

Status: Point in time view as at 01/10/1991.

Changes to legislation: Parliamentary Commissioner Act 1967 is up to date with all changes known to be in force on or before 17 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 1

PENSIONS AND OTHER BENEFITS

Modifications etc. (not altering text)

- C1** Sch. 1 extended by [National Health Service Act 1977 \(c. 49, SIF 113:2\)](#), [s. 107\(2\)](#) and (S.) [National Health Service \(Scotland\) Act 1978 \(c. 29, SIF 113:2\)](#), [s. 91\(2\)](#)

- 1 A person appointed to be the Commissioner may, within such period and in such manner as may be prescribed by regulations under this Schedule, elect between the statutory [^{F1}scheme of pensions and other benefits applicable to the judicial offices listed in [^{F2}section 1 of the ^{M1}Judicial Pensions Act 1981] and the scheme of pensions and other benefits applicable by virtue of section 1 of the ^{M2}Superannuation Act 1972 to the civil service of the State] (in this Schedule referred to respectively as the judicial scheme and the civil service scheme), and if he does not so elect shall be treated as having elected for the civil service scheme.

Textual Amendments

- F1** Words substituted by [Superannuation Act 1972 \(c. 11, SIF 101A:1\)](#), [Sch. 6 para. 63](#)
F2 Words substituted by [Judicial Pensions Act 1981 \(c. 20, SIF 71:2\)](#), [Sch. 3 para. 3\(2\)](#)

Marginal Citations

- M1** [1981 c. 20\(71:2\)](#).
M2 [1972 c. 11\(101A:1\)](#).

- 2 Where a person so appointed elects for the judicial scheme, a pension may be granted to him on ceasing to hold office as Commissioner if he has held that office for not less than five years and either—
- (a) has attained the age of sixty-five years; or
 - (b) is disabled by permanent infirmity for the performance of the duties of that office;
- and (subject to regulations under this Schedule) the provisions of the [^{F3}sections 2 to 4 and 17 to 24 of the ^{M3}Judicial Pensions Act 1981,] shall apply in relation to him and his service as Commissioner as they apply in relation to the holders of judicial offices listed in ^{F3}[section 1 of the Judicial Pensions Act 1981 and service in any such office].

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Textual Amendments

F3 Words substituted by [Judicial Pensions Act 1981 \(c. 20, SIF 71:2\)](#), **Sch. 3 para. 3(3)**

Marginal Citations

M3 [1981 c. 20\(71:2\)](#).

- 3 Where a person so appointed elects for the civil service scheme, [^{F4}the principal civil service pension scheme within the meaning of section 2 of the ^{M4}Superannuation Act 1972 and for the time being in force] shall (subject to regulations under this Schedule) apply as if his service as Commissioner were service in [^{F4}employment] in the civil service of the State.

Textual Amendments

F4 Words substituted by [Superannuation Act 1972 \(c. 11, SIF 101A:1\)](#), **Sch. 6 para. 64**

Marginal Citations

M4 [1972 c. 11\(101A:1\)](#).

- 4 The Treasury may by statutory instrument make regulations for purposes supplementary to the foregoing provisions of this Schedule; and such regulations may, without prejudice to section 38 of the ^{M5}Superannuation Act 1965 (employment in more than one public office), make special provision with respect to the pensions and other benefits payable to or in respect of persons to whom the judicial scheme or the civil service scheme has applied or applies in respect of any service other than service as Commissioner, including provisions—
- (a) for aggregating other service falling within the judicial scheme with service as Commissioner, or service a Commissioner with such other service, for the purposes of determining qualification for or the amount of benefit under that scheme;
 - (b) for increasing the amount of the benefit payable under the judicial scheme, in the case of a person to whom that scheme applied in respect of an office held by him before appointment as Commissioner, up to the amount which would have been payable thereunder if he had retired from that office on the ground of permanent infirmity immediately before his appointment;
 - (c) for limiting the amount of benefit payable under the judicial scheme, in the case of a person to whom the civil service scheme applied in respect of service before his appointment as Commissioner, by reference to the difference between the amount of the benefit granted in his case under the civil service scheme and the amount which would be payable under the judicial scheme if that service had been service as Commissioner.

Marginal Citations

M5 [1965 c. 74\(101A:1\)](#).

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- 5 Any statutory instrument made by virtue of this Schedule shall be subject to annulment in pursuance of a resolution of the House of Commons.

[^{F5X1F6}SCHEDULE 2

DEPARTMENTS ETC. SUBJECT TO INVESTIGATION]

Editorial Information

- X1** [Sch. 2](#): due to the large number of entries contained in [Sch. 2](#) and the frequency with which it has been amended, no separate versions are retained in respect of amendments coming into force after 25.11.2002 or which are not yet in force. Historic information relating to all such amendments is reflected in the current version (except that text replaced by substituted words or entries is not reproduced in the current version but is preserved in preceding versions).

Textual Amendments

- F5** [Sch. 2](#) substituted (14.3.2005) by [The Parliamentary Commissioner Order 2005 \(S. I. 2005/249\)](#), art. 2, [Sch. 1](#)
- F6** [Sch. 2](#) substituted by [Parliamentary and Health Service Commissioners Act 1987 \(c. 39, SIF 89\)](#), s. 1(2), [Sch. 1](#)

Modifications etc. (not altering text)

- C2** [Sch. 2](#) amended (6.11.2000) by [2000 c. 26, s. 127\(4\)](#), [Sch. 8 Pt. II para. 10](#); [S.I. 2000/2957](#), art. 2(1), [Sch. 1](#)

[^{F7X2}Accounts Commission for Scotland]
[^{F8}Advisory Board on Family Law]
[^{F8}Advisory Committee on Novel Foods and Processes]
Advisory, Conciliation and Arbitration Service.
[^{F8}Advisory Council on Public Records]
[^{F8}Agricultural Dwelling House Advisory Committees]
[^{F9}Agricultural Wages Board for England and Wales]
Agricultural wages committees.
[^{F10}Ministry of Agriculture, Fisheries and Food]
[^{F9}Alcohol Education and Research Council]
[^{F8}Apple and Pear Research Council]
[^{F11}Arts Council of England]
[^{F12}Arts Council of Wales (Cyngor Celfyddydau Cymru)]
Arts Council of Great Britain.
[^{F13}Scottish Arts Council]
[^{F14}Director of the Assets Recovery Agency.]
[^{F8}Authorised Conveyancing Practitioners Board]
[^{F8}Boundary Commission for Northern Ireland]
[^{F9}Britain-Russia Centre and the British East-West Centre]

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[^{F9}British Association for Central and Eastern Europe]
 British Council.
 [^{F8}British Educational Communications and Technology Agency]
 [^{F8}British Hallmaking Council]
 British Library Board.
 [^{F8}British Museum]
 [^{F8}British Potato Council]
 [^{F8}British Tourist Authority]
 [^{F8}Broadcasting Standards Commission]
 [^{F15}Building Societies Commission.]
 [^{F9}Cabinet Office]
 Central Police Training and Development Authority
 [^{F16}^{F8}Central Rail Users' Consultative Committee]
 Certification Officer.
 [^{F17}^{F18}Central Statistical Office of the Chancellor of the Exchequer]
 Charity Commission.
 [^{F17}Children and Family Court Advisory and Support Service.]
 [^{F8}Civil Aviation Authority]
 [^{F8}Civil Justice Council]
 [^{F19}Office of the Minister for the Civil Service]
 Civil Service Commission.
 [^{F8}Clinical Standards Advisory Group]
 [^{F20}Commission for Health Improvement]
 [^{F21}The Commission for Patient and Public Involvement in Health.]
 [^{F22}Commissioner for Protection Against Unlawful Industrial Action]
 [^{F8}Commissioner for the Rights of Trade Union Members]
 [^{F8}Committee for Monitoring Agreements on Tobacco Advertising and Sponsorship]
 [^{F8}Committee of Investigation for Great Britain]
 [^{F8}Committee on Standards in Public Life]
 [^{F8}Commonwealth Scholarship Commission in the United Kingdom]
 [^{F8}Community Development Foundation]
 [^{F9}Competition Commission]
 [^{F8}Consumer Panel]
 [^{F8}Consumers' Committee for Great Britain under the Agricultural Marketing Act 1958]
 [^{F24}Coal Authority.]
 Co-operative Development Agency.
 [^{F25}Countryside Agency]
 [^{F26}Countryside Commission for Scotland]
 [^{F27}Countryside Council for Wales.]
 Crafts Council.
 [^{F28}Crofters Commission]

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Crown Estate Office.

