

FIRST SCHEDULE

CONSTITUTIONS OF THE COUNCIL AND BOARDS, AND SUPPLEMENTARY PROVISIONS

PART III

SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL AND BOARDS

Tenure of office etc. of members, alternate members and chairmen

- 10 (1) Subject to the next following sub-paragraph and paragraph 11 of this Schedule, the representative and alternate members of a board taking office after the initial period and the members (other than representative members) of the Council or a board shall hold office for four years and shall then retire.
- (2) The members (other than representative members) of the Council shall retire in rotation in accordance with a scheme made by the Council and approved by the Privy Council, and the members and alternate members of a board (other than representative and alternate members taking office during the initial period) shall retire in rotation in accordance with a scheme made by the board and approved by the Council; and for the purpose of securing retirement by rotation any such scheme may provide that during the period of four years from the establishment of the body making the scheme (or as respects the retirement of representative and alternate members of a board, four years from the end of the initial period) some persons shall retire after less than four years in office, so however that a representative member of a board and his alternate member shall retire at the same time.
- (3) Subject to paragraph 11 of this Schedule, the representative and alternate members of the Council appointed by a board shall hold office for one year and shall then retire.
- (4) Subject as aforesaid, the representative member of the Council and his alternate member appointed under paragraph 3 of this Schedule by Ministers instead of by a board shall hold office until the end of the period which is the initial period for the purposes of that paragraph as respects that board and shall then retire.
- (5) Subject as aforesaid, the representative and alternate members of a board taking office during the initial period shall hold office until the end of that period and shall then retire.
- 11 (1) A member or alternate member of the Council or a board may at any time, by notice to the registrar appointed under this Act, resign his office.
- (2) A member or alternate member of the Council or a board whose name is removed by direction of a disciplinary committee from any register maintained under this Act shall relinquish his office.
- (3) A representative or alternate member of the Council appointed by a board who ceases to be a representative member of that board shall relinquish his office on the Council.
- (4) When a member or alternate member of the Council or a board ceases to hold office otherwise than by retirement, his place shall be taken—
- (a) in the case of a representative member of a board, by his alternate member if then in office and if not by a person appointed or elected in the same

manner and satisfying the same requirements of Part II of this Schedule as the representative member ;

- (b) in any other case, by a person appointed or elected in the same manner and satisfying the same requirements of Part I or Part II of this Schedule as the member or alternate member in question:

Provided that a scheme under sub-paragraph (2) of paragraph 8 of this Schedule may provide for the selection, otherwise than by election, of—

- (i) a person to succeed an alternate member of a board who has taken the place of his representative member under paragraph (a) above ;
- (ii) persons to succeed a representative member of a board and his alternate member where the representative member ceases to hold office otherwise than by retirement and there is no alternate member to take his place under the said paragraph (a);

and the requirement that an alternate member shall be selected on the same occasion as his representative member shall not apply where an alternate member is selected in pursuance of this sub-paragraph or continues as the alternate member for the successor under this sub-paragraph of a previous representative member of the Council.

- (5) A person taking office by virtue of sub-paragraph (4) above shall retire when the person whose place he takes would normally have retired.
- 12 (1) One of the members of the Council appointed by the Privy Council shall be designated by the Privy Council as the chairman of the Council, and a board shall appoint one of its members to be the chairman of the board.
- (2) The chairman of the Council or a board shall hold office as such until the expiration of the period determined by the body designating or appointing him as chairman or until he ceases to be a member of the Council or board, whichever first occurs, and shall then retire from that office.
- (3) The Chairman, or in his absence the person acting as chairman, of the Council or a board shall have a second or casting vote.
- 13 An alternate member of the Council or a board may act as a member of the Council or board at any meeting of that body when the representative member for whom he is alternate is absent, but not otherwise.
- 14 A person retiring from or resigning office as the chairman or a member or alternate member of the Council or a board shall be eligible to hold that office again.
- 15 The powers of the Council or a board or any committee thereof may be exercised notwithstanding any vacancy in its membership, and no proceedings of such a body shall be invalidated by any defect in the selection of a person to be a member of that body.