

Status: Point in time view as at 01/12/1993.

Changes to legislation: Leasehold Reform, Housing and Urban Development Act 1993, SCHEDULE 17 is up to date with all changes known to be in force on or before 19 April 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 17

Section 158(2).

CONSTITUTION OF THE AGENCY

Commencement Information

II Sch. 17 wholly in force at 10.11.1993 see s. 188(2) and S.I. 1993/2762, art. 3

Membership

- 1
- (1) The Agency shall consist of such number of members (being not less than six) as the Secretary of State may from time to time appoint.
 - (2) The Secretary of State shall appoint one of the members to be chairman and may, if he thinks fit, appoint another of them to be deputy chairman.
 - (3) Subject to the provisions of this paragraph, a member of the Agency shall hold and vacate office in accordance with the terms of his appointment.
 - (4) A person who ceases to be a member of the Agency shall be eligible for re-appointment.
 - (5) A member of the Agency may resign his office by notice in writing to the Secretary of State.
 - (6) The Secretary of State may remove a member of the Agency from office if he is satisfied that he—
 - (a) is unable or unfit to carry out the functions of a member;
 - (b) has not complied with the terms of his appointment; or
 - (c) has become bankrupt or made an arrangement with his creditors.
 - (7) A person shall cease to be chairman or deputy chairman of the Agency—
 - (a) if he resigns as such by notice in writing to the Secretary of State; or
 - (b) if he ceases to be a member of the Agency.

Remuneration, pensions etc.

- 2
- (1) The Agency shall pay to its members such remuneration, and such allowances, as the Secretary of State may determine.
 - (2) The Agency may—
 - (a) pay such pensions, allowances or gratuities to or in respect of any persons who have been or are its members as the Secretary of State may determine;

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- (b) make such payments as the Secretary of State may determine towards provision for the payment of pensions, allowances or gratuities to or in respect of any such persons.
- (3) If, when a person ceases to be a member of the Agency, the Secretary of State determines that there are special circumstances which make it right that he should receive compensation, the Agency shall pay to him a sum by way of compensation of such amount as the Secretary of State may determine.
- (4) The approval of the Treasury shall be required for any determination of the Secretary of State under this paragraph.

Staff

- 3 (1) There shall be a chief executive of the Agency who shall be responsible to the Agency for the general exercise of the Agency's functions.
- (2) The chief executive shall be appointed by the Agency but no person shall be appointed as chief executive unless the Secretary of State has consented to the appointment.
- (3) The Agency may appoint such other number of staff as the Secretary of State may approve.
- (4) The terms and conditions of appointment of any person appointed by the Agency under this paragraph shall be determined by the Agency with the consent of the Secretary of State.
- (5) The Agency shall pay to members of its staff such remuneration, and such allowances, as it may, with the consent of the Secretary of State, determine.
- (6) The Agency may—
 - (a) pay such pensions, allowances or gratuities to or in respect of any persons who have been or are members of its staff;
 - (b) make such payments towards provision for the payment of pensions, allowances or gratuities to or in respect of any such persons,
 as it may, with the consent of the Secretary of State, determine.
- (7) Any reference in sub-paragraph (6) to pensions, allowances or gratuities to or in respect of any such persons as are mentioned in that sub-paragraph includes a reference to payments by way of compensation to or in respect of any members of the Agency's staff who suffer loss of office or employment or loss or diminution of emoluments.
- (8) The approval of the Treasury shall be required for the giving of any consent under sub-paragraph (4), (5) or (6).

Delegation of powers

- 4 Anything authorised or required to be done by the Agency under this Part—
 - (a) may be done by any member of the Agency, or of its staff, who has been authorised for the purpose, whether generally or specially, by the Agency;
 - or

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- (b) may be done by any committee or sub-committee of the Agency which has been so authorised.

Proceedings

- 5 (1) Subject to the following provisions of this Schedule, the Agency may regulate both its own procedure (including quorum) and that of any committee or sub-committee.
- (2) The Secretary of State may give directions as to the exercise by the Agency of its power under sub-paragraph (1) to regulate procedure; and directions under this sub-paragraph may be of a general or particular nature and may be varied or revoked by subsequent directions.
- (3) The validity of any proceedings of the Agency or of any committee or sub-committee of the Agency shall not be affected—
 - (a) by a vacancy amongst the members of the Agency, committee or sub-committee;
 - (b) by a defect in the appointment of a member of the Agency, committee or sub-committee; or
 - (c) by a contravention of directions under sub-paragraph (2) or of paragraph 6.
- (4) With the consent of the Secretary of State, persons who are not members of the Agency may be appointed as members of a committee or sub-committee of the Agency, but any such committee or sub-committee may not consist entirely of persons who are neither members of the Agency nor members of its staff.
- (5) The Agency may pay to any person who is a member of a committee or sub-committee but who is not a member of the Agency such remuneration, and such allowances, as the Secretary of State may, with the approval of the Treasury, determine.

Members' interests

- 6 (1) A member of the Agency or of any committee or sub-committee who is directly or indirectly interested in any matter brought up for consideration at a meeting of the Agency or of the committee or sub-committee shall disclose the nature of his interest to the meeting.
- (2) Where the matter in respect of which such a disclosure is made is a contract or agreement of any description, the member shall not take part in any deliberation or decision of the Agency, committee or sub-committee with respect to the matter.
- (3) Where the matter in respect of which such a disclosure is made is one other than a contract or agreement, the member may take part in any deliberation or decision of the Agency, committee or sub-committee with respect to the matter unless the rest of the members decide that the interest disclosed might prejudicially affect the member's consideration of the matter.

Application of seal and proof of instruments

- 7 (1) The application of the seal of the Agency shall be authenticated by the signature of any member of the Agency, or of its staff, who has been authorised by the Agency, whether generally or specially, for the purpose.

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- (2) Every document purporting to be an instrument issued by the Agency and to be duly sealed with the seal of the Agency or to be signed on behalf of the Agency shall be received in evidence and, unless the contrary is shown, shall be deemed to be an instrument so issued.

House of Commons disqualification

- 8 In Schedule 1 to the ^{M1}House of Commons Disqualification Act 1975 (bodies of which all members are disqualified for membership of the House of Commons), in Part II there shall be inserted, at the appropriate place, the following entry—

“The Urban Regeneration Agency.” ; and the like insertion shall be made in Part II of Schedule 1 to the

^{M2}

Northern Ireland Assembly Disqualification Act 1975.

Marginal Citations

M1 1975 c. 24.

M2 1975 c. 25.

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