
Changes to legislation: Legal Profession and Legal Aid (Scotland) Act 2007, Cross Heading: Membership of the Commission is up to date with all changes known to be in force on or before 12 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULE 1 THE SCOTTISH LEGAL COMPLAINTS COMMISSION

Membership of the Commission

- 2 (1) The Commission is to consist of the following members—
- (a) a person to chair the Commission (“the chairing member”); and
 - (b) ^[F18] other members.
- (2) Members are appointed by the Scottish Ministers, having consulted the Lord President of the Court of Session (“the Lord President”).
- (3) The chairing member and ^[F25] other members of the Commission must be members (in this schedule referred to as “non-lawyer members”) who are not within any of the categories mentioned in sub-paragraph (6).
- (4) There must be ^[F3] members of the Commission (in this schedule referred to as “lawyer members”) who are within any of the categories mentioned in sub-paragraph (6).
- (5) Of the lawyer members 3 must have practised within any, or any combination, of the categories mentioned in sub-paragraph (6) for at least 10 years.
- (6) The categories are—
- (a) solicitors;
 - (b) advocates;
 - (c) conveyancing practitioners or executry practitioners;
 - (d) persons exercising a right to conduct litigation or a right of audience acquired by virtue of section 27 of the 1990 Act.
- (7) The Scottish Ministers may, subject to sub-paragraphs (8) and (9), by order amend—
- (a) sub-paragraph (1)(b) to alter the number of other members referred to there;
 - (b) sub-paragraph (3) to alter the number of other members referred to there;
 - (c) sub-paragraph (4) to alter the number of members referred to there;
 - (d) sub-paragraph (5) to alter the number of lawyer members referred to there.
- (8) The number of non-lawyer members must be greater than the number of lawyer members.
- (9) The number of—
- (a) non-lawyer members must be no fewer than 4 and no greater than 8;
 - (b) lawyer members must be no fewer than 3 and no greater than 7.

Textual Amendments

- F1** Word in Sch. 1 para. 2(1)(b) substituted (22.10.2014) by [The Legal Profession and Legal Aid \(Scotland\) Act 2007 \(Membership of the Scottish Legal Complaints Commission\) Amendment Order 2014 \(S.S.I. 2014/272\)](#), arts. 1, 2(a)
- F2** Word in Sch. 1 para. 2(3) substituted (22.10.2014) by [The Legal Profession and Legal Aid \(Scotland\) Act 2007 \(Membership of the Scottish Legal Complaints Commission\) Amendment Order 2014 \(S.S.I. 2014/272\)](#), arts. 1, 2(b)

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F3 Word in Sch. 1 para. 2(4) substituted (22.10.2014) by [The Legal Profession and Legal Aid \(Scotland\) Act 2007 \(Membership of the Scottish Legal Complaints Commission\) Amendment Order 2014 \(S.S.I. 2014/272\)](#), arts. 1, **2(c)**

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Sch. 1 para. 2(6)(ba) inserted by [2010 asp 16 s. 118\(4\)](#)