



# Sea Fish Industry Act 1938

## 1938 CHAPTER 30

### PART I

#### ORGANISATION OF WHITE FISH INDUSTRY

##### *Marketing schemes*

#### **7 Constitution of boards to administer marketing schemes**

- (1) A marketing scheme shall be of no effect unless provision is thereby made for the administration of the scheme by a board, which shall be constituted as follows, that is to say:—
- (a) the number of members of the board shall be nine, or such greater number being an exact multiple of three as may be specified in the scheme;
  - (b) the members of the board shall—
    - (i) as to so many of them, not being less than three nor more than one-third of their number, as the scheme may specify, be persons appointed by the Ministers, and
    - (ii) as to the rest, be persons elected in accordance with the scheme by persons registered thereunder;
  - (c) such one of the members so appointed as the Ministers may designate shall be chairman of the board, and such other one of those members as the Ministers may designate shall be vice-chairman of the board :

Provided that during such period, not being longer than twelve months from the day on which the scheme comes into operation as may be specified in the scheme, the members of the board, other than those appointed by the Ministers, shall be persons named in the scheme.

- (2) Every person who, by virtue of an appointment of the Ministers, is a member of the board administering a marketing scheme shall hold and vacate office in accordance with the terms of the instrument under which he is appointed; but any such person may, notwithstanding anything in such an instrument, resign his office by a notice given

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under his hand to the Ministers, and, upon ceasing to hold office, shall be eligible for reappointment to the board.

- (3) It shall be the duty of the Ministers to satisfy themselves, with respect to any person whom they propose to appoint to be a member of the board to administer a marketing scheme, that that person will have no such financial or commercial interest as is likely to affect him in the discharge of his functions as a member of the board, and also to satisfy themselves from time to time, with respect to any person who, by virtue of an appointment of the Ministers, is a member of the board, that he has no such interest as aforesaid; and any such person shall, whenever requested by the Ministers so to do, furnish to them such information as they consider necessary for the performance of their duty under this subsection.