...  
Adjudicator appointed by the Commissioners for Her Majesty's Revenue  
and...  
Advocate Depute (not being the Solicitor General for Scotland) appointed...  
Ambassador or Permanent Representative to an international organisation  
representing Her...  
Assessor appointed for the purposes of paragraph 9 of Schedule...  
Assessor appointed for the purposes of section 133 of the...  
Assessor of Public Undertakings (Scotland)  
Any Assistant Commissioner appointed under Part II of the Local...  
Attorney General of the Duchy of Lancaster  
Auditor of the Civil List  
Auditor of the Court of Session  
The Auditor General for Scotland  
The Auditor General for Wales and any member of the...  
Certification Officer or any assistant Certification Officer  
Certification Officer for Northern Ireland appointed under Article 69 of...  
Chairman of an Agricultural Land Tribunal or member of a...

Chairman or Vice Chairman of the Arts Council of Northern...  
Chairman, and any member in receipt of remuneration, of the...  
Chairman or Director General of the British Council  
Chairman of the British Library Board  
Chairman of the British Potato Council  
Chairman, Deputy Chairman and any member of the British Transport...  
Chairman of the Chief Executives' Forum in Northern Ireland  
Full time Chairman of Child Support Appeal Tribunals for Northern...  
Chairman or Deputy Chairman of the Civil Service Appeal Board...  
Chairman of the Consumer Committee for Electricity appointed under Article...  
Chairman and any member of the Consumer Council for Water...  
Chairman and Deputy Chairman of the Countryside Agency (formerly named...  
Chairman of the Covent Garden Market Authority  
Chairman of the Crofters Commission appointed under section 1(4) of...  
Chairman of the Deer Commission for Scotland  
Chairman and any other member of the Distinction and Meritorious...  
Chairman of English Nature  
Chairman of the Fire Authority for Northern Ireland  
Chairman of Food from Britain  
Chairman, any deputy chairman and any non-executive member of the...  
Chairman and any other member of the Gas and Electricity...  
Chairman and any other member of the Gas and Electricity...  
Chairman and Deputy Chairman of the General Consumer Council for...  
Chairman or any member, not being also an employee, of...  
Chairman, Deputy Chairman and any member, not being an employee,...  
Chairman of the Health and Safety Agency for Northern Ireland...  
Chairman and any member of the Health and Safety Commission...  
Chairman of the Higher Education Funding Council for England  
Chairman of the Home Grown Cereals Authority  
Chairman of the Horticultural Development Council  
Chairman of Horticulture Research International  
Chairman and any member of the Human Tissue Authority  
Paid Chairman of an Industrial Training Board constituted under the...  
Chairman of the Inland Waterways Amenity Advisory Council  
Chairman of Investors in People UK  
Chairman of the Joint Nature Conservation Committee  
Chairman of Learning and Teaching Scotland  
Chairman of the Livestock and Meat Commission for Northern Ireland...  
Chairman of the Milk Development Council  
Chairman or Deputy Chairman of the National Consumer Council  
Chairman of the National Endowment for Science, Technology and the...  
Chairman of the National Forest Company  
Chairman of the National Lottery Charities Board and any chairman...  
Chairman of the New Opportunities Fund and, if in receipt...  
Chairman of the Northern Ireland Civil Service Appeal Board  
Chairman of the Northern Ireland Community Relations Council  
Chairman of, or secretary to, the Northern Ireland Local Government...  
Chairman or Vice Chairman of the Northern Ireland Policing Board...  
Chairman or director of the Northern Ireland Transport Holding Company,...  
Chairman and any deputy chairmen of the Police Advisory Board...

Chairman and any deputy chairmen of the Police Negotiating Board...

Chairman of a regional flood defence committee established under section...

Chairman and any member of the Office of Rail Regulation...

Chairman and any Board member of the Qualifications and Curriculum...

Chairman of the Quality Improvement Agency

Chairman and any other member of a Rail Passengers' Council...

Chairman and Chief Executive of Remploy Limited

Chairman of the Rural Development Council for Northern Ireland

Chairman of the Scottish Arts Council

Chairman and any member of the Scottish Dental Practice Board...

