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**Changes to legislation:** There are currently no known outstanding effects for the Historical Institutional Abuse (Northern Ireland) Act 2019, Paragraph 3. (See end of Document for details)

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## SCHEDULES

### SCHEDULE 2

#### THE COMMISSIONER FOR SURVIVORS OF INSTITUTIONAL CHILD ABUSE

##### *Tenure of office*

- 3 (1) A person holds and vacates office as the Commissioner in accordance with the terms of that person's appointment; but that is subject to the following provisions of this paragraph.
- (2) An appointment as the Commissioner is for a term of five years.
- (3) A person who ceases to be the Commissioner on the expiry of that person's first term of office is eligible for re-appointment.
- (4) But a person who has been re-appointed by virtue of sub-paragraph (3) is not eligible for appointment or re-appointment as the Commissioner at any time after the end of that person's second term of office.
- (5) A person may at any time resign from office as the Commissioner by giving written notice to the Executive Office.
- (6) The Executive Office may remove a person from office as the Commissioner if satisfied that the person—
- (a) has been convicted of an offence,
  - (b) has become bankrupt, has had a bankruptcy restrictions order, debt relief order or debt relief restrictions order made in respect of that person, or has made a voluntary arrangement,
  - (c) has, without reasonable excuse, failed to discharge the functions of the Commissioner for a continuous period of three months, or
  - (d) has, in the opinion of the Executive Office, become unfit or unable to exercise the functions of the Commissioner.
- (7) Each of the expressions used in sub-paragraph (6)(b) has the same meaning as in the Insolvency (Northern Ireland) Order 1989.

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#### **Commencement Information**

**II** Sch. 2 para. 3 in force at 2.11.2020 by S.R. 2020/229, art. 2(b)

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