[^{F29}Department for Culture, Media, and Sport.]

Customs and Excise.

[^{F30}[^{F31}Data Protection Commissioner]]

[^{F32}Deer Commission for Scotland]

Ministry of Defence.

[^{F8}Design Council]

Development Commission.

[^{F33}Disability Rights Commission]

[^{F34}United Kingdom Ecolabelling Board]

[^{F35}The Department for Education and Employment.]

[^{F8}Docklands Light Railway]

[^{F36}Education Assets Board.]

[^{F37}Department for Education]

[^{F38}Department for Education and Skills]

Central Bureau for Educational Visits and Exchanges.

[^{F39}Electoral Commission.]

[^{F40}^{F8}East Midlands Region Electricity Consumers' Committee]

[^{F40}^{F8}Eastern Region Electricity Consumers' Committee]

[^{F40}[^{F41}Office of the Director General of Electricity Supply.]]

[^{F42}Department of Employment]

[^{F43}Department of Energy]

[^{F44}Department of the Environment]

[^{F45}Department for Environment, Food and Rural Affairs]

[^{F46}Department for Transport]

[^{F47}Department for Work and Pensions]

[^{F48}English National Board for Nursing, Midwifery and Health Visiting]

[^{F49}English Nature]

[^{F50}[^{F51}The Department of the Environment, Transport and the Regions.]]

[^{F52}Environment Agency]

[^{F52}Scottish Environment Protection Agency]

Equal Opportunities Commission.

Export Credits Guarantee Department.

British Film Institute.

[^{F8}Fleet Air Arm Museum]

[^{F8}Food Advisory Committee]

[^{F8}Food from Britain]

[^{F54}Food Standards Agency]

[^{F8}Football Licensing Authority]

Foreign and Commonwealth Office.

Forestry Commission.

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[^{F15}[^{F55}Friendly Societies Commission]]
 [^{F15}Registry of Friendly Societies.]
 [^{F8}Further Education Funding Council for England]
 [^{F9}Gaming Board for Great Britain]
 [^{F40}[^{F8}Gas Consumers' Council.]]
 [^{F56}Gas and Electricity Consumer Council.]
 [^{F56}Gas and Electricity Markets Authority.]
 [^{F40}Office of the Director General of Gas Supply.]
 [^{F8}Geffrye Museum]
 [^{F8}Gene Therapy Advisory Committee]
 [^{F57}General Social Care Council.]
 [^{F7}General Teaching Council for Scotland]
 [^{F58}Department of Health.]
 Health and Safety Commission.
 Health and Safety Executive.
 . . .
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 [^{F60}Highlands and Islands Development Board]
 [^{F8}Higher Education Funding Council for England]
 Historic Buildings and Monuments Commission for England.
 [^{F8}Historic Royal Palaces]
 [^{F8}Home-Grown Cereals Authority]
 Home Office.
 [^{F8}Horniman Museum and Gardens]
 Horserace Betting Levy Board.
 [^{F8}Horticultural Development Council]
 Housing Corporation.
 [^{F61}Housing for Wales]
 [^{F62}Human Fertilisation and Embryology Authority.]
 [^{F63}The Immigration Services Commissioner]
 [^{F8}Imperial War Museum]
 Central Office of Information.
 [^{F64}Information Commissioner.]
 Inland Revenue.
 [^{F65}Department for International Development.]
 [^{F66}Intervention Board for Agricultural Produce.]
 [^{F8}Investors in People UK]
 [^{F8}Joint Nature Conservation Committee]
 Land Registry.
 [^{F67}Legal Aid Board]
 [^{F68}Scottish Legal Aid Board.]
 [^{F69}Legal Services Commission]

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[^{F70}The Legal Services Complaints Commissioner]

The following general lighthouse authorities—

(a) the Corporation of the Trinity House of Deptford Strond;

(b) the Commissioners of Northern Lighthouses.

[^{F7}Local Government Boundary Commission for Scotland]

[^{F71}Local Government Commission for England.]

[^{F40}[^{F8}London Region Electricity Consumers' Committee]]

[^{F8}London Regional Passengers' Committee]

[^{F8}Lord Chancellor's Advisory Committee on Legal Education and Conduct]

The Lord Chancellor's Department.

Lord President of the Council's Office.

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[^{F8}Marshall Aid Commemoration Commission]

[^{F8}Meat and Livestock Commission]

[^{F74}Medical Practices Committee.]

[^{F75}Scottish Medical Practices Committee.]

[^{F8}Medical Workforce Standing Advisory Committee]

[^{F40}[^{F8}Merseyside and North Wales Region Electricity Consumers' Committee]]

[^{F40}[^{F8}Midlands Region Electricity Consumers' Committee]]

[^{F8}Milk Development Council]

[^{F8}Millennium Commission]

[^{F76}Monopolies and Mergers Commission]

Museums and Galleries Commission.

[^{F8}Museum of London]

[^{F8}Museum of Science and Industry in Manchester]

[^{F8}National Army Museum]

[^{F8}National Biological Standards Board (UK)]

[^{F77}National Care Standards Commission.]

[^{F8}National Consumer Council]

National Debt Office.

[^{F8}National Employers' Liaison Committee]

[^{F8}National Endowment for Science, Technology and the Arts]

[^{F8}National Film and Television School]

[^{F8}National Forest Company]

[^{F7}National Galleries of Scotland]

[^{F8}National Gallery]

[^{F7}National Library of Scotland]

[^{F7}National Museums of Scotland]

[^{F78}National Rivers Authority]

[^{F79}Department of National Heritage.]

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Trustees of the National Heritage Memorial Fund.
 [^{F80}Office of the Director General of the National Lottery]
 [^{F81}National Lottery Commission]
 [^{F8}National Lottery Charities Board]
 Department for National Savings.
 [^{F82}Scottish Natural Heritage.]
 [^{F8}National Maritime Museum]
 [^{F8}National Museum of Science and Industry]
 [^{F8}National Museums and Galleries on Merseyside]
 [^{F8}National Portrait Gallery]
 [^{F8}National Radiological Protection Board]
 [^{F8}Natural History Museum]
 Nature Conservancy Council.
 [^{F83}[^{F84}Nature Conservancy Council for England.]]
 [^{F85}Nature Conservancy Council for Scotland]
 [^{F8}New Millennium Experience Company Ltd]
 [^{F8}New Opportunities Fund]
 Commission for the New Towns.
 Development corporations for new towns.
 [^{F40}[^{F8}North Eastern Region Electricity Consumers' Committee]]
 [^{F40}[^{F9}North of Scotland Region Electricity Consumers' Committee]]
 [^{F40}[^{F8}North Western Region Electricity Consumers' Committee]]
 Northern Ireland Court Service.
 [^{F8}Northern Ireland Human Rights Commission]
 Northern Ireland Office.
 [^{F86}Northern Ireland Policing Board]
 [^{F11}Occupational pensions Board]
 [^{F87}The Occupational Pensions Regulatory Authority]
 [^{F88}Office of the Commissioner for Protection Against Unlawful Industrial Action]
 [^{F8}Oil and Pipelines Agency]
 [^{F8}Parliamentary Boundary Commission for England]
 [^{F9}Parliamentary Boundary Commission for Scotland]
 [^{F8}Parliamentary Boundary Commission for Wales]
 [^{F8}Parole Board]
 [^{F7}Parole Board for Scotland]
 [^{F89}The Pensions Compensation Board]
 Ordnance Survey.
 [^{F18}Office of Population Censuses and Surveys]
 [^{F90}Consumer Council for Postal Services]
 [^{F91}Police Information Technology Organisation]
 [^{F92}[^{F8}Post Office Users' Council for Northern Ireland]]

