

*Status: Point in time view as at 08/08/1994.*

*Changes to legislation: There are currently no known outstanding effects for the Police Act 1964, Cross Heading: Tenure of office. (See end of Document for details)*

## SCHEDULES

### [<sup>F1</sup>SCHEDULE 1B

#### POLICE AUTHORITIES ESTABLISHED UNDER SECTION 3]

##### Textual Amendments

- F1** Sch. 1B inserted (8.8.1994 for certain purposes and 1.4.1995 for all other purposes) by 1994 c. 29, s. 3(2), Sch. 9 Pt. I; S.I. 1994/2025, art. 4; S.I. 1994/3262, art. 4, Sch.

##### *Tenure of office*

- 16 Subject to the following paragraphs (and to the provisions of any order under section 3A(2) of this Act), a person shall hold and vacate office as a member of a police authority in accordance with the terms of his appointment.
- 17 (1) A person shall be appointed to hold office as a member for—
- (a) a term of four years or a term expiring on his attaining the age of seventy years, whichever is the shorter, or
  - (b) such shorter term as the body appointing him may determine in any particular case.
- (2) A person shall not, by virtue of sub-paragraph (1)(b) of this paragraph, be appointed under paragraph 5 of this Schedule for a term shorter than four years without the approval of the Secretary of State.

##### Modifications etc. (not altering text)

- C1** Sch. 1B para. 17 modified (12.7.1995) by S.I. 1995/1775, art. 4(7)  
Sch. 1B para. 17 modified (12.7.1995) by S.I. 1995/1770, art. 6(7)  
Sch. 1B para. 17 modified (12.7.1995) by S.I. 1995/1771, art. 4(7)  
Sch. 1B para. 17 modified (12.7.1995) by S.I. 1995/1772, art. 4(7)  
Sch. 1B para. 17 modified (12.7.1995) by S.I. 1995/1773, art. 4(7)  
Sch. 1B para. 17 modified (12.7.1995) by S.I. 1995/1774, art. 4(7)  
Sch. 1B para. 17 modified (12.7.1995) by S.I. 1995/1776, art. 4(7)  
Sch. 1B para. 17 modified (12.7.1995) by S.I. 1995/1779, art. 6(7)

- 18 (1) A person may at any time resign his office as a member, or as chairman, by notice in writing to the police authority.

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- (2) Where a member appointed under paragraph 5 of this Schedule resigns his office as a member under sub-paragraph (1) of this paragraph, he shall send a copy of the notice to the Secretary of State.
- 19 (1) A member of a relevant council appointed to be a member of a police authority under paragraph 2 of this Schedule shall cease to be a member of the authority if he ceases to be a member of the council (and does not on the same day again become a member of the council).
- (2) A magistrate appointed to be a member of a police authority under paragraph 8 of this Schedule shall cease to be a member of the authority if he ceases to be a magistrate for an area all or part of which constitutes or forms part of the authority's area.
- 20 (1) A police authority may remove a member from office by notice in writing if—
- (a) he has been absent from meetings of the police authority for a period longer than three consecutive months without the consent of the authority,
  - (b) he has been convicted of a criminal offence (but is not disqualified for being a member under paragraph 12 of this Schedule),
  - (c) the police authority is satisfied that the member is incapacitated by physical or mental illness, or
  - (d) the police authority is satisfied that the member is otherwise unable or unfit to discharge his functions as a member.
- (2) Where a police authority removes a member under sub-paragraph (1) of this paragraph, it shall give notice of that fact—
- (a) in the case of a member appointed under paragraph 2 or 8 of this Schedule, to the body which appointed him, and
  - (b) in the case of a member appointed under paragraph 5, to the Secretary of State.
- 21 A council or joint committee may remove from office a member of a police authority appointed by it under paragraph 2 of this Schedule with a view to appointing another in his place if it considers that to do so would further the object provided for by paragraph 4.
- 22 If a chairman of a police authority ceases to be a member, he shall also cease to be chairman.

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