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**Changes to legislation:** There are currently no known outstanding effects for the Criminal Appeal Act 1995, Cross Heading: Membership. (See end of Document for details)

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## SCHEDULES

### SCHEDULE 1

#### THE COMMISSION: FURTHER PROVISIONS

##### *Membership*

- 1 Her Majesty shall, on the recommendation of the Prime Minister, appoint one of the members of the Commission to be the chairman of the Commission.

##### **Commencement Information**

- II** Sch. 1 para. 1 wholly in force at 1.1.1997; Sch. 1 para. 1 not in force at Royal Assent see s. 32(1); Sch. 1 para. 1 in force for certain purposes at 12.12.1996 by S.I. 1996/3041, art. 2; Sch. 1 para. 1 in force at 1.1.1997 insofar as not already in force by S.I. 1996/3149, art. 3

- 2 (1) Subject to the following provisions of this paragraph, a person shall hold and vacate office as a member of the Commission, or as chairman of the Commission, in accordance with the terms of his appointment.
- (2) An appointment as a member of the Commission may be full-time or part-time.
- (3) The appointment of a person as a member of the Commission, or as chairman of the Commission, shall be for a fixed period of not longer than five years.
- (4) Subject to sub-paragraph (5), a person whose term of appointment as a member of the Commission, or as chairman of the Commission, expires shall be eligible for re-appointment.
- (5) No person may hold office as a member of the Commission for a continuous period which is longer than ten years.
- (6) A person may at any time resign his office as a member of the Commission, or as chairman of the Commission, by notice in writing addressed to Her Majesty.
- (7) Her Majesty may at any time remove a person from office as a member of the Commission if satisfied—
- (a) that he has without reasonable excuse failed to discharge his functions as a member for a continuous period of three months beginning not earlier than six months before that time,
  - (b) that he has been convicted of a criminal offence,
  - (c) that a bankruptcy order has been made against him, or his estate has been sequestrated, or he has made a composition or arrangement with, or granted a trust deed for, his creditors, or
  - (d) that he is unable or unfit to discharge his functions as a member.
- (8) If the chairman of the Commission ceases to be a member of the Commission he shall also cease to be chairman.

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**Commencement Information**

- I2** Sch. 1 para. 2 wholly in force at 1.1.1997; Sch. 1 para. 2 not in force at Royal Assnt see s. 32(1); Sch. 1 para. 2 in force for certain purposes at 12.12.1996 by S.I. 1996/3041, art. 2; Sch. 1 para. 2 in force at 1.1.1997 insofar as not already in force by S.I. 1996/3149, art. 3

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