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[^{F92}[^{F8}Post Office Users' Council for Scotland]]
[^{F92}[^{F8}Post Office Users' Council for Wales]]
[^{F92}[^{F8}Post Office Users' National Council]]
[^{F93}Postal Services Commission]
[^{F8}Probation Board for Northern Ireland]
[^{F94}Commissioner for Protection Against Unlawful Industrial Action]
Registrar of Public Lending Right.
Public Record Office.
[^{F95} Office of Fair Trading]
[^{F96}Office of Public Service][^{F97}and Science] .
[^{F8}Qualifications Curriculum Authority]
[^{F98}The International Rail Regulator.]
[^{F16}[^{F99}The Director of Passenger Rail Franchising.]]
[^{F100}The Rail Regulator.]
Scottish Record Office.
Commission for Racial Equality.
[^{F101}Rail Passengers' Committees.]
[^{F101}Rail Passengers' Council.]
[^{F16}[^{F8}Rail Users' Consultative Committee for Eastern England]]
[^{F16}[^{F8}Rail Users' Consultative Committee for North Eastern England]]
[^{F16}[^{F8}Rail Users' Consultative Committee for North Western England]]
[^{F16}[^{F8}Rail Users' Consultative Committee for Scotland]]
[^{F16}[^{F8}Rail Users' Consultative Committee for Southern England]]
[^{F16}[^{F8}Rail Users' Consultative Committee for the Midlands]]
[^{F16}[^{F8}Rail Users' Consultative Committee for Wales]]
[^{F16}[^{F8}Rail Users' Consultative Committee for Western England]]
[^{F8}Remploy Ltd]
[^{F102}Red Deer Commission]
[^{F75}Department of the Registers of Scotland]
[^{F75}General Register Office, Scotland]
[^{F103}Agriculture and Food Research Council]
[^{F11}Biotechnology and Biological Sciences Research Council]
[^{F11}Council for the Central Laboratory of Research Councils]
Economic and Social Research Council.
[^{F11}Engineering and Physical Sciences Research Council]
Medical Research Council.
Natural Environment Research Council.
[^{F11}Particle Physics and Astronomy Research Council]
[^{F104}Science and Engineering Research Council]
[^{F105}The International Rail Regulator]
[^{F106}Regional development agencies]

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[^{F107}(other than the London Development Agency)]
Residuary Bodies.
[^{F8}Reviewing Committee on the Export of Works of Art]
[^{F108}Office of the Commissioner for the Rights of Trade Union Members]
[^{F8}Royal Air Force Museum]
[^{F8}Royal Armouries Museum]
[^{F7}Royal Botanic Garden, Edinburgh]
[^{F8}Royal Botanic Gardens, Kew]
[^{F8} Royal Commission on Historical Manuscripts]
[^{F7}Royal Commission on the Ancient and Historical Monuments of Scotland]
[^{F8}Royal Commission on the Historical Monuments of England]
[^{F8}Royal Marines Museum]
Royal Mint.
[^{F8}Royal Naval Museum]
[^{F8}Royal Navy Submarine Museum]
[^{F109}Office of Her Majesty’s Chief Inspector of Schools in Wales.]
[^{F8}Scientific Committee on Tobacco and Health]
[^{F7}Scottish Agricultural Wages Board]
[^{F7}Scottish Children’s Reporter Administration]
[^{F7}Scottish Community Education Council]
[^{F7}Scottish Consultative Council on the Curriculum]
[^{F7}Scottish Council for Educational Technology]
[^{F75}Scottish Courts Administration.]
[^{F110}Scottish Environmental Protection Agency]
[^{F7}Scottish Further Education Funding Council]
[^{F7}Scottish Further Education Unit]
[^{F7}Scottish Higher Education Funding Council]
[^{F111}Scottish Homes.]
Scottish Office.
[^{F7}Scottish Qualifications Authority]
[^{F7}Scottish Screen Ltd]
[^{F7}Scottish Studentship Selection Committee]
[^{F7}Scottish Water and Sewerage Customers’ Council]
[^{F8}Sea Fish Industry Authority]
[^{F112}Office of the Secretary of State for Scotland]
[^{F113}The Service Authority for the National Crime Squad.]
[^{F113}The Service Authority for the National Criminal Intelligence Service.]
[^{F8}Sir John Soane’s Museum]
Council for Small Industries in Rural Areas.
[^{F58}Department of Social Security.]
Central Council for Education and Training in Social Work.

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[^{F40}[^{F8}South Eastern Region Electricity Consumers' Committee]]
[^{F40}[^{F8}South of Scotland Region Electricity Consumers' Committee]]
[^{F40}[^{F8}South Wales Region Electricity Consumers' Committee]]
[^{F40}[^{F8}South Western Region Electricity Consumers' Committee]]
[^{F40}[^{F8}Southern Region Electricity Consumers' Committee]]
Sports Council.
[^{F114}English Sports Council]
Scottish Sports Council.
[^{F114}United Kingdom Sports Council.]
[^{F115}Sports Council for Wales.]
[^{F116}The Staff Commission for Wales (Comisiwn Staff Cymru).]
[^{F117}Standards Board for England.]
[^{F8}Standing Dental Advisory Committee]
[^{F8}Standing Medical Advisory Committee]
[^{F8}Standing Nursing and Midwifery Advisory Committee]
[^{F8}Standing Pharmaceutical Advisory Committee]
Stationery Office.
[^{F118}Strategic Rail Authority.]
[^{F119} The Office for National Statistics.]
[^{F8}Tate Gallery]
[^{F8}Teacher Training Agency]
Office of the Director General of Telecommunications.
[^{F8}The Great Britain-China Centre]
[^{F8}The Simpler Trade Procedures Board]
English Tourist Board.
[^{F75}Scottish Tourist Board.]
[^{F115}Wales Tourist Board]
Board of Trade.
Department of Trade and Industry.
Agricultural Training Board.
Clothing and Allied Products Industry Training Board.
Construction Industry Training Board.
Engineering Industry Training Board.
Hotel and Catering Industry Training Board.
Plastics Processing Industry Training Board.
Road Transport Industry Training Board.
...
[^{F120}...]
[^{F121}Traffic Director for London.]
[^{F44}Department of Transport, Local Government and the Regions]
[^{F8}Treasure Valuation Committee]
Treasury.
Treasury Solicitor.

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[^{F8}United Kingdom Atomic Energy Authority]
 [^{F8}United Kingdom Register of Organic Food Standards]
 [^{F8}United Kingdom Xenotransplantation Interim Regulatory Authority]
 [^{F8}Unrelated Live Transplant Regulatory Authority]
 Urban development corporations [^{F122}established for urban development areas wholly in England].
 [^{F123}Urban Regeneration Agency.]
 [^{F8}Victoria and Albert Museum]
 [^{F124}Development Board for Rural Wales]
 [^{F8}Wallace Collection]
 [^{F8}War Pensions Committees]
 [^{F125}Office of the Director General of Water Services.]
 [^{F126}Bwrdd yr Iaith Gymraeg (Welsh Language Board)]
 Welsh Office.
 [^{F8}Westminster Foundation for Democracy]
 [^{F8}Wine Standards Board of the Vintners' Company]
 [^{F8}Women's National Commission]
 [^{F8}Yorkshire Region Electricity Consumers' Committee]
 [^{F127}Youth Justice Board]
 [^{F9}Youth Justice Board for England and Wales]

Editorial Information

- X2** Sch. 2: this version of this provision contains details of amendments coming into force on or after 1.10.1991 and before 16.12.2003 (repealed text is retained). For previous amendment history, please refer to the earlier version.

