Draft Order in Council laid before the Scottish the Scottish Parliament under section 115(1) of, and paragraphs 1 and 2 of Schedule 7 to, the Scotland Act 1998 for approval by resolution of the Scottish Parliament.

DRAFT STATUTORY INSTRUMENTS

2010 No.

CONSTITUTIONAL LAW
DEVOLUTION, SCOTLAND

The Scottish Parliament (Disqualification) Order 2010

Made - - - -	*2010*
Coming into force - -	*2010*

At the Court at Buckingham Palace, the day of 2010

Present,

The Queen's Most Excellent Majesty in Council

This Order is made by Her Majesty in Council in exercise of the powers conferred upon Her by section 15 of the Scotland Act 1998(**1**).

In accordance with section 115(1) of, and paragraphs 1 and 2 of Schedule 7 to, that Act a draft of this Order was laid before and approved by a resolution of the Scottish Parliament.

Accordingly, Her Majesty, by and with the advice of Her Privy Council, makes the following Order.

Citation and commencement

1. This Order may be cited as the Scottish Parliament (Disqualification) Order 2010 and comes into force on the day after the day on which it is made.

Specified office-holders

2. An office-holder of a description specified in Part I of the Schedule to this Order is disqualified from being a member of the Scottish Parliament.

3. An office-holder of a description specified in column 1 of Part II of the Schedule to this Order is disqualified from being a member of the Scottish Parliament for any constituency specified in

(**1**) 1998 c.46.

relation to that office-holder in column 2 of that Part of the Schedule and for any region specified in relation to that office-holder in column 3 of that Part of the Schedule.

Revocation of the Scottish Parliament (Disqualification) Order 2007

4. The Scottish Parliament (Disqualification) Order 2007(**2**) is revoked.

Clerk of the Privy Council

(**2**) S.I. 2007/285 as amended by S.I. 2008/960 and 2683, 2009/56, 2010/439.

SCHEDULE Articles 2 and 3

PART I

OFFICE-HOLDERS DISQUALIFIED FROM BEING A MEMBER OF THE SCOTTISH PARLIAMENT

Any member of the Accounts Commission for Scotland.

Any member of the Administrative Justice and Tribunals Council.

Any member of the Advisory Committee on Hazardous Substances established under section 140(5) of the Environmental Protection Act 1990(**3**).

Any member of the Advisory Council established under section 3 of the Scottish Qualifications Authority Act 2002(**4**).

Any member of the Agriculture and Horticulture Development Board.

Any member of the Aircraft and Shipbuilding Industries Arbitration Tribunal.

Any member of the Antarctic Act Tribunal established under regulations made under the Antarctic Act 1994(**5**).

Any member of the Appointments Commission and the Health and Social Care Appointments Committee of the Commission.

Any member of an Arbitration Tribunal established under Schedule 3 to the Industry Act 1975(**6**).

Any member of the Armed Forces Pay Review Body.

Any member of the Arts Council of England.

Any member of Bòrd na Gàidhlig.

Any member of a Boundary Commission continued under section 2 of the Parliamentary Constituencies Act 1986(**7**).

Any member of the British Railways Board.

Any member of British Shipbuilders.

Any member of the British Transport Police Authority.

Any member of the British Waterways Board.

Any member of Bwrdd yr Iaith Gymraeg (the Welsh Language Board).

Any member of the Care Council for Wales.

Any member of the Care Quality Commission.

Any member of the Central Arbitration Committee.

Any member of the Channel Four Corporation.

Any member of the Charity Commission.

Any member of the Charity Commission for Northern Ireland.

Any member of the Child Maintenance and Enforcement Commission.

Any member of the Child Poverty Commission.

Any member of the Children and Family Court Advisory and Support Service.

(**3**) 1990 c.43.
(**4**) 2002 asp 14.
(**5**) 1994 c.15.
(**6**) 1975 c.68.
(**7**) 1986 c.56.

