

*Status: Point in time view as at 26/11/2001.*

*Changes to legislation: Data Protection Act 1998, Part II is up to date with all changes known to be in force on or before 16 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 5 **U.K.**

#### THE DATA PROTECTION COMMISSIONER AND THE DATA PROTECTION TRIBUNAL

#### PART II **U.K.**

##### THE TRIBUNAL

##### *Tenure of office*

- 12 (1) Subject to the following provisions of this paragraph, a member of the Tribunal shall hold and vacate his office in accordance with the terms of his appointment and shall, on ceasing to hold office, be eligible for re-appointment.
- (2) Any member of the Tribunal may at any time resign his office by notice in writing to the Lord Chancellor [<sup>F1</sup>(in the case of the chairman or a deputy chairman) or to the Secretary of State (in the case of any other member)].
- (3) A person who is the chairman or deputy chairman of the Tribunal shall vacate his office on the day on which he attains the age of seventy years; but this sub-paragraph is subject to section 26(4) to (6) of the <sup>M1</sup>Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of seventy-five years).

#### Textual Amendments

**F1** Words in [Sch. 5 para. 12\(2\)](#) ceased to have effect (26.11.2001) by virtue of [S.I. 2001/3500, art. 8, Sch. 2 Pt. I para. 6\(3\)](#)

#### Marginal Citations

**M1** 1993 c. 8.

##### *Salary etc.*

- 13 The [<sup>F2</sup>Lord Chancellor] shall pay to the members of the Tribunal out of money provided by Parliament such remuneration and allowances as he may determine.

#### Textual Amendments

**F2** Words in [Sch. 5 para. 13](#) substituted (26.11.2001) by [S.I. 2001/3500, art. 8, Sch. 2 Pt. I para. 6\(1\)\(bb\)](#)

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### *Officers and staff*

- 14 The [<sup>F3</sup>Lord Chancellor] may provide the Tribunal with such officers and staff as he thinks necessary for the proper discharge of its functions.

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**Textual Amendments**

**F3** Words in Sch. 5 para. 14 substituted (26.11.2001) by S.I. 2001/3500, art. 8, Sch. 2 Pt. I para. 6(1)(bb)

### *Expenses*

- 15 Such expenses of the Tribunal as the [<sup>F4</sup>Lord Chancellor] may determine shall be defrayed by the Secretary of State out of money provided by Parliament.

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**Textual Amendments**

**F4** Words in Sch. 5 para. 15 substituted (26.11.2001) by S.I. 2001/3500, art. 8, Sch. 2 Pt. I para. 6(1)(bb)

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