



Social Security (Scotland) Act 2018

2018 asp 9

PART 2

GIVING OF ASSISTANCE BY SCOTTISH MINISTERS

CHAPTER 6

OFFENCES AND INVESTIGATIONS

Investigations

76 Code of practice on investigations

- (1) The Scottish Ministers must publish a code of practice on investigations carried out by virtue of section 75.
- (2) The Scottish Ministers—
 - (a) must keep the code of practice under review,
 - (b) may from time to time revise the code of practice.
- (3) Before publishing the code of practice, the Scottish Ministers must consult publicly on a draft of the code.
- (4) The Scottish Ministers must, as soon as practicable after publication, lay before the Scottish Parliament a copy of the code of practice.
- (5) A court or tribunal in civil or criminal proceedings must take the code of practice into account when determining any question to which the code is relevant.
- (6) Breach of the code of practice does not of itself give rise to grounds for any legal action.
- (7) Subsections (2) to (6) apply in relation to a revised code of practice as they apply in relation to the first published code of practice.

Status: Point in time view as at 22/10/2018. This version of this provision has been superseded.

Changes to legislation: Social Security (Scotland) Act 2018, Section 76 is up to date with all changes known to be in force on or before 02 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

Commencement Information

- I1** S. 76 (now renumbered as s. 84B) in force at 3.9.2018 for specified purposes by [S.S.I. 2018/250](#), [reg. 2\(2\)](#) (with [reg. 3](#))
- I2** S. 76 (now renumbered as s. 84B) in force at 22.10.2018 in so far as not already in force by [S.S.I. 2018/298](#), [reg. 2\(2\)](#) (with [reg. 3](#)) (as amended (10.12.2019) by [S.S.I. 2019/406](#), [regs. 1, 2\(2\)](#))

Status:

Point in time view as at 22/10/2018. This version of this provision has been superseded.

Changes to legislation:

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