



# Scottish Parliamentary Standards Commissioner Act 2002

2002 asp 16

## *Investigation of complaints*

### **5 General provisions relating to an investigation into a complaint**

- (1) There are two possible stages to any investigation by the Commissioner into a complaint, namely—
  - (a) Stage 1 which consists of investigating and determining whether a complaint is admissible; and
  - (b) if the complaint is admissible, Stage 2 which consists of further investigating the complaint and reporting upon it to the Parliament,and any reference in this Act to “the stage of an investigation” or to “Stage 1” or “Stage 2” shall be construed accordingly.
- (2) Each stage of an investigation into a complaint shall be conducted in private.
- (3) The Commissioner may at any time make a report to the Parliament as to the progress of an investigation into a complaint.
- (4) Subject to the provisions of this Act, it is for the Commissioner to decide when and how to carry out any investigation at each stage.