

## SCHEDULE 2

### Amendment or modification of disqualification provisions

## PART 2

### Provision made under an Act of Parliament

#### **Registration of Births, Deaths and Marriages Regulations 1968**

7. In regulation 5(a)(i) (disqualification for appointment) of the Registration of Births, Deaths and Marriages Regulations 1968<sup>(1)</sup>, after the words “has not subsequently obtained his discharge,” there is inserted “or he is the subject of a bankruptcy restrictions order or an interim order,”.

#### **Personal Equity Plan Regulations 1989**

8. In regulation 15(1)(b) (plan manager ceasing to qualify) of the Personal Equity Plan Regulations 1989<sup>(2)</sup>, after the word “bankrupt” there is inserted “or is the subject of a bankruptcy restrictions order or an interim order”.

#### **National Health Service Trusts (Membership and Procedure) Regulations 1990**

9.—(1) The National Health Service Trusts (Membership and Procedure) Regulations 1990<sup>(3)</sup> shall be amended as follows.

(2) For regulation 11(1)(b) (disqualification for appointment of chairman and non-executive directors) there is substituted—

“(b) he is the subject of a bankruptcy restrictions order or an interim order;”.

(3) Paragraphs (1) and (2) of regulation 12 (cessation of disqualification) shall be omitted.

#### **Air Passenger Duty Regulations 1994**

10. In regulation 7(2)(d) (ceasing to act as a fiscal representative) of the Air Passenger Duty Regulations 1994<sup>(4)</sup>, after the word “elsewhere” there is inserted “or is the subject of a bankruptcy restrictions order or an interim order”.

#### **National Health Service Litigation Authority Regulations 1995**

11.—(1) The National Health Service Litigation Authority Regulations 1995<sup>(5)</sup> shall be amended as follows.

(2) In regulation 7(1) (disqualification for appointment)—

(a) for the words “Subject to regulation 8 (cessation of disqualification), a person shall be” there is substituted “A person shall be”; and

(b) for sub-paragraph (b) (disqualification for appointment) there is substituted—

“(b) he is the subject of a bankruptcy restrictions order or an interim order;”.

(3) Regulation 8 (cessation of disqualification) shall be omitted.

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(1) S.I.1968/2049.

(2) S.I. 1989/469, as amended by S.I. 2001/923.

(3) S.I. 1990/2024.

(4) S.I. 1994/1738.

(5) S.I. 1995/2801.

*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

### **Health Authorities (Membership and Procedure) Regulations 1996**

**12.**—(1) The Health Authorities (Membership and Procedure) Regulations 1996(6) shall be amended as follows.

(2) For regulation 10(1)(b) (disqualification for appointment) there is substituted—

“(b) he is the subject of a bankruptcy restrictions order or an interim order;”.

(3) Paragraphs (1) and (2) of regulation 11 (cessation of disqualification) shall be omitted.

### **Individual Savings Account Regulations 1998**

**13.** In regulation 20(1)(b) (account manager ceasing to qualify) of the Individual Savings Account Regulations 1998(7), after the word “bankrupt” there is inserted “or is the subject of a bankruptcy restrictions order or an interim order”.

### **Primary Care Trusts (Membership, Procedure and Administration Arrangements) Regulations 2000**

**14.**—(1) The Primary Care Trusts (Membership, Procedure and Administration Arrangements) Regulations 2000(8) shall be amended as follows.

(2) For regulation 5(1)(b) (disqualification for appointment: chairman and non-officer members) there is substituted—

“(b) he is the subject of a bankruptcy restrictions order or an interim order;”.

(3) Paragraphs (1) and (2) of regulation 6 (cessation of disqualification) shall be omitted.

### **Education (Foundation Body) (England) Regulations 2000**

**15.** In paragraph 2 of Schedule 4 (disqualification for holding office) to the Education (Foundation Body) (England) Regulations 2000(9)—

(a) for sub-paragraph (a) there is substituted—

“(a) his estate has been sequestrated and the sequestration has not been discharged, annulled or reduced;”;

(b) for sub-paragraph (b) there is substituted—

“(b) he is the subject of a bankruptcy restrictions order or an interim order.”.

### **National Treatment Agency Regulations 2001**

**16.**—(1) The National Treatment Agency Regulations 2001(10) shall be amended as follows.

(2) For regulation 3(1)(b) (disqualification for appointment) there is substituted—

“(b) he is the subject of a bankruptcy restrictions order or an interim order;”.

(3) Paragraphs (1) and (2) of regulation 4 (cessation of disqualification) shall be omitted.

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(6) S.I. 1996/707.

(7) S.I. 1998/1870.

(8) S.I. 2000/89. Regulation 5(1)(b) was substituted by regulation 3(1) and (2)(b) of S.I. 2003/1616.

(9) S.I. 2000/2872.

(10) S.I. 2001/715.

### **National Health Service Appointments Commission Regulations 2001**

17.—(1) The National Health Service Appointments Commission Regulations 2001(11) shall be amended as follows.

- (2) For regulation 3(1)(b) (disqualification for appointment) there is substituted—
  - “(b) he is the subject of a bankruptcy restrictions order or an interim order;”.
- (3) Paragraphs (1) and (2) of regulation 4 (cessation of disqualification) shall be omitted.

### **National Patient Safety Agency Regulations 2001**

18.—(1) The National Patient Safety Agency Regulations 2001(12) shall be amended as follows.

- (2) For regulation 3(1)(b) (disqualification for appointment) there is substituted—
  - “(b) he is the subject of a bankruptcy restrictions order or an interim order;”.
- (3) Paragraphs (1) and (2) of regulation 4 (cessation of disqualification) shall be omitted.

### **General Social Care Council (Appointments and Procedure) Regulations 2001**

19.—(1) The General Social Care Council (Appointments and Procedure) Regulations 2001(13) shall be amended as follows.

- (2) In regulation 4 (disqualification for appointment)—
  - (a) for paragraph (1)(d) there is substituted—
    - “(d) a person who is the subject of a bankruptcy restrictions order or an interim order;”;
    - and
  - (b) paragraphs (3) and (4) shall be omitted.
- (3) In regulation 6(6) (termination by the Secretary of State of tenure of office of chairman and members), for the words “is adjudged bankrupt or makes a composition or arrangement with his creditors” there is substituted “becomes the subject of a bankruptcy restrictions order or an interim order”.

### **Council for the Regulation of Health Care Professionals (Appointment etc.) Regulations 2002**

20. For regulation 2(b) (disqualification for appointment) of the Council for the Regulation of Health Care Professionals (Appointment etc.) Regulations 2002(14) there is substituted—

- “(b) is the subject of a bankruptcy restrictions order or an interim order;”.

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(11) S.I. 2001/794.  
(12) S.I. 2001/1742.  
(13) S.I. 2001/1744.  
(14) S.I. 2002/2376.