



# Regulation of Investigatory Powers (Scotland) Act 2000

2000 asp 11

## *Surveillance Commissioners*

### **3 Assistant Surveillance Commissioners**

- (1) The Scottish Ministers may, after consultation with the Chief Surveillance Commissioner as to numbers, appoint as Assistant Surveillance Commissioners such number of persons as the Scottish Ministers consider necessary (in addition to the ordinary Surveillance Commissioners) for the purpose of providing the Chief Surveillance Commissioner with assistance under this section.
- (2) A person shall not be appointed as an Assistant Surveillance Commissioner unless that person holds or has held office as—
  - (a) a sheriff;
  - (b) a judge of the Crown Court in England and Wales or a Circuit judge there; or
  - (c) a county court judge in Northern Ireland.
- (3) The Chief Surveillance Commissioner may require any ordinary Surveillance Commissioner or any Assistant Surveillance Commissioner to provide him with assistance in carrying out that Chief Surveillance Commissioner's functions under this Act.
- (4) The assistance that may be provided under this section includes—
  - (a) the conduct on behalf of the Chief Surveillance Commissioner of the review of any matter; and
  - (b) the making of a report to the Chief Surveillance Commissioner about the matter reviewed.
- (5) Subsections (3) to (8) of section 2 above apply in relation to a person appointed under this section as they apply in relation to a person appointed under that section.