



Scotland Act 1998

1998 CHAPTER 46

PART II

THE SCOTTISH ADMINISTRATION

Ministers and their staff

47 Ministers.

- (1) The First Minister may, with the approval of Her Majesty, appoint Ministers from among the members of the Parliament.
- (2) The First Minister shall not seek Her Majesty's approval for any appointment under this section without the agreement of the Parliament.
- (3) A Minister appointed under this section—
 - (a) shall hold office at Her Majesty's pleasure,
 - (b) may be removed from office by the First Minister,
 - (c) may at any time resign and shall do so if the Parliament resolves that the [^{F1}Scottish Government] no longer enjoys the confidence of the Parliament,
 - (d) if he resigns, shall cease to hold office immediately, and
 - (e) shall cease to hold office if he ceases to be a member of the Parliament otherwise than by virtue of a dissolution.

Textual Amendments

- F1** Words in Act substituted (3.7.2012) by [Scotland Act 2012 \(c. 11\)](#), **ss. 12(2)(a), 44(5)** (with [s. 12\(3\)](#)); [S.I. 2012/1710](#), [art. 2\(f\)](#)

Status:

Point in time view as at 03/07/2012.

Changes to legislation:

There are currently no known outstanding effects for the Scotland Act 1998, Section 47.