

*Status: Point in time view as at 04/01/1995.*

*Changes to legislation: There are currently no known outstanding effects for the Self-Governing Schools etc. (Scotland) Act 1989, SCHEDULE 9. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 9

Section 38.

#### COMMISSIONERS FOR SCHOOL ASSETS

##### *[<sup>F1</sup> Appointment*

###### Textual Amendments

**F1** Sch. 9 repealed (*prosp.*) by 2000 asp 6, ss. 60(2), 61(2), Sch. 3

- 1 Where the Secretary of State has approved proposals published under section 16 of this Act, he shall appoint a commissioner for school assets (in this Schedule referred to as the “commissioner”) in respect of that school, for the purpose of carrying out the functions of a commissioner mentioned in this Act.
- 2 The appointment of a commissioner shall be in writing, and shall specify—
  - (a) the school or schools in respect of which he is appointed; and
  - (b) his remuneration.
- 3 Subject to paragraphs 5 and 6 below, a commissioner’s appointment shall come to an end when it appears to the Secretary of State that he has completed what he was employed to do.
- 4 The Secretary of State shall pay the remuneration of the commissioner and any expenses incurred by him in carrying out his functions.

##### *Resignation and dismissal*

- 5 A commissioner may resign his office at any time by giving notice in writing to the Secretary of State.
- 6 The Secretary of State may, if it appears to him that a commissioner is unable or unfit to discharge his functions, terminate the commissioner’s appointment by notice in writing to him.

##### *Powers*

- 7 A commissioner may with the prior consent of the Secretary of State employ persons, on such terms as he may determine, to assist him in carrying out his functions.
- 8 The commissioner shall comply with any directions given to him by the Secretary of State in carrying out his functions.
- 9 A commissioner shall not delegate any of his functions.

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*Status*

- 10 A commissioner shall not be regarded as a servant or agent of the Crown, nor as enjoying any status, immunity or privilege of the Crown; and any property which he may hold in his capacity as a commissioner shall not be regarded as property of, or property held on behalf of, the Crown.]

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