
Changes to legislation: There are currently no known outstanding effects for the Enterprise and New Towns (Scotland) Act 1990, Cross Heading: Membership. (See end of Document for details)

SCHEDULES

SCHEDULE 1

CONSTITUTION AND PROCEEDINGS ETC. OF SCOTTISH ENTERPRISE AND HIGHLANDS AND ISLANDS ENTERPRISE

Membership

- 5 The members of Scottish Enterprise shall be—
- (a) not less than eight, nor more than eleven, persons appointed under this subparagraph by the Secretary of State (regard being had to the principle that equality of opportunity should be promoted as between men and women) from persons who appear to him to have knowledge or experience relevant to the discharge of the functions of the body; and
 - (b) the person who is for the time being the chief executive of the body.
- 6 The members of Highlands and Islands Enterprise shall be—
- (a) not less than six, nor more than eleven, persons appointed under this paragraph by the Secretary of State (regard being had to the principle mentioned in paragraph 5(a) above) from persons who appear to him to have knowledge or experience relevant to the discharge of the functions of the body; and
 - (b) the person who is for the time being the chief executive of the body.
- 7 The Secretary of State shall satisfy himself—
- (a) before he appoints a person under paragraph 5(a) or 6(a) above, that the person has no financial or other interest likely to affect prejudicially performance as a member of the body in question;
 - (b) from time to time that each person so appointed continues, and has continued, to have no such interest.
- 8 A person in respect of whom the Secretary of State requires to be satisfied as is mentioned in paragraph 7(b) above shall, whenever requested by the Secretary of State to do so, furnish the Secretary of State with such information as the Secretary of State may consider necessary for the purposes of that requirement.
- 9 Subject to the provisions of this paragraph and of paragraphs 10 and 11 below, each member of either body other than its chief executive—
- (a) shall hold and vacate office in accordance with the terms of the instrument under which he is appointed a member;
 - (b) may, by written notice to the Secretary of State, resign membership; and
 - (c) after ceasing to hold office shall be eligible for reappointment to the body.
- 10 The Secretary of State may remove a member, other than the chief executive, of either body from office if satisfied that the member—
- (a) has been adjudged bankrupt, has made an arrangement with his creditors, has had his estate sequestrated, or has granted a trust deed for his creditors or a composition contract;

Changes to legislation: *There are currently no known outstanding effects for the Enterprise and New Towns (Scotland) Act 1990, Cross Heading: Membership. (See end of Document for details)*

- (b) is incapacitated by physical or mental illness;
- (c) has been absent from meetings of the body in question for a period longer than three consecutive months without the permission of that body; or
- (d) is otherwise unable or unfit to discharge his functions as a member or is unsuitable to continue as a member.

Changes to legislation:

There are currently no known outstanding effects for the Enterprise and New Towns (Scotland) Act 1990, Cross Heading: Membership.