
STATUTORY INSTRUMENTS

1990 No. 956 (S.122)

LOCAL GOVERNMENT, SCOTLAND

The Local Authorities (Councillors) (Declaration of Acceptance of Office) (Scotland) Order 1990

Made - - - - *25th April 1990*
Coming into force - - *3rd May 1990*

The Secretary of State, in exercise of the powers conferred on him by section 33A of the Local Government (Scotland) Act 1973⁽¹⁾, as read with section 31(7) of the Local Government and Housing Act 1989⁽²⁾, and of all other powers enabling him in that behalf, hereby makes the following Order:

Citation and commencement

1. —This Order may be cited as the Local Authorities (Councillors) (Declaration of Acceptance of Office) (Scotland) Order 1990, and shall come into force on 3rd May 1990.

Form of declaration of acceptance of office

2. The declaration of acceptance of office by a person elected to office as a councillor of a local authority shall be in the form prescribed in the Schedule to this Order, or in a form to the like effect.

St. Andrew's House,
Edinburgh
25th April 1990

James Douglas-Hamilton
Parliamentary Under Secretary of State, Scottish
Office

(1) 1973 c. 65; section 33A was inserted by the Local Government and Housing Act 1989 (c. 42), section 30(1).
(2) 1989 c. 42.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE

Article 2

DECLARATION OF ACCEPTANCE OF OFFICE

I, (here insert full name), having been elected to the office of councillor for (here insert name of local authority), declare that I accept that office and that I will duly and faithfully fulfil the duties of it according to the best of my judgement and ability.

I undertake to be guided by the National Code of Local Government Conduct (a) in the performance of my functions in that office.

(Date)

(Signed)

This declaration was made before me/us (see Note)

(Signed)

(Signed)

Note:—

This Declaration has to be made before a person or persons authorised by section 33A of the Local Government (Scotland) Act 1973 to take the Declaration, namely—

- (a) two members of the local authority to which the declarant is elected; or
- (b) the proper officer of the local authority; or
- (c) the sheriff; or
- (d) a justice of the peace.

Insert below signature or signatures, the full name of the person or persons taking the Declaration and the appropriate designation.

EXPLANATORY NOTE

(This note does not form part of the Order)

This Order prescribes the form of declaration of acceptance of office to be made by a person elected to office as a councillor of a local authority before he can act in that office. The form of declaration requires that person to undertake to be guided by the National Code of Local Government Conduct issued under section 31 of the Local Government and Housing Act 1989.