

Changes to legislation: There are currently no known outstanding effects for the Welsh Language (Wales) Measure 2011, SCHEDULE 4. (See end of Document for details)

SCHEDULE 4

(introduced by section 23)

MEMBERS OF THE ADVISORY PANEL

PART 1

APPOINTMENT

Appointment

- 1 (1) In appointing a member of the Advisory Panel, the Welsh Ministers must comply with appointment regulations (see paragraph 5).
- (2) The Welsh Ministers may not appoint a person to be a member of the Advisory Panel if the person is disqualified from being a member of the Advisory Panel on grounds of employment.

Commencement Information

I1 Sch. 4 para. 1 in force at 10.1.2012 by S.I. 2012/46, art. 2(b)

Remuneration, allowances and pensions

- 2 (1) The Welsh Ministers may pay remuneration to the members of the Advisory Panel.
- (2) The Welsh Ministers may pay allowances (including, but not limited to, travelling and subsistence allowances) and gratuities to the members of the Advisory Panel.
- (3) The Welsh Ministers may pay—
 - (a) pensions to, or in respect of, persons who have been members of the Advisory Panel, and
 - (b) amounts for or towards provision of pensions to, or in respect of, persons who have been members of the Advisory Panel.

Commencement Information

I2 Sch. 4 para. 2 in force at 1.4.2012 by S.I. 2012/969, art. 2(b)

Terms of appointment

- 3 (1) A member of the Advisory Panel holds office subject to the terms of his or her appointment.
- (2) But that is subject to the other provisions of this Schedule.

Commencement Information

I3 Sch. 4 para. 3 in force at 1.4.2012 by S.I. 2012/969, art. 2(b)

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Duration of appointment

- 4 (1) A person appointed as a member of the Advisory Panel holds office (by virtue of that appointment) for 3 years.
- (2) But that is subject to Part 2 of this Schedule.

Commencement Information

I4 Sch. 4 para. 4 in force at 1.4.2012 by S.I. 2012/969, art. 2(b)

Appointment regulations

- 5 (1) The Welsh Ministers must, by regulations, make provision about the appointment of members of the Advisory Panel (“appointment regulations”).
- (2) The provision that may be made in appointment regulations includes, but is not limited to, provision of the kind referred to in sub-paragraphs (3) to (6).
- (3) Appointment regulations may make provision about principles to be followed in appointing members of the Advisory Panel.
- (4) Appointment regulations may make provision about—
- (a) the knowledge of, and proficiency in, the Welsh language, and
 - (b) the knowledge and experience of—
 - (i) the matters in respect of which the Commissioner has functions, and
 - (ii) any other matters relevant to anything that falls to be done by the Commissioner,
 which a member of the Advisory Panel must have.
- (5) Appointment regulations may—
- (a) apply (with or without modifications) any code of practice that is concerned with appointments to public bodies, or
 - (b) make any other provision relating to any such code.
- (6) Appointment regulations may confer functions on the Welsh Ministers (as well as on any other person), including functions involving the exercise of a discretion.

Commencement Information

I5 Sch. 4 para. 5 in force at 10.1.2012 by S.I. 2012/46, art. 2(b)

PART 2

END OF APPOINTMENT

Resignation

- 6 A member of the Advisory Panel may resign from office if he or she gives the Welsh Ministers not less than 2 months' notice in writing of his or her intention to do so.

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Commencement Information

I6 Sch. 4 para. 6 in force at 1.4.2012 by S.I. 2012/969, art. 2(b)

Disqualification from membership

- 7 A person ceases to be a member of the Advisory Panel if the person is disqualified from being a member of the Advisory Panel on grounds of employment.

Commencement Information

I7 Sch. 4 para. 7 in force at 1.4.2012 by S.I. 2012/969, art. 2(b)

Dismissal

- 8 (1) The Welsh Ministers may dismiss a member of the Advisory Panel if the Welsh Ministers are satisfied that the person—
- (a) is unfit to continue as a member of the Advisory Panel, or
 - (b) is unable or unwilling to act as a member of the Advisory Panel.
- (2) The Welsh Ministers must consult the Commissioner before dismissing a member of the Advisory Panel.

Commencement Information

I8 Sch. 4 para. 8 in force at 1.4.2012 by S.I. 2012/969, art. 2(b)

Payments on ceasing to hold office

- 9 The Welsh Ministers may make a payment to a person who ceases to be a member of the Advisory Panel if it appears to the Welsh Ministers that there are special circumstances which make it right that the person should receive the payment in compensation.

Commencement Information

I9 Sch. 4 para. 9 in force at 1.4.2012 by S.I. 2012/969, art. 2(b)

PART 3

DISQUALIFICATION

Disqualification on grounds of employment

- 10 A person is disqualified from being a member of the Advisory Panel on grounds of employment if the person is—
- (a) a Member of Parliament;
 - (b) a Member of the National Assembly for Wales;

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- (c) a member of the Welsh Language Tribunal;
- (d) a member of the Commissioner's staff.

Commencement Information

I10 Sch. 4 para. 10 in force at 10.1.2012 by S.I. 2012/46, art. 2(b)

PART 4

GENERAL

Interpretation

- 11 In this Schedule “appointment regulations” means regulations made under paragraph 5.

Commencement Information

I11 Sch. 4 para. 11 in force at 10.1.2012 by S.I. 2012/46, art. 2(b)

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