

SCHEDULE 5
AMENDMENTS OF THE COMMISSIONER FOR CHILDREN
AND YOUNG PEOPLE (SCOTLAND) ACT 2003 (ASP 17)

Finance and budget

- 14 Paragraph 9 (payment of Commissioner's salary, expenses etc.) is renumbered as sub-paragraph (1) of that paragraph and—
- (a) at the end of that sub-paragraph (as so renumbered) there is inserted “ so far as not met out of sums received and applied by the Commissioner under paragraph 6(3A), and
 - (b) after that sub-paragraph there is inserted—
 - “(2) Sub-paragraph (1)(b) does not require the Parliamentary corporation to pay any expenses incurred by the Commissioner which exceed or are otherwise not covered by a budget or, as the case may be, revised budget approved under paragraph 9A.
 - (3) However, the Parliamentary corporation may pay those expenses.
 - (4) The Parliamentary corporation is to indemnify the Commissioner in respect of any liabilities incurred by the Commissioner in the exercise of the Commissioner's functions.”
- 15 After paragraph 9 there is inserted—

“Budget

- 9A (1) The Commissioner must, before the start of each financial year, prepare proposals for the Commissioner's use of resources and expenditure during the year (a “budget”) and, by such date as the Parliamentary corporation determines, send the budget to the Parliamentary corporation for approval.
- (2) The Commissioner may, in the course of a financial year, prepare a revised budget for the remainder of the year and send it to the Parliamentary corporation for approval.
 - (3) In preparing a budget or revised budget, the Commissioner must ensure that the resources of the Commissioner will be used economically, efficiently and effectively.
 - (4) A budget or revised budget must contain a statement that the Commissioner has complied with the duty under sub-paragraph (3).”

Changes to legislation:

There are currently no known outstanding effects for the Scottish Parliamentary Commissions and Commissioners etc. Act 2010, Cross Heading: Finance and budget.