



Scottish Parliamentary Standards Commissioner Act 2002

2002 asp 16

The Scottish Parliamentary Standards Commissioner

1 Appointment of the Scottish Parliamentary Standards Commissioner

- (1) There shall be a Scottish Parliamentary Standards Commissioner (in this Act referred to as “the Commissioner”).
- (2) The Commissioner shall be appointed by the Parliamentary corporation with the agreement of the Parliament.
- (3) A person shall not be eligible to be appointed as the Commissioner if that person—
 - (a) is a member of the Parliament or of the staff of the Parliament; or
 - (b) has been such a member at any time during the period of 2 years prior to the date when the appointment is to take effect.
- (4) The Commissioner shall be appointed for such period, not exceeding 5 years, as the Parliamentary corporation may determine.
- (5) A person who has been appointed for one period as the Commissioner may be appointed for a second period (whether or not consecutive) but not for any additional period.
- (6) A person who has been appointed as the Commissioner may at any time—
 - (a) resign by notice given to the Parliamentary corporation; or
 - (b) be removed from office by the Parliamentary corporation.
- (7) The Parliamentary corporation shall not remove a person as the Commissioner unless—
 - (a) the Parliament so resolves; and
 - (b) if the resolution is passed on a division, the number of votes cast in favour of it is not less than two thirds of the total number of votes cast in the division.
- (8) The schedule makes further provision about the Commissioner.