



# Social Security (Scotland) Act 2018

## 2018 asp 9

### PART 1

#### TENETS AND OVERSIGHT

##### *Charter*

#### **18      Reviewing the charter**

- (1) The Scottish Ministers must review the charter—
  - (a) within 5 years of its being made, and
  - (b) thereafter, within 5 years of the report of the last review being laid before the Parliament in accordance with subsection (4)(b).
- (2) In carrying out a review, the Scottish Ministers must consult—
  - (a) the Scottish Commission on Social Security, and
  - (b) any other persons they consider appropriate.
- (3) The persons consulted must include—
  - (a) individuals who have received assistance through the Scottish social security system, and
  - (b) persons who work with or represent individuals living in households whose income is adversely affected, or whose expenditure is increased, because a member of the household has one or more protected characteristics within the meaning of section 4 of the Equality Act 2010.
- (4) Following a review, the Scottish Ministers must—
  - (a) decide whether or not to make any changes to the charter, and
  - (b) lay before the Scottish Parliament a report setting out—
    - (i) the consultation undertaken in carrying out the review,
    - (ii) the reasons for their decision to make changes, or not make changes, to the charter, and
    - (iii) if the Ministers have decided to make changes to the charter, a draft of the charter showing the changes they intend to make.

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*Status: This is the original version (as it was originally enacted).*

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- (5) The Scottish Ministers may not make changes to the charter unless a draft of the charter showing the changes they intend to make has been laid before, and approved by resolution of, the Scottish Parliament.