

Convention Rights Proceedings (Amendment) (Scotland) Bill

Bill Number:	SP Bill 28
Introduced on:	15 June 2009
Introduced by:	Kenny MacAskill MSP (Executive Bill)
Passed:	18 June 2009
Royal Assent:	23 July 2009

Passage of the Bill

The Parliament agreed that the Convention Rights Proceedings (Amendment) (Scotland) Bill should be treated as an Emergency Bill at the meeting of the Parliament on 18 June 2009. All Stages of the Bill were taken on 18 June 2009. No amendments were lodged at Stages 2 and 3.

Purpose and objectives of the Bill

The Convention Rights Proceedings (Amendment) (Scotland) Bill ("the Bill") imposes a one year time limit on all future Convention rights compensation claims brought under the Scotland Act 1998, thereby limiting the Scottish Government's future liability for breaches of human rights to those claims which are raised within one year of the breach taking place.

Provisions of the Bill

The Bill is short (two sections). Section 1 of the Bill adds a new subsection to section 100 of the Scotland Act 1998 [human rights] and also provides that the Bill will apply only to legal proceedings brought on or after 2 November 2009. Section 2 provides that the Act will come into force on the day after Royal Assent (there will be no separate commencement order).

Parliamentary consideration

All Stages of the Bill were taken on 18 June 2009. No amendments were lodged at Stages 2 and 3.

Richard Hough
Senior Research Specialist