Textual Amendments

- F7** Sch. 2: entries inserted (15.3.1999) by S.I. 1999/277, art. 2 and entries repealed (1.7.1999) by S.I. 1999/1820, arts. 1(2), 4, Sch. 2 Pt. I para. 39(5)(a), Pt. IV; S.I. 1998/3178, art. 3
- F8** Entries in Sch. 2 inserted (15.3.1999) by S.I. 1999/277, art. 2
- F9** Entries in Sch. 2 inserted (19.8.1999) by S.I. 1999/2028, art. 2
- F10** Entry in Sch. 2 repealed (27.3.2002) by S.I. 2002/794, art. 5(2), Sch. 2 (with art. 6)
- F11** Sch. 2: entries inserted (31.7.1995) by virtue of S.I. 1995/1615, art. 2
- F12** Sch. 2: entry inserted (31.7.1995) by virtue of S.I. 1995/1615, art. 2; and entry repealed (1.7.1999) by 1998 c. 38, s. 152, Sch. 18 Pt. I (with ss. 139(2), 143(2)); S.I. 1999/1290, art. 4
- F13** Sch. 2: entry inserted (31.7.1995) by virtue of S.I. 1995/1615, art. 2 and entry repealed (1.7.1999) by S.I. 1999/1820, arts. 1(2), 4, Sch. 2 Pt. I para. 39(5)(a), Pt. IV; S.I. 1998/3178, art. 3
- F14** Sch. 2: entry inserted (24.2.2003) by 2002 c. 29, ss. 456, 458(1), Sch. 11 para. 2(2); S.I. 2003/120, art. 2, Sch. (subject to arts. 3-7)
- F15** Entries in Sch. 2 repealed (1.12.2001) by S.I. 2001/3649, art. 274
- F16** Entries in Sch. 2 repealed (1.2.2001) by 2000 c. 38, s. 274, Sch. 31 Pt. IV; S.I. 2001/57, art. 3(1), Sch. 2 Pt. I (subject to transitional provisions in Sch. 2 Pt. II)
- F17** Entry in Sch. 2 inserted (1.4.2001) by 2000 c. 43, s. 11, Sch. 2 para. 17; S.I. 2001/919, art. 2(a)(e)
- F18** Sch. 2: entries repealed (1.4.1996) by S.I. 1996/273, art. 5(1), Sch. 2 para. 15(a)
- F19** Sch. 2: entry (which was inserted by S.I. 1987/2039, art. 4(1)(b)) omitted (6.7.1992) by virtue of S.I. 1992/1296, art. 6(1), Sch. para. 3(b)

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- F20** Sch. 2: entry inserted (1.11.1999 for E.W. and otherwise 11.5.2001) by 1999 c. 8, s. 19, **Sch. 2 para. 17**; S.I. 1999/2793, art. 2(1)(b), **Sch. 2**; S.I. 2001/1985, art. 2(3)(b)
- F21** Entry in Sch. 2 inserted (1.1.2003) by 2002 c. 17, ss. 20(11), 42(3), **Sch. 6 para. 17**; S.I. 2002/3190, art. 2
- F22** Entry in Sch. 2 inserted (15.3.1999) by S.I. 1999/277, art. 2 and entry repealed (25.10.1999) by S.I. 1999 c. 26, s. 44, **Sch. 9(6)**; S.I. 1999/2830, art. 2(3), **Sch. 2 Pt. I** (with Sch. 3 para. 4)
- F23** Sch. 2: entry repealed (7.1.2003) by 2002 c. 39, ss. 1(4), 3, 4(2), Sch. 1 para. 1, **Sch. 3**
- F24** Sch. 2: entry inserted (5.7.1994) by 1994 c. 21, s. 1, **Sch. 1 Pt. I**, para. 10
- F25** Sch. 2: “Countryside Agency” substituted for “Countryside Commission”(20.2.1999) by S.I. 1999/416, art. 3(d), **Sch. 1 para. 3** (and by S.I. 1999/2028, art. 2 it is provided (19.8.1999) that the words “Countryside Commission” shall be deleted and the words “Countryside Agency” shall be inserted)
- F26** Sch. 2: entry repealed (1.4.1992) by Natural Heritage (Scotland) Act 1991 (c. 28), s. 27(2), **Sch. 11**; S.I. 1991/2633, art. 4
- F27** Entry inserted (1.4.1991) by Environmental Protection Act 1990 (c. 43, SIF 46:4), s. 128(5), **Sch. 6 para. 23(a)** and entry repealed (1.7.1999) by 1998 c. 38, s. 152, **Sch. 18 Pt. I** (with ss. 139(2), 143(2)); S.I. 1999/1290, art. 4
- F28** Entry in Sch. 2 repealed (1.7.1999) by S.I. 1999/1820, arts. 1(2), 4, **Sch. 2 Pt. I para. 39(5) Pt. IV**; S.I. 1998/3178, art. 3
- F29** Sch. 2: entry inserted (22.8.1997) by S.I. 1997/1744, art. 2(2), **Sch. para. 2**
- F30** Entry in Sch. 2 repealed (30.1.2001) by 2000 c. 36, ss. 18(4), 86, 87(2)(c)(d), Sch. 2 Pt. I para. 4, **Sch. 8 Pt. II** (with ss. 56, 78)
- F31** Sch. 2: “Data Protection Commissioner” substituted for “Data Protection Registrar”(1.3.2000) by 1998 c. 29, s. 74(1), **Sch. 15 para. 2**; S.I. 2000/183, art. 2(1)
- F32** Sch. 2: entry inserted (18.10.1996) by 1996 c. 44, ss. 13(1), 14(2), **Sch. 1 para. 3(b)** and entry repealed (1.7.1999) by S.I. 1999/1820, arts. 1(2), 4, **Sch. 2 Pt. I para. 39(5)(a)**, Pt. IV; S.I. 1998/3178, art. 3
- F33** Entry in Sch. 2 inserted (13.4.2000) by S.I. 2000/739, art. 2
- F34** Sch. 2: entry inserted (1.11.1992) by S.I. 1992/2383, reg. 2, **Sch. Pt. I para. 9** and omitted (19.5.1999) by virtue of S.I. 1999/931, reg. 7
- F35** Sch. 2: entry inserted (1.1.1996) by S.I. 1995/2986, art. 11, **Sch. para. 5** and entry repealed (27.6.2002) by S.I. 2002/1397, art. 12, **Sch. 1 Pt. I para. 4(a)**
- F36** Entry inserted by Education Reform Act 1988 (c. 40, SIF 40:1), ss. 231(7), 235(6), 237(1), **Sch. 12 para. 67**
- F37** Sch. 2: entry substituted (6.7.1992) (“Department for Education” substituted for “Department for Education and Science”) by S.I. 1992/1296, art. 6(1), **Sch. para. 3** and entry repealed (1.1.1996) by S.I. 1995/2986, art. 11, **Sch. para. 5(a)**
- F38** Entry in Sch. 2 inserted (27.6.2002) by S.I. 2002/1397, art. 12, **Sch. Pt. I para. 4(b)**
- F39** Entry in Sch. 2 inserted (16.2.2001) by 2000 c. 41, s. 158(1), **Sch. 21 para. 2**; S.I. 2001/222, art. 2, **Sch. 1 Pt. I** (subject to transitional provisions in Sch. 1 Pt. II)
- F40** Entries in Sch. 2 repealed (7.11.2000) by 2000 c. 27, s. 108, **Sch. 8**; S.I. 2000/2974, art. 2, **Sch.** (subject to arts. 3-12)
- F41** Entry inserted by Electricity Act 1989 (c. 29, SIF 44:1), ss. 1(5), 112(3), Sch. 1 para. 7, **Sch. 17 para. 35(1)**
- F42** Sch. 2: entry repealed (1.1.1996) by S.I. 1995/2986, art. 11, **Sch. para. 5(a)**
- F43** Sch. 2: entry repealed (5.7.1992) by S.I. 1992/1314, art. 5
- F44** Sch. 2: entries repealed (26.1.1998) by S.I. 1997/2971, art. 6(1), **Sch. para. 2(a)**
- F45** Entry in Sch. 2 inserted (27.3.2002) by S.I. 2002/794, art. 5(1), **Sch. 1 para. 14** (with arts. 5(3), 6)
- F46** Entry in Sch. 2 inserted (13.8.2001) by S.I. 2001/2568, art. 16, **Sch. para. 2(b)**
- F47** Entry in Sch. 2 inserted (27.6.2002) by S.I. 2002/1397, art. 12, **Sch. Pt. I para. 4(b)**
- F48** Entry in Sch. 2 inserted (15.3.1999) by S.I. 1999/277, art. 2 and entry omitted (in accordance with art. 1(2)(3) of the amending S.I.) by virtue of S.I. 2002/253, art. 54, **Sch. 5** (with art. 3(18))
- F49** Entry in Sch. 2 inserted (30.1.2001) by 2000 c. 37, ss. 73(4), 103(2), **Sch. 8 para. 2(c)**
- F50** Entry in Sch. 2 repealed (13.8.2001) by S.I. 2001/2568, art. 16, **Sch. para. 2(a)**
- F51** Sch. 2: entry inserted (26.1.1998) by S.I. 1997/2791, art. 6(1), **Sch. para. 2(b)**

