

# **SCOTTISH COMMISSION FOR HUMAN RIGHTS ACT 2006**

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## **EXPLANATORY NOTES**

### **COMMENTARY ON SECTIONS**

#### ***Section 12: Report of inquiry***

44. Upon completion of an inquiry, subsection (1) requires the Commission to lay a report of its findings before the Parliament. Section 16(1) further stipulates that such reports must be published by the Commission.
45. Subsection (2) states that the report must include the Commission's findings and any resultant recommendations. Subsection (3) prohibits reporting upon the activities of a specified or identifiable person, unless the Commission considers that it is necessary to do so in order for the report to adequately reflect the results of the inquiry.
46. If the Commission chooses to exercise the capacity to identify individuals then it must furnish those persons with a draft of the proposed report and provide them with an opportunity to make representation concerning the proposed report. The Commission must consider any such representations before proceeding with publication.
47. The contents of the Commission's reports are otherwise left to the judgement of the Commission.