Draft Order in Council laid before 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

2007 No.

CONSTITUTIONAL LAW
DEVOLUTION, SCOTLAND

The Scottish Parliament (Disqualification) Order 2007

Made - - - - 2007

Coming into force - - 2007

At the Court at , the day of 2007

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 2007 and shall come 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 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.

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

Revocation of the Scottish Parliament (Disqualification) Order 2003

4. The Scottish Parliament (Disqualification) Order 2003(**2**) is revoked.

Clerk of the Privy Council

(**2**) S.I. 2003/409.

SCHEDULE Articles 2 and 3

PART I

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

Any constable seconded to the Scottish Police Services Authority

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 Accounts Commission for Scotland

Any member of the Adult Learning Inspectorate

Any member of an Agricultural Marketing Board appointed under section 3 of the Agricultural Marketing Acts (Northern Ireland) 1964(**4**) or Schedule 2 to the Agricultural Marketing (Northern Ireland) Order 1982(**5**)

Any member appointed by a Minister of the Crown of the Agricultural Wages Board for England and Wales

Any member appointed by the Scottish Ministers of the Scottish Agricultural Wages Board

Any member appointed by the Head of the Department of Agriculture for Northern Ireland of the Agricultural Wages Board for Northern Ireland

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(**6**)

Any member of an Arbitration Tribunal established under Schedule 3 to the Industry Act 1975(**7**)

Any member of the Asylum and Immigration Tribunal

Any member of the Audit Commission for Local Authorities and the National Health Service in England and Wales in receipt of remuneration

Any member of Audit Scotland appointed under section 10(2)(c) of the Public Finance and Accountability (Scotland) Act 2000(**8**) and any member of the staff of Audit Scotland

Any member of the Bòrd na Gàidhlig

Any member of the Beef Assurance Scheme Membership Panel

Any member of the Board of the Gangmasters Licensing Authority

Any member of the Board of the Pension Protection Fund

Any member of the Board and any employee of the School Food Trust

Any member of the Boundary Commission for Scotland or any assistant Commissioner of that Commission appointed under Schedule 1 to the Parliamentary Constituencies Act 1986(**9**)

Any member of the British Board of Agrément

Any member of the British Broadcasting Corporation

(**3**) 1990 c. 43.
(**4**) 1964 c. 13.
(**5**) S.I. 1982/1080.
(**6**) 1994 c. 15.
(**7**) 1975 c. 68.
(**8**) 2000 asp 1.
(**9**) 1986 c. 56.

Any member of the British Railways Board

Any member of British Shipbuilders

Any member, in receipt of remuneration, of the British Tourist Authority or the Scottish Tourist Board

Any member of the British Waterways Board

Any member of the Broadcasting Standards Commission

Any member of the Care Standards Tribunal

Any member of the Central Arbitration Committee

Any member of the Channel Four Television Corporation

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

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 Coal Authority

Any member of the Commission for Equality and Human Rights

Any member of the Commission on Human Medicines and of any committee established under the Medicines Act 1968(**10**)

Any member of the Commission for Local Administration in England

Any member of the Commission for Racial Equality

Any member of the Competition Commission

Any member of the Competition Appeal Tribunal

Any member of the Consumer Council for Postal Services

Any member of the Copyright Tribunal

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

Any member of the Council for the Regulation of Health Care Professionals

Any member of the Council on Tribunals

Any member of the Criminal Cases Review Commission

Any member of the Crown Estate Commissioners

Any member of a Dairy Produce Quota Tribunal constituted under the Dairy Produce Quotas Regulations 1984(**11**) and reconstituted under the Dairy Produce Quotas (General Provisions) Regulations 2002(**12**)

Any member of the Determinations Panel established by the Pensions Regulator under section 9 of the Pensions Act 2004(**13**)

Any member of a Development Council established under the Industrial Organisation and Development Act 1947(**14**)

Any member of the Disability Employment Advisory Committee

Any member of the Disability Living Allowance Advisory Board

(**10**) 1968 c. 67.
(**11**) S.I. 1984/1047.
(**12**) S.I. 2002/458.
(**13**) 2004 c. 35.
(**14**) 1947 c. 40.

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

Any member of the Disability Rights Commission

Any member of the Electoral Commission

Any member of the staff of the Electoral Commission

Any member of the Employment Appeal Tribunal

Any member of the Environment Agency

Any member of Equality 2025

Any member of the Equal Opportunities Commission

Any member of the Fair Employment Tribunal for Northern Ireland

Any member of the Foreign Compensation Commission

Any member of the Gambling Appeals Tribunal

Any member of the Gambling Commission

Any member of the Health and Safety Executive

Any member of Highlands and Islands Enterprise

Any member of the Human Fertilisation and Embryology Authority

Any member of the Independent Broadcasting Authority

Any member of the Independent Police Complaints Commission

Any member of the Independent Television Commission

Any member of an Industrial Court established in Northern Ireland

Any member of the Industrial Injuries Advisory Council

Any member of the Information Tribunal

Any member of Invest Northern Ireland

Any member of a Joint Planning Inquiry Commission constituted under Part III of, and Schedule 7 to, the Town and Country Planning (Scotland) Act 1997(**15**)

Any member of the Lands Tribunal

Any member of the Lands Tribunal for Northern Ireland

Any member of the Lands Tribunal for Scotland

Any member of the Learning and Skills Council for England in receipt of remuneration

Any member of the Local Government Boundary Commission for Scotland

Any member of the Low Pay Commission appointed under section 8(9) of the National Minimum Wage Act 1998(**16**)

Any member of the Meat and Livestock Commission

Any member of a Meat Hygiene Appeals Tribunal constituted under the Fresh Meat (Hygiene and Inspection) Regulations 1995(**17**), the Poultry Meat, Farmed Game Birds Meat and Rabbit Meat (Hygiene and Inspection) Regulations 1995(**18**), and the Wild Game Meat (Hygiene and Inspection) Regulations 1995(**19**)

(**15**) 1997 c. 8.
(**16**) 1998 c. 39.
(**17**) S.I. 1995/539.
(**18**) S.I. 1995/540.
(**19**) S.I. 1995/2148.