

These notes relate to the Scottish Public Services Ombudsman Act 2002 (asp 11) which received Royal Assent on 23 April 2002

SCOTTISH PUBLIC SERVICES OMBUDSMAN ACT 2002

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Investigations by the Ombudsman

Section 6 and schedule 3 – Application of section 5 to certain tribunals

31. *Subsection (1) of section 6* provides that where any member of the administrative staff of a tribunal listed in *schedule 3* is appointed by or with the consent of a listed authority, administrative functions exercisable by such a member of staff are to be taken to be administrative functions of that listed authority. This brings such actions within section 5(1)(a). *Subsection (2)* provides for Her Majesty, by Order in Council, to amend schedule 3 by adding, removing or modifying entries.