Any member of the Civil Aviation Authority.

Any member of the Civil Nuclear Police Authority.

Any member of the Civil Service Arbitration Tribunal.

Any member of the Civil Service Commission.

Any member of the Coal Authority.

Any member of the Commission for Architecture and the Built Environment.

Any member of the Commission for Equality and Human Rights.

Any member of the Commission on Human Medicines and any committee established under section 4 of the Medicines Act 1968(**8**).

Any member of the Commission for Local Administration in England.

Any member of the Commission for Rural Communities.

Any member of the Commission for Victims and Survivors for Northern Ireland.

Any member of the Committee on Climate Change.

Any member of the Competition Appeal Tribunal.

Any member of the Competition Commission.

Any member of the Competition Service.

Any member of the Consumer Council for Water, and each regional committee of the Council established under section 27A of the Water Industry Act 1991(**9**).

Any member of the Copyright Tribunal.

Any member of the Council of the Advisory, Conciliation and Arbitration Service.

Any member of the Council for Healthcare Regulatory Excellence.

Any member of the Covent Garden Market Authority.

Any member of the Criminal Cases Review Commission.

Any member of the Crown Estate Commissioners.

Any member of a development agency established under section 1 of the Regional Development Agencies Act 1998(**10**).

Any member of the Development Commission.

Any member of a Development Corporation within the meaning of the New Towns Act 1981(**11**) or the New Towns (Scotland) Act 1968(**12**).

Any member of the Disability Living Allowance Advisory Board.

Any member of the Disability Living Allowance Advisory Board for Northern Ireland.

Any member of the Electoral Commission.

Any member of the Employment Appeal Tribunal.

Any member of the English Sports Council.

Any member of the Environment Agency.

Any member of the Fair Employment Tribunal for Northern Ireland.

Any member of the First-tier Tribunal.

(**8**) 1968 c.67.
(**9**) 1991 c.56.
(**10**) 1998 c.45.
(**11**) 1981 c.64.
(**12**) 1968 c.16.

Any member of the Food Standards Agency.

Any member of the Foreign Compensation Commission.

Any member of the Forestry Commissioners.

Any member of the Gambling Commission.

Any member of the board of the Gangmasters Licensing Authority.

Any member of the Gas and Electricity Markets Authority.

Any member of the General Social Care Council.

Any member of the Health and Safety Executive.

Any member of the Health and Social Care Regulation and Quality Improvement Authority in Northern Ireland.

Any member of Healthcare Improvement Scotland.

Any member of Highlands and Islands Enterprise.

Any member of the Homes and Communities Agency.

Any member of the Horserace Betting Levy Appeal Tribunal for England and Wales.

Any member of the Human Fertilisation and Embryology Authority.

Any member of the Human Tissue Authority.

Any member of the Independent Commission for Police Complaints for Northern Ireland.

Any member of the Independent Parliamentary Standards Authority.

Any member of the Independent Police Complaints Commission.

Any member of an Industrial Court established in Northern Ireland.

Any member of the Industrial Injuries Advisory Council.

Any member of the Infrastructure Planning Commission.

Any member of Invest Northern Ireland.

Any member of a Joint Planning Inquiry Commission constituted under Part III of the Town and Country Planning (Scotland) Act 1997(**13**).

Any member of the Judicial Appointments Board for Scotland.

Any member of the Judicial Appointments Commission.

Any member of the Labour Relations Agency.

Any member of the Lands Tribunal for Northern Ireland.

Any member of the Lands Tribunal for Scotland.

Any member of the Law Commission.

Any member of the Legal Services Board.

Any member of the Legal Services Commission.

Any member of the Local Better Regulation Office.

Any member of the Local Government Boundary Commission for England.

Any member of the Local Government Boundary Commission for Scotland.

Any member of the Local Government Boundary Commission for Wales.

(**13**) 1997 c.8.