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- F52** Sch. 2: entries inserted (1.4.1996) by 1995 c. 25, s. 120(1), **Sch. 22 para. 11(a)** (with ss. 7(6), 115, 117, 120, Sch. 23 para. 10(3)); S.I. 1996/186, **art. 3**
- F53** Sch. 2: entry repealed (1.4.2003) by 2002 c. 40, s. 278, Sch. 26; S.I. 2003/766, **art. 2**, Sch. (with art. 3)
- F54** Sch. 2: entry inserted (1.4.2000) by 1999 c. 28, s. 40(1)(2), **Sch. 5 para. 3**; S.I. 2000/1066, **art. 2**
- F55** Sch. 2: entry inserted (8.6.1992) by Friendly Societies Act 1992 (c. 40), s. 1, **Sch. 1 para. 12**; S.I. 1992/1325, **art. 2**
- F56** Entries in Sch. 2 inserted (1.11.2000) by 2000 c. 27, s. 108, **Sch. 6 Pt. III para. 43**; S.I. 2000/2917, **art. 2**, **Sch.**
- F57** Entry in Sch. 2 inserted (7.5.2001 for E.) by 2000 c. 14, ss. 6, 54, 66, 122, **Sch. 1 para. 24**; S.I. 2001/1536, **art. 2(2)(a)(ii)**
- F58** Entry inserted by S.I. 1988/1843, **art. 5(2)(b)** and entry repealed (27.6.2002) by S.I. 2002/1397, **art. 12**, **Sch. Pt. I para. 4(a)**
- F59** Entry repealed by S.I. 1988/1843, **art. 5(2)(a)**
- F60** Words repealed (1.4.1991) by Enterprise and New Towns (Scotland) Act 1990 (c. 35, SIF 64), s. 38(2), **Sch. 5 Pt. III**
- F61** Sch. 2: entry repealed (1.11.1998) by 1998 c. 38, s. 152, **Sch. 18 Pt. VI** (with ss. 139(2), 143(2)); S.I. 1998/2244, **art. 5**
- F62** Entry inserted by Human Fertilisation and Embryology Act 1990 (c. 37, SIF 83:1), s. 5(3), **Sch. 1 para. 14**
- F63** Sch. 2: entry inserted (22.5.2000) by 1999 c. 33, s. 83, **Sch. 5 para. 25**; S.I. 2000/1282, **art. 2**, **Sch.**
- F64** Entry in Sch. 2 inserted (30.1.2001) by 2000 c. 36, ss. 18(4), 87(2)(c), **Sch. 2 Pt. I para. 4** (with ss. 7(1)(7), 56, 78)
- F65** Sch. 2: entry inserted (22.8.1997) by S.I. 1997/1749, **art. 8**
- F66** Entry in Sch. 2 repealed (15.11.2001) by S.I. 2001/3686, **reg. 6(2)**
- F67** Sch. 2: entry repealed (1.4.2000) by 1999 c. 22, s. 106, **Sch. 15 Pt. I**; S.I. 2000/774, **art. 2(c)**, **Sch.**
- F68** Entry inserted by S.I. 1988/585, **art. 2** and entry repealed (1.7.1999) by S.I. 1999/1820, arts. 1(2), 4, **Sch. 2 Pt. I para. 39(5)(a)**, Pt. IV; S.I. 1998/3178, **art. 3**
- F69** Sch. 2: entry inserted (1.4.2000) by 1999 c. 22, s. 24, **Sch. 4 para. 2**; S.I. 2000/774, **art. 2(a)**
- F70** Sch. 2: entry inserted (1.11.2003) by 1999 c. 22, ss. 51, 108(1), Sch. 8 para. 9; S.I. 2003/2571, **art. 2**
- F71** Sch. 2: entry inserted (6.3.1992) by Local Government Act 1992 (c. 19), s. 12, **Sch. 2 para. 11**
- F72** Entry repealed by S.I. 1987/2039, **art. 4(1)(a)**
- F73** Entry repealed by Employment Act 1988 (c. 19, SIF 43:5), s. 33(2), **Sch. 4**
- F74** Entry in Sch. 2 repealed (1.4.2002) by 2001 c. 15, s. 67, **Sch. 6 Pt. 1** (with ss. 64(a), 65(4)); S.I. 2002/1095, **art. 2(3)**, **Sch.**
- F75** Sch. 2: entries repealed (1.7.1999) by S.I. 1999/1820, arts. 1(2), 4, **Sch. 2 Pt. I para. 39(5)(a)**, Pt. IV; S.I. 1998/3178, **art. 3**
- F76** Sch. 2: entry inserted (15.3.1999) by S.I. 1999/277, **art. 2**; and deleted (19.8.1999) by S.I. 1999/2028, **art. 2**
- F77** Entry in Sch. 2 inserted (9.4.2001 for E.) by 2000 c. 14, ss. 6, 54, 66, 122, **Sch. 1 para. 24**; S.I. 2001/1193, **art. 2(3)(b)**
- F78** Sch. 2: entry repealed (1.4.1996) by 1995 c. 25, s. 120(1)(3), Sch. 22 para. 11(c)(i), **Sch. 24** (with ss. 7(6), 115, 117, 120, Sch. 23 para. 10(3)); S.I. 1996/186, **art. 3**
- F79** Sch. 2: entry inserted (3.7.1992) by S.I. 1992/1311, **art. 12(1)(a)**
- F80** Sch. 2: entry inserted (25.10.1993) by 1993 c. 39, s. 3, **Sch. 2 para. 7**; S.I. 1993/2632, **art. 2** and entry repealed (1.4.1999) by 1998 c. 22, ss. 1, 26, **Sch. 1 Pt. III para. 9(b)**; Sch. 5 Pt. I; S.I. 1999/650, **art. 2**
- F81** Sch. 2: entry inserted (1.4.1999) by 1998 c. 22, s. 1(5), **Sch. 1 Pt. III para. 9(a)**; S.I. 1999/650, **art. 2**
- F82** Sch. 2: entry inserted (27.11.1991) by Natural Heritage (Scotland) Act 1991 (c. 28), s. 27(1), **Sch. 10 para. 3**; S.I. 1991/2633, **art. 3**, **Sch.** and entry repealed (1.7.1999) by S.I. 1999/1820, arts. 1(2), 4, **Sch. 2 Pt. I para. 39(5)(a)**, Pt. IV; S.I. 1998/3178, **art. 3**
- F83** Entry in Sch. 2 repealed (30.1.2001) by 2000 c. 37, ss. 73(4), 102, 103(2), Sch. 8 para. 2(c), **Sch. 16 Pt. III**
- F84** Sch. 2: entry inserted (1.4.1991) by Environmental Protection Act 1990 (c. 43, SIF 46:4), s. 128(5), **Sch. 6 para. 23(b)** and repealed (30.1.2001) by 2000 c. 37, ss. 102, 103(2), **Sch. 16 Pt. III**
- F85** Sch. 2: entry repealed (1.4.1992) by Natural Heritage (Scotland) Act 1991 (c. 28), s. 27(2), **Sch. 11**; S.I. 1991/2633, **art. 4**

