

## **Executive Note**

### **The Public Appointments and Public Bodies etc. (Scotland) Act 2003 (Amendment of Specified Authorities) Order 2005 (SSI/2005/540)**

The above instrument was made in exercise of the powers conferred by section 3(2) of the Public Appointments and Public Bodies etc. (Scotland) Act 2003. The instrument is subject to affirmative resolution procedure.

### **Policy Objectives**

The purpose of the instrument is to update the list of Specified Authorities contained in schedule 2 to the Public Appointments and Public Bodies etc. (Scotland) Act 2003 in order to reflect changes to Scottish public bodies since the initial legislation was passed. The instrument will therefore add the Risk Management Authority, the Scottish University for Industry, and Architecture and Design Scotland to the list of Specified Authorities that fall within the remit of the Commissioner for Public Appointments in Scotland. In view of their abolition, the instrument will also remove the Scottish Further Education Funding Council, the Scottish Higher Education Funding Council, the Royal Fine Art Commission for Scotland the Central Advisory Committee on Justices of the Peace (Scotland), the Common Services Agency for the Scottish Health Service (this body has been renamed the NHS National Service Scotland and is now classified under the heading of a “*Special Health Board*”) and any National Health Service trust from the list of Specified Authorities. In view of its change of status from executive to tribunal NDPB, the Parole Board for Scotland will be reclassified under the new heading “*Other Public Bodies*”.

This instrument should be read with The Public Appointments and Public Bodies etc (Scotland) Act 2003 (Treatment of Office or Body as Specified Authority) Order 2005 (SSI/2005/539) which also brings within the Commissioner’s remit appointments to bodies in process of establishment.

### **Consultation**

The Public Appointments and Public Bodies etc. (Scotland) Act 2003 does not require Ministers to consult on changes proposed under section 3(2) of the Act. The Commissioner for Public Appointments in Scotland has been notified of these proposals.

### **Financial Effects**

The instrument has no financial effects on the Scottish Executive, local government or on business.

Scottish Executive Finance and Central Services Department  
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