

SCHEDULE 3
AMENDMENTS OF THE [SCOTTISH PUBLIC SERVICES OMBUDSMAN ACT 2002 \(ASP 11\)](#)

Prison management etc.

20 In Part 1 of schedule 2 (list of persons liable to investigation), after paragraph 17 there is inserted—

“Prisons

- 17A Any person who is, or was at the time of the matter complained of—
- (a) the governor of a prison appointed under section 3 of the Prisons (Scotland) Act 1989 (c. 45),
 - (b) a medical officer of a prison appointed under section 3A or (if appointed before 1 January 1998) section 3(1) of that Act, or
 - (c) in relation to a contracted out prison (within the meaning of section 106(4) of the Criminal Justice and Public Order Act 1994 (c. 33)—
 - (i) the director appointed under section 107(1) of that Act, or
 - (ii) a registered medical practitioner or other person providing appropriate medical services under section 107(6) of that Act,
- (but only to the extent that the action taken by or on behalf of that person is not a matter liable to investigation under this Act by virtue of paragraph 2 of this schedule).”