
S T A T U T O R Y I N S T R U M E N T S

1985 No. 1409**PROBATION****The Probation Committees (Co-option of Local
Authority Members) Order 1985***Made - - - - - 5th September 1985**Coming into Operation 13th September 1985*

In exercise of the power conferred on me by section 15(3) of the Local Government Act 1985(a), I hereby make the following Order:—

1. This Order may be cited as the Probation Committees (Co-option of Local Authority Members) Order 1985 and shall come into operation on 13th September 1985.

2. For the purposes of section 15(3) of the Local Government Act 1985, the member or members of each local authority to be co-opted to a probation committee for any such probation area as is mentioned in section 15(1) of that Act shall be chosen by such a committee after consultation with each local authority in the manner prescribed in the Schedule to this Order.

Home Office.
5th September 1985.

Douglas Hurd,
One of Her Majesty's Principal
Secretaries of State.

Article 2

SCHEDULE

MANNER OF CONSULTATION WITH LOCAL AUTHORITIES

1. A probation committee required to co-opt a member or members from among the members of any local authority shall request such local authority to submit to it, by such date at least four weeks after the date on which the request is made as the probation committee may specify, the names of five members of the local authority, considered by the local authority to be suitable to act as members of the probation committee.

(a) 1985 c.51.

2. A local authority requested to nominate members in accordance with the preceding paragraph shall supply the probation committee with the following information about each member whose name is submitted, that is to say:—

- (a) his date of birth;
- (b) his address;
- (c) his occupation;
- (d) his political party;
- (e) his length of service on the local authority;
- (f) details of the committees of the local authority on which he serves;
- (g) whether he is a justice of the peace;
- (h) whether he is an employee of the probation committee in question;
- (i) the date when his membership of the local authority is due to expire; and
- (j) any other information which the local authority considers would be of assistance to the probation committee in making its choice.

3. A local authority may, if it thinks fit, submit the names of more than five of its members, together with the information about them specified in paragraph 2 above, in response to a request made under paragraph 1.

4. If a probation committee does not consider it appropriate to co-opt a member from among the members of the local authority nominated by that authority, it shall request that authority to submit to it, by such date at least two weeks after the date on which the request is made as the probation committee may specify, the names of three further members of the local authority considered by the local authority to be suitable to act as members of the probation committee, together with the information about them specified in paragraph 2 above.

5. If, by the date specified by a probation committee in a request made in accordance with paragraph 1 above or, where a further request is made in accordance with paragraph 4 above, by the date specified in that request a local authority has not fully complied with such request of a probation committee, the probation committee may co-opt as a member such member of the local authority as it considers appropriate.

EXPLANATORY NOTE

(This Note is not part of the Order.)

Section 15(3) of the Local Government Act 1985 requires the probation committee for any probation area which includes the area of a metropolitan district council or outer London borough to co-opt a member from among the members of each local authority liable from 1st April 1986 to contribute to its expenses, after consultation with those authorities. This Order prescribes the manner in which such consultation is to be carried out.

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