

SCHEDULE TRANSITIONAL PROVISIONS

PART 6

EXISTING MEMBERS OF THE PAROLE BOARD

- 79 Subject to paragraphs 80 to 83 below, the modifications made by section 5 of this Act have effect as respects existing members.
- 80 Any period of appointment occurring prior to—
(a) an existing member’s most recent appointment or reappointment; and
(b) the coming into force of section 5 of this Act,
shall be disregarded for the purposes of paragraph 2E of Schedule 2 to the 1993 Act.
- 81 Any existing member whose current appointment proceeded upon selection following public advertisement seeking applications for membership of the Board shall, for the purposes of Schedule 2 to the 1993 Act and notwithstanding the terms of the instrument of appointment of the member, be regarded, on the commencement of section 5 of this Act as serving a period of appointment of six years in accordance with that Schedule beginning with the date when that current appointment began.
- 82 An existing member whose current appointment proceeded otherwise than as mentioned in paragraph 81 above shall, for the purposes of Schedule 2 to the 1993 Act, be regarded on the commencement of section 5 of this Act as serving whichever of the following expires later—
(a) the period of appointment provided for in the member’s instrument of appointment; or
(b) a period of appointment of six years beginning with the date when the member was first appointed to the Parole Board.
- 83 In this Part of this schedule—
“existing member” means a person who is a member of the Parole Board when section 5 of this Act comes into force;
“current appointment”, in relation to any existing member, means the appointment then held by that member;
“public advertisement” means advertisement in a newspaper circulating throughout Scotland.