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- F86** Entry in Sch. 2 inserted (4.11.2001) by 2000 c. 32, s. 78(1), **Sch. 6 para. 2**; S.R. 2001/396, art. 2, **Sch. F87** Sch. 2: entry inserted (1.4.1996) by 1995 c. 26, s. 1(5), **Sch. 1 para. 10**; S.I. 1996/778, art. 2(3), **Sch. Pt. III**
- F88** Sch. 2: entry inserted (30.8.1993) by 1993 c. 19, s. 49(2), **Sch. 8 para. 2**; and repealed (25.10.1999) by S.I. 1999 c. 26, s. 44, **Sch. 9(6)**; S.I. 1999/2830, art. 2(3), **Sch. 2 Pt. I** (with Sch. 3 para. 4)
- F89** Sch. 2: entry inserted (1.8.1996) by 1996 c. 26, s. 78(8), **Sch. 2 para. 9**; S.I. 1996/1412, art. 2(1), **Sch. Pt. I**
- F90** Entry in Sch. 2 inserted (1.1.2001) by 2000 c. 26, s. 127(4), **Sch. 8 Pt. II para. 9**; S.I. 2000/2957, art. 2(2), **Sch. 2**
- F91** Sch. 2: entry inserted (1.4.1998) by 1997 c. 50, s. 134(1), **Sch. 9 para. 7**; S.I. 1998/354, **art. 2**
- F92** Entries in Sch. 2 repealed (1.1.2001) by 2000 c. 26, s. 127(6), **Sch. 9**; S.I. 2000/2957, art. 2(2), **Sch. 2**
- F93** Sch. 2: entry inserted (1.4.2000) by S.I. 1999/2107, **reg. 3(4)**
- F94** Sch. 2: entry inserted (15.3.1999) by S.I. 1999/277, **art. 2** and entry repealed (25.10.1999) by 1999 c. 26, s. 44, **Sch. 9(6)**; S.I. 1999/2830, art. 2(3), **Sch. 2 Pt. I**
- F95** Entry in Sch. 2 inserted (1.4.2003) by 2002 c. 40, ss. 1, 279, Sch. 1 para. 14; S.I. 2003/766, **art. 2**, Sch. (with art. 3)
- F96** Sch. 2: words inserted (6.7.1992) by S.I. 1992/1296, art. 6(1), **Sch. para. 3(c)** and deleted (19.8.1999) by S.I. 1999/2028, **art. 2**
- F97** Sch. 2: words inserted (6.7.1992) by S.I. 1992/1296, art. 6(1), **Sch. para. 3(c)** and entry repealed (1.1.1996) by S.I. 1995/2985, **art. 5(1)**, **Sch. para. 2(a)**
- F98** Sch. 2: entry inserted (1.1.1993) by S.I. 1992/3060, **reg. 7(6)**, **Sch. 2 para. 7**
- F99** Sch. 2: entry inserted (5.11.1993) by 1993 c. 43, s. 1(6), **Sch. 1 para. 7(a)**
- F100** Sch. 2: entry inserted (5.11.1993) by 1993 c. 43, s. 1(6), **Sch. 1 para. 7(b)**
- F101** Entries in Sch. 2 inserted (1.2.2001) by 2000 c. 38, s. 227, **Sch. 22 para. 16**; S.I. 2001/57, art. 3(1), **Sch. 2 Pt. I** (subject to transitional provisions in Sch. 2 Pt. II)
- F102** Sch. 2: entry repealed (18.10.1996) by 1996 c. 44, ss. 13(1)(2), 14(2), Sch. 1 para. 3(b), **Sch. 2**
- F103** Sch. 2: entry deleted (31.7.1995) by S.I. 1995/1615, **art. 2**
- F104** Sch. 2: entry deleted (31.7.1995) by S.I. 1995/1615, **art. 2**
- F105** Sch. 2: entry inserted (27.7.1998) by S.I. 1998/1340, **reg. 9(6)**, **Sch. 2 para. 7**
- F106** Sch. 2: entry inserted (25.11.1998 for specified purposes and otherwise 3.7.2000) by 1998 c. 45, s. 32, **Sch. 7 para. 2**; S.I. 1998/2952, **art. 2(2)**; S.I. 2000/1173, **art. 2(2)(c)**
- F107** Sch. 2: words inserted (8.5.2000) by 1999 c. 29, s. 394(6); S.I. 2000/801, art. 2(b), **Sch. Pt. 2**
- F108** Entry inserted by **Employment Act 1988** (c. 19, SIF 43:5), s. 19, **Sch. 1 para. 12** and repealed (25.10.1999) by 1999 c. 26, s. 44, **Sch. 9(6)**; S.I. 1999/2830, art. 2(3), **Sch. 2 Pt. I** (with Sch. 3 para. 4)
- F109** Sch. 2: entry inserted (E.W.) (31.8.1992) by 1992 c. 38, ss. 1(b), **Sch. 1 para. 8**; S.I. 1992/1157, art. 2, **Sch.** (and the said Sch. 1 para. 8 expressed to be brought into force as respects Scotland (1.5.1993) by S.I. 1993/1190, **art. 2**); amendment continued (1.11.1996) by 1996 c. 57, ss. 47(1), 48(2), **Sch. 6 para. 1** and entry repealed (1.7.1999) by 1998 c. 38, s. 152, **Sch. 18 Pt. I** (with ss. 139(2), 143(2)); S.I. 1999/1290, **art. 4**
- F110** Sch. 2: entry inserted (1.4.1996) by 1995 c. 25, s. 120(1), **Sch. 22 para. 11(a)** (with ss. 7(6), 115, 117, 120, Sch. 23 para. 10(3)); S.I. 1996/186, **art. 3** and entry repealed (1.7.1999) by S.I. 1999/1820, arts. 1(2), 4, **Sch. 2 Pt. I para. 39(5)(a)**, Pt. IV; S.I. 1998/3178, **art. 3**
- F111** Entry inserted (E.W.S.) by **Housing (Scotland) Act 1988** (c. 43, SIF 61), ss. 1, 3, **Sch. 2 para. 2(a)** and entry repealed (1.7.1999) by S.I. 1999/1820, arts. 1(2), 4, **Sch. 2 Pt. I para. 39(5)(a)**, Pt. IV; S.I. 1998/3178, **art. 3**
- F112** Entry in Sch. 2 inserted (1.7.1999) by S.I. 1999/1820, arts. 1(2), 4, **Sch. 2 Pt. I para. 39(5)(b)**; S.I. 1998/3178, **art. 3**
- F113** Entries in Sch. 2 inserted (1.4.2001) by 2001 c. 16, s. 128, **Sch. 6 Pt. 3 para. 56**; S.I. 2002/344, **art. 3(k)**
- F114** Sch. 2: entries inserted (18.11.1996) by S.I. 1996/2601, **art. 2**
- F115** Sch. 2: entries repealed (1.7.1999) by 1998 c. 38, s. 152, **Sch. 18 Pt. I** (with ss. 139(2), 143(2)); S.I. 1999/1290, **art. 4**
- F116** Sch. 2: entry inserted (5.7.1994) by 1994 c. 19, s. 40(4), **Sch. 14**, para. 11

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- F117** Entry in Sch. 2 inserted (19.12.2000 for E. and 19.12.2000 for specified purposes for W. and otherwise 28.7.2001) by 2000 c. 22, ss. 57, 108(4), **Sch. 4 para. 17**; S.I. 2000/3335, **art. 1(2), 2**
- F118** Entry in Sch. 2 inserted (15.1.2001) by 2000 c. 38, s. 204, **Sch. 14 para. 27**; S.I. 2000/3376, **art. 2**
- F119** Sch. 2: entry inserted (1.4.1996) by S.I. 1996/273, art. 5(1), **Sch. 2 para. 15(b)**
- F120** Entry inserted by **Employment Act 1988** (c. 19, SIF 43:5), s. 33, **Sch. 3 para. 8** and entry repealed by **Employment Act 1989** (c. 38, SIF 43:1), s. 29(4), **Sch. 7 Pt I**
- F121** Sch. 2: entry inserted (1.10.1991) by **Road Traffic Act 1991** (c. 40), s. 52(2), **Sch. 5 para. 11**; S.I. 1991/2054, art. 3, **Sch.**
- F122** Sch. 2: words in entry “Urban development corporations” inserted (1.7.1999) by 1998 c. 38, s. 125, **Sch. 12 para. 9(a)** (with ss. 139(2), 143(2)); S.I. 1999/1290, **art. 4**
- F123** Sch. 2: entry inserted (10.11.1993) by 1993 c. 28, s. 187(1), **Sch. 21 para. 3(1)**; S.I. 1993/2762, **art. 3**
- F124** Sch. 2: entry repealed (1.10.1998) by 1998 c. 38, s. 152, **Sch. 18 Pt. IV** (with ss. 139(2), 143(2)); S.I. 1998/2244, **art. 4**
- F125** Entry inserted by **Water Act 1989** (c. 15, SIF 130), ss. 5, 58(7), 101(1), 141(6), 160(1)(2)(4), 189(4)–(10), 190, 193(1), **Sch. 3 para. 6**, **Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58**
- F126** Sch. 2: entry inserted (21.12.1993) by 1993 c. 38, ss. 4, 36(1), **Sch. 1 para. 5**; and entry repealed (1.7.1999) by 1998 c. 38, s. 152, **Sch. 18 Pt. I** (with ss. 139(2), 143(2)); S.I. 1999/1290, **art. 4**
- F127** Sch. 2: entry inserted (15.3.1999) by S.I. 1999/277, **art. 2** and entry deleted (19.8.1999) by S.I. 1999/2028, **art. 2**

NOTES

VALID FROM 24/02/2003

- [^{F128}A1 In the case of the Director of the Assets Recovery Agency an investigation under this Act may be conducted only in respect of the exercise of functions vested in him by virtue of a notice served on the Commissioners of Inland Revenue under section 317(2), 321(2) or 322(2) of the Proceeds of Crime Act 2002 (Inland Revenue functions).]