Chairman of the Scottish Sports Council

Chairman or Chief Executive of Scottish Ufi Trust or of...

Chairman of the tribunal constituted under section 706 of the...

Chairman of the United Kingdom Sports Council

Chairman and any member of the Water Services Regulation Authority...

Chairman of the Women's Royal Voluntary Service

Chairman or Vice Chairman of the Youth Council for Northern...

Chief Adjudication Officer appointed for Northern Ireland under section 37...

Chief Asylum Support Adjudicator, Deputy Chief Asylum Support Adjudicator and...

Chief Child Support Officer appointed under Article 15(3) of the...

Chief Commissioner and other Commissioners of the Equality Commission for...

Chief Commissioner and other Commissioners of the Northern Ireland Human...

Chief Electoral Officer for Northern Ireland or any whole time...

Chief Executive of the Simpler Trade Procedures Board

Chief Executive and any member of the Scottish Police Services...

Chief Inspector of Criminal Justice in Northern Ireland

Chief Investigating Officer appointed under section 9 of the Ethical...

Chief Officer of a Community Justice Authority

Children's Commissioner and any member of the staff of that...

Civil Service Commissioner

Civil Service Commissioner for Northern Ireland

Clerk or deputy clerk of a district council in Northern...

Commissioner for Children and Young People in Scotland

Commissioner of the Independent International Commission on Decommissioning

Commissioner of the Independent Commission for the Location of Victims'...

Commissioner of the Independent Monitoring Commission

Commissioner or Assistant Commissioner appointed under section 50(1) or (2)...

Additional Commissioner of the Commission for Racial Equality

Additional Commissioner of the Equal Opportunities Commission

Commissioner and any Additional Commissioners for the purposes of hearing...

Commissioner for Protection Against Unlawful Industrial Action

Commissioner for Public Appointments

Commissioner for Public Appointments in Scotland

Commissioner for Public Appointments for Northern Ireland

Commissioner for the Rights of Trade Union Members  
Commons Commissioner  
Comptroller and Auditor General  
Comptroller and Auditor General for Northern Ireland  
Controller of Audit appointed under section 97(4) of the Local...  
Controller of Audit appointed under paragraph 7(1) of Schedule 1...  
Convener and any member of the Advisory Council established under...  
Convener and any member of the Scottish Commission for the...  
Counsel to the Secretary of State under the Private Legislation...  
Crown Solicitor for Northern Ireland  
Deputy Electoral Commissioners and Assistant Electoral Commissioners  
Director of the British Aerospace Public Limited Company appointed  
subject...  
Director of British Nuclear Fuels plc  
Director of Caledonian Maritime Assets Limited  
Director of a Company which for the time being holds...  
Director of a company– (a) which within the meaning of...  
Director of David MacBrayne Ltd  
Director of Fair Access  
Director of Highlands and Islands Airports Limited  
Director of International Military Services Limited  
Director of Northern Ireland Railways Company Limited  
Director of a publicly controlled company (within the meaning of...  
Director of the Post Office company (within the meaning of...  
Director, or Deputy Director, of Public Prosecutions for Northern Ireland...  
Director General of Electricity Supply for Northern Ireland  
Director General of Fair Trading  
Director General of Gas for Northern Ireland  
Director General of the National Economic Development Office  
Director General of the National Lottery  
Director General and Deputy Director General of the Scottish Crime...  
Director General of Telecommunications  
District Judge appointed under section 6 of the County Courts...  
The Drinking Water Quality Regulator for Scotland  
The Forestry Commissioners and any member of the staff of...  
Government Chemist  
Governor, Lieutenant Governor and Secretary, or Captain of Invalids of...  
The Governor or Administrator of an overseas territory within the...  
Governor, Deputy Governor or Director of the Bank of England...  
Governor, Medical Officer or other officer or member of the...  
Health Service Commissioner for England  
Her Majesty's Chief Inspector of Constabulary appointed under  
section 54(1)...  
Her Majesty's Chief Inspector of Constabulary for Scotland appointed  
under...  
Her Majesty's Chief Inspector of Fire Services for Scotland  
Her Majesty's Chief Inspector of Prisons for Scotland  
High Commissioner representing Her Majesty's Government in the United  
Kingdom...  
Immigration Services Commissioner appointed under section 83(2) of the  
Immigration...  
Independent Assessor of Military Complaints Procedures in Northern  
Ireland

