SCHEDULES

SCHEDULE 1

THE PROBATION BOARD FOR NORTHERN IRELAND

Members

3.—(1) The Board shall consist of—

(a) a chairman, a deputy chairman, and not less than 10 nor more than 18 other members appointed by the **[**[F1]Minister of Justice**]**; and

(b) not more than five members co-opted by the Board with the approval of the **[**[F1]Minister of Justice**]**.

(2) A person shall not be appointed or co-opted as a member of the Board for more than three years at a time.

(3) A person may at any time resign his office as a member or as chairman or deputy chairman by notice in writing to the **[**[F1]Minister of Justice**]**.

(4) The **[**[F1]Minister of Justice**]** may at any time remove a person from office as a member if satisfied that he—

(a) has been absent from meetings of the Board or a committee of the Board for a period longer than three consecutive months without the permission of the Board;

(b) has been adjudged bankrupt **[**[F2]or is the subject of a bankruptcy restrictions order**]****[**[F3]or has had a debt relief order has been made in respect of him or is the subject of a debt relief restrictions order**]** or has made any composition or arrangement with his creditors;

(c) is incapacitated by physical or mental illness; or

(d) is otherwise unable or unfit to discharge the functions of a member.

(5) If a person who is chairman or deputy chairman ceases to be a member of the Board, he shall also cease to be chairman or deputy chairman.

(6) Where the place of a member becomes vacant before the expiration of his term of office whether by death, resignation or otherwise, the vacancy shall be filled by appointment by the **[**[F1]Minister of Justice**]** and any person so appointed shall hold office for the remainder of the term of office of the former member.

(7) A person whose term of office as a member of the Board expires by effluxion of time or who has resigned that office shall be eligible for re-appointment.

[[F4](8) In this paragraph " the Minister of Justice " means the Minister in charge of the Department of Justice. **]**

F1 Words in Sch. 1 para. 3 substituted (12.4.2010) by Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), arts. 1(2), 12, **Sch. 14 para. 25(2)** (with arts. 28-31); S.I. 2010/977, **art. 1(2)**

F2 Words in Sch. 1 para. 3(4)(b) inserted (21.4.2015) by The Insolvency (Northern Ireland) Order 2005 (Consequential Amendments) Order (Northern Ireland) 2015 (S.R. 2015/159), art. 1, **Sch. Pt para. 7**

F3 Words in Sch. 1 para. 3(4)(b) inserted (7.3.2016) by The Debt Relief Act (Northern Ireland) 2010 (Consequential Amendments) Order (Northern Ireland) 2016 (S.R. 2016/108), art. 1, **Sch. para. 9**

F4 Sch. 1 para. 3(8) inserted (12.4.2010) by Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), arts. 1(2), 12, **Sch. 14 para. 25(3)** (with arts. 28-31); S.I. 2010/977, **art. 1(2)**

4. The Board shall pay or make provisions for such remuneration and allowances (including allowances for expenses), pensions and gratuities to or in respect of the chairman, deputy chairman and other members of the Board as the **[**[F5]Department of Justice, with the approval of the Department of Finance and Personnel**]**, may determine.

F5 Words in Sch. 1 para. 4 substituted (12.4.2010) by Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), arts. 1(2), 12, **Sch. 14 para. 25(4)** (with arts. 28-31); S.I. 2010/977, **art. 1(2)**

5. Where a person ceases to be a member of the Board otherwise than on the expiry of his term of office, and it appears to the **[**[F6]Department of Justice**]** that there are special circumstances which make it right for that person to receive compensation, the **[**[F6]Department of Justice**]** may, with the approval of the **[**[F7]Department of Finance and Personnel**]**, direct the Board to make to that person a payment of such amount as the **[**[F6]Department of Justice**]**, with the approval of the **[**[F7]Department of Finance and Personnel**]**, may determine.

F6 Words in Sch. 1 para. 5 substituted (12.4.2010) by Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), arts. 1(2), 12, **Sch. 14 para. 25(5)(a)** (with arts. 28-31); S.I. 2010/977, **art. 1(2)**

F7 Words in Sch. 1 para. 5 substituted (12.4.2010) by Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), arts. 1(2), 12, **Sch. 14 para. 25(5)(b)** (with arts. 28-31); S.I. 2010/977, **art. 1(2)**

6. In Part II of Schedule 1 to the Northern Ireland Assembly Disqualification Act 1975[F8] (bodies of which all members are disqualified) there shall be inserted at the appropriate place in alphabetical order—
" The Probation Board for Northern Ireland ".

F8 1975 c. 25.

Changes to legislation:
There are currently no known outstanding effects for the The Probation Board (Northern Ireland) Order 1982, Members.