
Changes to legislation: There are currently no known outstanding effects for the Community Justice (Scotland) Act 2016, Cross Heading: Power to end membership. (See end of Document for details)

SCHEDULE 1 COMMUNITY JUSTICE SCOTLAND

Power to end membership

- 6 (1) The Scottish Ministers may end a person's membership of Community Justice Scotland if—
- (a) the person becomes an undischarged bankrupt, or
 - (b) the Scottish Ministers are satisfied that the person—
 - (i) has, without reasonable excuse, been absent from 3 consecutive meetings of Community Justice Scotland,
 - (ii) is unable to perform the functions of a member, or
 - (iii) is unsuitable to continue as a member.
- (2) In sub-paragraph (1)(a), “undischarged bankrupt” means a person—
- (a) whose estate has been sequestrated and who has not been discharged (or against whom a bankruptcy order has been made and is still in force),
 - (b) who has granted a trust deed for, or made a composition or arrangement with, creditors and has not been discharged in respect of it,
 - (c) who is the subject of a bankruptcy restrictions order, or an interim bankruptcy restrictions order, made under the Bankruptcy (Scotland) Act 1985 or the Insolvency Act 1986,
 - (d) who is the subject of a bankruptcy restrictions undertaking entered into under either of those Acts,
 - (e) who has been adjudged bankrupt and has not been discharged, or
 - (f) who is subject to any other kind of arrangement or undertaking, anywhere in the world, which is analogous to those described in paragraphs (a) to (d).

Commencement Information

- I1** Sch. 1 para. 6 in force at 1.10.2016 for specified purposes by S.S.I. 2016/262, reg. 2, sch.
I2 Sch. 1 para. 6 in force at 1.4.2017 in so far as not already in force by S.S.I. 2017/33, reg. 2(3)

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