
STATUTORY INSTRUMENTS

2008 No. 2038

The London Waste and Recycling Board Order 2008

PART 3

Proceedings of the Board etc.

Committees

- 8.**—(1) The Board may establish committees.
- (2) Any such committee—
- (a) must not include the chair of the Board;
 - (b) may include members who are not members of the Board.

Procedure of the Board

- 9.**—(1) Subject to paragraph (2), the Board may—
- (a) determine its own procedure (including quorum); and
 - (b) determine the procedure (including quorum) of any of its committees.
- (2) On any vote by the Board the chair has an additional, casting vote in the event of a tie.

Validity of proceedings

- 10.**—(1) The validity of any proceedings of the Board shall not be affected—
- (a) by a vacancy amongst the council members or independent members; or
 - (b) by a defect in the appointment or any disqualification of a person as a council member or independent member.
- (2) The validity of any proceedings of the Board shall not be affected—
- (a) by a vacancy in the office of chair, or
 - (b) by a defect in the appointment or any disqualification of a person as chair,
- if those proceedings are conducted with the consent of the Secretary of State.
- (3) The Secretary of State may, before granting such consent, require a chair to be appointed for the purposes of those proceedings from amongst either the council members or the independent members as the Secretary of State shall determine.

Registration and disclosure of members' interests

- 11.**—(1) The Board must establish and maintain a system for the declaration and registration of private interests of its members.
- (2) A member of the Board must immediately disclose any direct or indirect interest in any matter proposed or discussed by the Board.

(3) The disclosure must be recorded in the minutes of the Board.

(4) A member who is directly interested in any matter may not take part in any discussions or decisions of the Board.

(5) But if the Mayor and the London councils consider that the number of members directly interested in any matter is such as to impede the transaction of business, the Mayor and the London councils may agree to direct the Board that the restriction imposed by paragraph (4) does not apply; and the direction must be in writing and may be subject to such conditions as the Mayor and the London councils consider necessary.

(6) Nothing in this article precludes a member from taking part in the consideration or discussion of, or voting on, any question whether an application should be made to the Mayor and the London councils for the exercise of the power conferred by paragraph (5).

(7) Any reference in this article to the Board includes any committee of the Board.

Delegation

12. The Board may authorise any of the following to exercise, on its behalf, such of its functions, in such circumstances, as it may determine—

- (a) the chair or any other member of the Board;
- (b) a committee of the Board; or
- (c) an employee appointed under article 13.

Staffing

13. The Board may appoint such employees as it determines, and may pay to them such remuneration and other allowances, and make such provision for pensions, as it determines.