Textual Amendments

- F128** Sch. 2 Note A1 inserted (24.2.2003) by 2002 c. 29, ss. 456, 458(1), **Sch. 11 para. 2(3)**; S.I. 2003/120, **art. 2**, **Sch.** (subject to arts. 3-7)

VALID FROM 16/12/2003

- A2 The reference to the Department for Constitutional Affairs includes the Lord Chancellor’s Department and the Public Trustee

- 1 The reference to the Ministry of Defence includes the Defence Council, the Admiralty Board, the Army Board and the Air Force Board.

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VALID FROM 01/04/1996

[^{F129}1A The reference to the Environment Agency is a reference to that Agency in relation to all its functions other than its flood defence functions, within the meaning of the ^{M6}Water Resources Act 1991.]

Textual Amendments

F129 Sch. 2 Note 1A inserted (1.4.1996) by 1995 c. 25, s. 120(1), Sch. 22 para. 11(b) (with ss. 7(6), 115, 117, 120, Sch. 23 para. 10(3)(temp.)); S.I. 1996/186, art. 3

Marginal Citations

M6 1991 c. 57.

VALID FROM 01/07/1999

[^{F130}1B In the case of the Forestry Commission no investigation under this Act shall be conducted in respect of any action in connection with functions of the Forestry Commissioners in relation to Wales (within the meaning of the Government of Wales Act 1998).]

Textual Amendments

F130 Sch. 2 Note 1B inserted (1.7.1999) by 1998 c. 38, ss. 125, 158(1) Sch. 12 para. 9(c) (with ss. 139(2), 143(2)); S.I. 1999/1290, art. 4

- 2 The reference to the Registry of Friendly Societies includes the Central Office, the Office of the Assistant Registrar of Friendly Societies for Scotland and the Office of the Chief Registrar and the Industrial Assurance Commissioner.
- 3 In the case of the Corporation of the Trinity House of Deptford Strond an investigation under this Act may only be conducted in respect of action in connection with their functions as a general lighthouse authority.
- 4 The reference to the Lord Chancellor's Department includes the department of the Accountant General of the Supreme Court and the department of the Public Trustee (whether or not either office is held by the Permanent Secretary to the Lord Chancellor).
- 5 The reference to the Lord President of the Council's Office includes the Office of Arts and Libraries but does not include the Privy Council Office.

Status: Point in time view as at 01/10/1991.

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- 6 The references to the [^{F131}Office of the Minister for the Civil Service] and the Treasury do not include the Cabinet Office, but subject to that include the subordinate departments of the [^{F131}Office of the Minister for the Civil Service] and of the Treasury and the office of any Minister whose expenses are defrayed out of moneys provided by Parliament for service of the [^{F131}Office of the Minister for the Civil Service] or the Treasury.

Textual Amendments

F131 Words substituted by [S.I. 1987/2039](#), [art. 4\(1\)\(c\)](#)

- 7 In the case of the Commission for the New Towns, a development corporation for a new town or the Development Board for Rural Wales, no investigation shall be conducted under this Act in respect of any action in connection with functions in relation to housing.

- 8 The reference to the Treasury Solicitor does not include a reference to Her Majesty's Procurator General.

- [^{F132}8A In the case of Scottish Homes no investigation shall be conducted under this Act in respect of any of its actions as a landlord.]

Textual Amendments

F132 Note 8A inserted (1.4.1989) (E.W.S.) after Note 8 by [Housing \(Scotland\) Act 1988 \(c. 43, SIF 61\)](#), ss. 1, 3, [Sch. 2 para. 2\(b\)](#)

- [^{F133}9 The reference to the National Rivers Authority is a reference to that Authority in relation to all its functions other than its flood defence functions (that is to say, its functions by virtue of Chapter III of Part III of the Water Act 1989, including all its functions under the ^{M7} Drainage Act 1976).]

Textual Amendments

F133 Note 9 inserted (7.7.1989 (E.W.), 1.9.1989 (S.) (N.I.)) after Note 8 by [Water Act 1989 \(c. 15, SIF 130\)](#), ss. 1, 58(7), 101(1), 141(6), 160(1)(2)(4), 189(4)–(10), 190, 193(1), [Sch. 1 para. 11\(b\)](#), [Sch. 26 paras. 3\(1\)\(2\), 17, 40\(4\), 57\(6\), 58](#)

Marginal Citations

M7 [1976 c. 70 \(73:1\)](#)

- 9 In the case of an urban development corporation no investigation under this Act shall be conducted in respect of any action in connection with functions in relation to town and country planning.

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- 10 In relation to any function exercised on behalf of the Crown by a department or authority to which this Act applies which was previously exercisable on behalf of the Crown by a department or authority to which this Act does not apply, the reference to the department or authority to which this Act applies includes a reference to the other department or authority if the other department or authority—
- (a) ceased to exercise the function before the commencement of this Act; or
 - (b) where it exercised the function after the commencement of this Act, only did so when it was a department or authority to which this Act applied.

VALID FROM 11/10/1993

- [^{F134}11 In the case of the Urban Regeneration Agency no investigation under this Act shall be conducted in respect of any action in connection with functions in relation to town and country planning.]

Textual Amendments

F134 Sch. 2 Note 11 inserted (10.11.1993) by 1993 c. 28, s. 187(1), Sch. 21 para. 3(2); S.I. 1993/2762, art.3

VALID FROM 15/11/2004

- 13 In the case of the Government Actuary's Department an investigation may be conducted under this Act only in respect of the giving of advice by the Government Actuary's Department on or before 26 April 2001 relating to the exercise of functions under-
- (a) Part 2 of the Insurance Companies Act 1982 ^{F135}, or
 - (b) any other enactment relating to the regulation of insurance companies within the meaning of that Act.

Textual Amendments

F135 1982 c. 50; repealed by S.I. 2001/3649.

SCHEDULE 3

MATTERS NOT SUBJECT TO INVESTIGATION

- 1 Action taken in matters certified by a Secretary of State or other Minister of the Crown to affect relations or dealings between the Government of the United Kingdom and any other Government or any international organisation of States or Governments.

Status: Point in time view as at 01/10/1991.

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- 2 Action taken, in any country or territory outside the United Kingdom, by or on behalf of any officer representing or acting under the authority of Her Majesty in respect of the United Kingdom, or any other officer of the Government of the United Kingdom [^{F136}other than action which is taken by an officer (not being an honorary consular officer) in the exercise of a consular function on behalf of the government of the United Kingdom . . . ^{F137}.]

Textual Amendments

F136 Words added by [S.I. 1979/915, art. 2](#)

F137 Words repealed by [S.I. 1988/1985, art. 2](#)

- 3 Action taken in connection with the administration of the government of any country or territory outside the United Kingdom which forms part of Her Majesty's dominions or in which Her Majesty has jurisdiction.
- 4 Action taken by the Secretary of State under the ^{M8}Extradition Act 1870 [^{F138}, the Fugitive Offenders Act 1967 or the Extradition Act 1989].

