

SCHEDULES

SCHEDULE 4

Article 26

REGULATOR OF COMMUNITY INTEREST COMPANIES FOR NORTHERN IRELAND

Regulator's terms of appointment

- 1.—(1) The period for which a person is appointed as Regulator must not exceed five years.
- (2) A person who has held office as Regulator may be re-appointed, once only, for a further period not exceeding five years.
- (3) The Regulator may at any time resign the office by giving notice in writing to the Department.
- (4) The Department may at any time remove the Regulator on the ground of incapacity or misbehaviour.
- (5) Subject to that, the Regulator holds and vacates office on the terms determined by the Department.

Remuneration and pensions

- 2.—(1) The Department may pay remuneration and travelling and other allowances to the Regulator.
- (2) The Department may—
- (a) pay a pension, allowance or gratuity to or in respect of a person who is or has been the Regulator, or
 - (b) make contributions or payments towards provision for a pension, allowance or gratuity for or in respect of such a person.

Staff

- 3.—(1) The Regulator may, after consulting the Department of Finance and Personnel as to numbers and terms and conditions of service, appoint such staff as the Regulator may determine.
- (2) The members of staff must include a deputy to the Regulator who is to act as Regulator—
- (a) during any vacancy in that office, or
 - (b) if the Regulator is absent, subject to suspension or unable to act.
- (3) Where a participant in a scheme under Article 3 of the [Superannuation \(Northern Ireland\) Order 1972 \(NI 10\)](#) is appointed as the Regulator, the Department of Finance and Personnel may determine that the person's term of office as the Regulator is to be treated for the purposes of the scheme as service in the employment by reference to which he was a participant (whether or not any benefits are payable by virtue of paragraph 2(2)).

Status: This is the original version (as it was originally made).

Delegation of functions

4. Anything which the Regulator is authorised or required to do may be done by a member of the Regulator's staff if authorised by the Regulator (generally or specifically) for that purpose.

Finance

5. The Department may make payments to the Regulator.

Reports and other information

6.—(1) The Regulator must, in respect of each financial year, prepare a report on the exercise of the Regulator's functions during the financial year.

(2) The Regulator must prepare accounts in respect of a financial year if the Department so directs.

(3) The Regulator must send a copy of the accounts to the Comptroller and Auditor General.

(4) The Comptroller and Auditor General must examine, certify and report on the accounts and send a copy of the report to the Regulator.

(5) The Regulator must include the accounts and the Comptroller and Auditor General's report on them in the report prepared by the Regulator in respect of the financial year to which the accounts relate.

(6) The Regulator must prepare that report as soon as possible after the end of the financial year to which it relates.

(7) The Regulator must send to the Department a copy of—

(a) each report prepared by the Regulator under sub-paragraph (1), and

(b) each report prepared by the Official Property Holder under paragraph 6 of Schedule 6.

(8) The Department must lay before the Assembly a copy of each of those reports.

(9) The Regulator must supply the Department with such other reports and information relating to the exercise of the Regulator's functions as the Department may require.

(10) In this paragraph—

“the Comptroller and Auditor General” means the Comptroller and Auditor General for Northern Ireland;

“financial year” means—

(a) the period beginning with the date on which a person is first appointed as the Regulator and ending with the next 31st March, and

(b) each successive period of 12 months beginning with 1st April.

Amendments

7. In Schedule 2 to the [Commissioner for Complaints \(Northern Ireland\) Order 1996 \(NI 7\)](#) (bodies subject to investigation), insert at the appropriate place—

“Office of the Regulator of Community Interest Companies for Northern Ireland.”.

8. In Part III of Schedule 1 to the Northern Ireland Assembly Disqualification Act [1975 \(c. 25\)](#) (disqualifying offices), insert at the appropriate place—

“Regulator of Community Interest Companies for Northern Ireland.”.