
STATUTORY INSTRUMENTS

2010 No. 2189

The Eastern Inshore Fisheries and Conservation Order 2010

Termination of membership

11.—(1) A person’s appointment as a member of the Authority ceases in any of the following circumstances—

- (a) the person is convicted of an offence under fisheries legislation, nature conservation legislation or marine licensing legislation;
- (b) a monetary penalty is imposed on the person under fisheries legislation, nature conservation legislation or marine licensing legislation;
- (c) the person is a council member and ceases to be a member of the relevant council that appointed the person as a member.

(2) The Authority may terminate the appointment of a person as a member if the person is convicted of a criminal offence other than one under fisheries legislation, nature conservation legislation or marine licensing legislation.

(3) The Authority must appoint a person from among its members to the office of chair where—

- (a) a person whose membership ceases under this article is the chair; or
- (b) a person whose membership ceases under the terms of the person’s appointment is the chair.

(4) Paragraph (3) is subject to articles 8(6) and 14(5).

(5) The person so appointed—

- (a) takes office on being appointed; and
- (b) holds office for the remainder of the period specified in article 7(4),

but paragraph (b) is subject to the further application of this article and to articles 8 to 10.

(6) In this article—

- (a) “fisheries legislation” means enactments relating to sea or freshwater fishing;
- (b) “marine licensing legislation” means Part 4 of the Marine Act; and
- (c) “nature conservation legislation” means the enactments mentioned in section 237(2) of the Marine Act.

(7) In paragraph (6) “enactment” includes an enactment contained in subordinate legislation.