Textual Amendments

F138 Words substituted by [Extradition Act 1989 \(c. 33, SIF 48\), s. 36\(1\)](#)

Modifications etc. (not altering text)

C3 [Para. 4](#) extended by [Fugitive Offenders Act 1967 \(c. 68, SIF 48\), s. 21\(4\)](#)

Marginal Citations

M8 [1870 c. 52\(48\)](#).

- 5 Action taken by or with the authority of the Secretary of State for the purposes of investigating crime or of protecting the security of the State, including action so taken with respect to passports.

Modifications etc. (not altering text)

C4 [Sch. 3 para. 5](#) extended (13.5.1999) by [S.I. 1999/1351, art. 9\(6\)\(a\)](#)

- 6 The commencement or conduct of civil or criminal proceedings before any court of law in the United Kingdom, of proceedings at any place under the ^{M9}Naval Discipline Act 1957, the ^{M10}Army Act 1955 or the ^{M11}Air Force Act 1955, or of proceedings before any international court or tribunal.

Marginal Citations

M9 [1957 c. 53\(7:1\)](#).

M10 [1955 c. 18\(7:1\)](#).

M11 [1955 c. 19\(7:1\)](#).

Status: Point in time view as at 01/10/1991.

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[^{F139}6A Action taken by any person appointed by the Lord Chancellor as a member of the administrative staff of any court or tribunal, so far as that action is taken at the direction, or on the authority (whether express or implied), of any person acting in a judicial capacity or in his capacity as a member of the tribunal.]

Textual Amendments

F139 Sch. 3 para. 6A inserted by Courts and Legal Services Act 1990 (c. 41, SIF 76:1), s. 110(2)

VALID FROM 05/09/1994

[^{F140}6B(1) Action taken by any member of the administrative staff of a relevant tribunal, so far as that action is taken at the direction, or on the authority (whether express or implied), of any person acting in his capacity as a member of the tribunal.

(2) In this paragraph, “relevant tribunal” has the meaning given by section 5(8) of this Act.]

Textual Amendments

F140 Sch. 3 para. 6B inserted (5.9.1994) by 1994 c. 14, ss. 1(2), 3(2)

Modifications etc. (not altering text)

C5 Sch. 3 para. 6B(2) extended (13.5.1999) by S.I. 1999/1351, art. 9(6)(b)

VALID FROM 08/11/1995

[^{F141}6C Action taken by any person appointed under section 5(3)(c) of the Criminal Injuries Compensation Act 1995, so far as that action is taken at the direction, or on the authority (whether express or implied), of any person acting in his capacity as an adjudicator appointed under section 5 of that Act to determine appeals.]

Textual Amendments

F141 Sch. 3 para. 6C inserted (8.11.1995) by 1995 c. 53, s. 10(2)(3)

7 Any exercise of the prerogative of mercy or of the power of a Secretary of State to make a reference in respect of any person to the Court of Appeal, the High Court of Justiciary or the Courts-Martial Appeal Court.

8 Action taken on behalf of the Minister of Health or the Secretary of State by a [^{F142}Regional Health Authority, an Area Health Authority [^{F143}a District Health Authority], a special health authority [^{F144}except the Rampton Hospital Review Board][^{F145} . . . ^{F146} the Rampton Hospital Board], [^{F147}the Broadmoor Hospital Board

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or the Moss Side and Park Lane Hospitals Board,] a Family Practitioner Committee, a Health Board or the Common Services Agency for the Scottish Health Service], or by the Public Health Laboratory Service Board.

Textual Amendments

- F142** Words substituted by [National Health Service Reorganisation Act 1973 \(c. 32, SIF 113:2\)](#), [Sch 4](#) para. 109
- F143** Words added (E.W.S.) by [Health Services Act 1980 \(c. 53, SIF 113:2\)](#), [Sch. 1 para. 16](#)
- F144** Words inserted by [S.I. 1981/736](#), [art. 2](#)
- F145** Words inserted by [S.I. 1986/1168](#), [art. 2](#)
- F146** Word repealed by [S.I. 1987/661](#), [art. 2\(a\)](#)
- F147** Words inserted by [S.I. 1987/661](#), [art. 2\(b\)](#)

- 9 Action taken in matters relating to contractual or other commercial transactions, whether within the United Kingdom or elsewhere, being transactions of a government department or authority to which this Act applies or of any such authority or body as is mentioned in paragraph (a) or (b) of subsection (1) of section 6 of this Act and not being transactions for or relating to—
- (a) the acquisition of land compulsorily or in circumstances in which it could be acquired compulsorily;
 - (b) the disposal as surplus of land acquired compulsorily or in such circumstances as aforesaid.

Modifications etc. (not altering text)

- C6** [Sch. 3 para. 9](#) extended (13.5.1999) by [S.I. 1999/1351](#), [art. 9\(6\)\(c\)](#)

- 10 ^[F148](1) Action taken in respect of appointments or removals, pay, discipline, superannuation or other personnel matters, in relation to—
- (a) service in any of the armed forces of the Crown, including reserve and auxiliary and cadet forces;
 - (b) service in any office or employment under the Crown or under any authority ^[F149]to which this Act applies]; or
 - (c) service in any office or employment, or under any contract for services, in respect of which power to take action, or to determine or approve the action to be taken, in such matters is vested in Her Majesty, any Minister of the Crown or any such authority as aforesaid.
- ^[F150](2) Sub-paragraph (1)(c) above shall not apply to any action (not otherwise excluded from investigation by this Schedule) which is taken by the Secretary of State in connection with:—
- (a) the provision of information relating to the terms and conditions of any employment covered by an agreement entered into by him under section 12(1) of the ^{M12}Overseas Development and Co-operation Act 1980 or
 - (b) the provision of any allowance, grant or supplement or any benefit (other than those relating to superannuation) arising from the designation of any person in accordance with such an agreement.]

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Textual Amendments

F148 Sch. 3 para. 10 renumbered as Sch. 3 para. 10(1) by [S.I. 1983/1707, art. 2\(a\)](#)

F149 Words substituted by Parliamentary and Health Service Commissioners Act 1987 (c. 39 SIF 89), s. 1(3)(c)

F150 Sch. 3 para. 10(2) inserted by [S.I. 1983/1707, art. 21\(b\)](#)

Modifications etc. (not altering text)

C7 Sch. 3 para. 10 extended (13.5.1999) by [S.I. 1999/1351, art. 9\(6\)\(c\)](#)

Marginal Citations

M12 [1980 c. 63\(88\)](#).

11 The grant of honours, awards or privileges within the gift of the Crown, including the grant of Royal Charters.

VALID FROM 03/04/2006

[^{F151}12(1) Action not otherwise within this Schedule which is taken in the course of administrative functions exercised at the direction, or on the authority (whether express or implied), of a judge of any court established under the law of England and Wales or Northern Ireland.

(2) In this paragraph “judge” includes—

- (a) a person appointed under section 89 of, and Part 2 or 3 of Schedule 2 to, the Supreme Court Act 1981, and
- (b) a Master or District Judge appointed under section 70 of, and Schedule 3 to, the Judicature (Northern Ireland) Act 1978.]

Textual Amendments

F151 Sch. 3 para. 12 inserted (3.4.2006) by [Constitutional Reform Act 2005 \(c. 4\), ss. 145, 148, Sch. 17 para. 6\(4\); S.I. 2006/1014, art. 2\(a\)](#), Sch. 1 para. 28

VALID FROM 30/01/2008

[^{F152}SCHEDULE 4

Section 5

RELEVANT TRIBUNALS FOR THE PURPOSES OF SECTION 5(7)

Textual Amendments

F152 Sch. 4 substituted (30.1.2008) by [The Parliamentary Commissioner Order 2007 \(S.I. 2007/3470\), art. 3, Sch. 2](#)

Status: Point in time view as at 01/10/1991.

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VALID FROM 14/03/2005

SCHEDULE 4

Section 5(8)

RELEVANT TRIBUNALS FOR THE PURPOSES OF SECTION 5(7)

VALID FROM 05/09/1994

[^{F192}SCHEDULE 4

RELEVANT TRIBUNALS FOR PURPOSES OF SECTION 5(7)

Textual Amendments

F192 Sch. 4 inserted (5.9.1994) by 1994 c. 14, s. 1(3)

Status:

Point in time view as at 01/10/1991.

Changes to legislation:

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