

## SCHEDULE 1 ENVIRONMENTAL STANDARDS SCOTLAND

### *Early termination of membership*

- 5 (1) A person's membership of Environmental Standards Scotland ends if—
- (a) the person gives notice in writing to the Scottish Ministers and the Presiding Officer of the Scottish Parliament that the person resigns,
  - (b) the person becomes disqualified from being a member,
  - (c) the Scottish Ministers give the person notice in writing that the person is removed from being a member.
- (2) The Scottish Ministers may remove a member under sub-paragraph (1)(c) only if—
- (a) the member has been absent, without permission or reasonable excuse, from meetings of Environmental Standards Scotland for a period of longer than 3 consecutive months,
  - (b) the member has been convicted of a criminal offence, or
  - (c) the Scottish Ministers consider that the member is—
    - (i) unable to perform the member's functions, or
    - (ii) unsuitable to continue as a member.
- (3) Where they propose to give a person, other than the person who is the member appointed to chair Environmental Standards Scotland, notice under sub-paragraph (1)(c) that the person is to be removed from being a member, the Scottish Ministers must consult the member appointed to chair Environmental Standards Scotland.
- (4) The Scottish Ministers may remove a member under sub-paragraph (1)(c) only with the approval of the Scottish Parliament.
- (5) For the purpose of sub-paragraph (1)(b), a person becomes disqualified from being a member if paragraph 3(2) or (3) applies to the person.