### **EXPLANATORY NOTES**

## SCOTTISH PARLIAMENTARY STANDARDS COMMISSIONER ACT 2002

#### **INTRODUCTION**

#### SUMMARY OF AND BACKGROUND TO THE BILL

#### **COMMENTARY ON SECTIONS**

Section $1 - A$	appointment	of the	Scottish	Parliamentary	<b>Standards</b>	Commissioner

- Section 2 Appointment of the acting Commissioner
- Section 3 Functions of the Commissioner
- Section 4 Directions to the Commissioner
- Section 5 General provisions relating to an investigation into a complaint
- Section 6 Stage 1: Admissibility of complaints
- Section 7 Procedures at Stage 1
- Section 8 Stage 2: Investigation of an admissible complaint
- Section 9 Report
- Section 10 Action on receipt of a report
- Section 11 Withdrawal of a complaint
- Section 12 Investigation into excluded complaints
- Section 13 Power to call for witnesses and documents
- Section 14 Witnesses and documents: notice
- Section 15 Witnesses and documents: offences
- Section 16 Restriction upon disclosure of information
- Section 17 Protection from actions of defamation
- Section 18 Annual report
- Section 19 Transitional provision

These notes relate to the Scottish Parliamentary Standards Commissioner Act 2002 (asp 16)

Section 20 – Interpretation

Section 21– Short title and commencement

Schedule – The Scottish Parliamentary Standards Commissioner

# PARLIAMENTARY HISTORY OF SCOTTISH PARLIAMENTARY STANDARDS COMMISSIONER ACT 2002