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**Changes to legislation:** There are currently no known outstanding effects for the Public Processions (Northern Ireland) Act 1998, Cross Heading: Term of office. (See end of Document for details)

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## SCHEDULES

### SCHEDULE 1

#### THE COMMISSION

##### *Term of office*

- 3 (1) Subject to the following provisions of this paragraph, a person shall hold and vacate office as a member or as chairman of the Commission in accordance with the terms of his appointment.
- (2) The chairman and other members of the Commission shall be appointed for a term not exceeding 3 years, and a person appointed to fill a casual vacancy shall hold office for the remainder of the term of the person in whose place he is appointed.
- (3) A person may at any time resign as a member or as chairman of the Commission by notice in writing to the Secretary of State.
- (4) The Secretary of State may remove a person from office as a member or as chairman of the Commission if satisfied that—
- (a) he has been convicted of a criminal offence;
  - (b) he has become bankrupt [<sup>F1</sup>or has become the subject of a bankruptcy restrictions order] or [<sup>F2</sup>a debt relief order (under Part 7A of the Insolvency Act 1986 [<sup>F3</sup>or Part 7A of the Insolvency (Northern Ireland) Order 1989] ) has been made in respect of him [<sup>F3</sup>or he has become the subject of a debt relief restriction order] or he has] made a composition or arrangement with his creditors;
  - (c) he has failed to comply with the terms of his appointment; or
  - (d) he is otherwise unable or unfit to discharge his functions.
- (5) A member of the Commission whose term of office expires or who has resigned shall be eligible for re-appointment.

#### Textual Amendments

- F1** Words in Sch. 1 para. 3(4)(b) inserted (21.4.2015) by [The Insolvency \(Northern Ireland\) Order 2005 \(Consequential Amendments\) Order \(Northern Ireland\) 2015 \(S.R. 2015/159\)](#), art. 1, **Sch. para. 11**
- F2** Words in Sch. 1 para. 3(4)(b) inserted (1.10.2012) by [The Tribunals, Courts and Enforcement Act 2007 \(Consequential Amendments\) Order 2012 \(S.I. 2012/2404\)](#), art. 1, **Sch. 2 para. 37** (with art. 5)
- F3** Words in Sch. 1 para. 3(4)(b) inserted (7.3.2016) by [The Debt Relief Act \(Northern Ireland\) 2010 \(Consequential Amendments\) Order \(Northern Ireland\) 2016 \(S.R. 2016/108\)](#), art. 1, **Sch. para. 17**

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