**Draft Legislation:** This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: The Scottish Parliament (Disqualification) Order 2007 No. 285

Independent Assessor for Police Service Northern Ireland Recruitment Vetting  
Independent Case Examiner for the Child Support Agency  
Information Commissioner  
Intelligence Services Commissioner appointed under section 59 of the Regulation...  
Interception of Communications Commissioner appointed under section 57 of the...  
The International Rail Regulator  
Judge Advocate of the Fleet  
Judge Advocate General, Vice Judge Advocate General, Assistant Judge Advocate...  
Lay Observer appointed under Article 42 of the Solicitors (Northern...  
The Legal Services Ombudsman  
Lyon Clerk  
Lyon King of Arms  
Member of a panel of chairmen for Child Support Appeal...  
Member of a panel of persons appointed to act as...  
Member, in receipt of remuneration, of a panel of persons...  
Member of the legal panel of persons available to act...  
Member of the legal panel of persons available to act...  
Member of a panel of persons appointed under Schedule 10...  
Member of a panel of persons appointed under Schedule 5...  
Member of the panel of chairmen for Social Security Appeal...  
Member of a panel of persons appointed under section 6...  
Northern Ireland Commissioner for Complaints  
Northern Ireland Commissioner for Protection Against Unlawful Industrial Action  
Northern Ireland Commissioner for the Rights of Trade Union Members...  
Northern Ireland Parliamentary Commissioner for Administration  
Officer or servant of the Crown Estate Commissioners  
Officer, clerk or servant appointed or employed under section 20...  
Officer of the Supreme Court being the holder of any...  
Parliamentary Commissioner for Administration  
Parliamentary Commissioner for Standards  
Pensions Ombudsman and any deputy appointed under section 145A of...  
Pension Protection Fund Ombudsman and any deputy appointed under section...  
Person appointed under section 3(1) of the Local Government and...  
Person appointed under section 19E of the Race Relations Act...  
Person appointed to hear and determine appeals under the Trade...  
Person on the list of those eligible to sit as...  
Person holding a politically restricted post, within the meaning of...  
Police Complaints Commissioner for Scotland appointed under section 33 of...  
Police Ombudsman for Northern Ireland  
President of appeals tribunals (within the meaning of chapter I...  
President of the Employment Tribunals (England and Wales), President of...  
President and any member of the Mental Health Tribunal for...  
President or Vice President of the Rent Assessment Panel for...  
President of Social Security Appeal Tribunals, Medical Appeal Tribunals and...  
President of the Special Educational Needs and Disability Tribunal or...



President or Vice-President of Value Added Tax Tribunals or full-time...  
Prisoner Ombudsman for Northern Ireland  
Public Services Ombudsman for Wales  
Public Works Loan Commissioner  
Receiver for the Metropolitan Police District  
A regional returning officer for the purposes of the Scotland...  
Registrar of the Privy Council  
Registration Officer appointed under section 8(3) of the Representation of...  
Rent Officer or deputy rent officer nominated under Schedule 5...  
Returning Officer under section 25(1) of the Representation of the...  
Scottish Charity Regulator  
Scottish Information Commissioner appointed under section 42 of the  
Freedom...  
Scottish Legal Services Ombudsman appointed under section 34 of the...  
Scottish Parliamentary Standards Commissioner  
Scottish Public Services Ombudsman and any deputy Scottish Public  
Services...  
Scottish Road Works Commissioner  
Any Sentence Review Commissioner in Northern Ireland  
Social fund Commissioner  
Social fund Commissioner in Northern Ireland  
Solicitor in Scotland to any department of Her Majesty's Government...  
Staff of the Scottish Parliament  
Standing Counsel to any department of Her Majesty's Government in...  
Standing Counsel to the Scottish Executive  
Statutory Officer appointed under section 70 of the Judicature (Northern...  
Traffic Commissioner for any area constituted for the purposes of...

PART II — OFFICE-HOLDERS DISQUALIFIED FOR PARTICULAR  
CONSTITUENCIES AND REGIONS

Explanatory Note