

SCHEDULE 3

RESIDUARY BODIES

Membership

- 3 (1) Subject to the provisions of this paragraph, every member of a residuary body shall hold and vacate his office in accordance with the terms of his appointment.
- (2) A residuary body shall consist of not less than three and not more than seven members appointed by the Secretary of State; and the Secretary of State shall appoint one of those members to be chairman and may appoint another to be deputy chairman of that body.
- (3) The Secretary of State may by order alter either of the numbers specified in subparagraph (2) above.
- (4) Any member may resign by notice in writing to the Secretary of State, and the chairman or deputy chairman may by a like notice resign his office as such.
- (5) The Secretary of State may remove a member from office if satisfied that the member—
- (a) has had his estate sequestrated, has made any arrangement with his creditors, has been adjudged bankrupt or has granted a trust deed or a composition contract for his creditors;
 - (b) is incapacitated by physical or mental illness;
 - (c) has been absent from meetings of the body for a period of three months otherwise than for a reason approved by the body; or
 - (d) is in the opinion of the Secretary of State otherwise unable or unfit to discharge the functions of a member.
- (6) If the chairman or deputy chairman ceases to be a member he shall also cease to be chairman or deputy chairman.
- (7) An order under this paragraph shall be made by statutory instrument subject to annulment by resolution of either House of Parliament.

Changes to legislation:

There are currently no known outstanding effects for the Local Government etc. (Scotland) Act 1994, Paragraph 3.