STATUTORY INSTRUMENTS

1977 No. 2186

OVERSEAS TERRITORIES

The Commonwealth Development Corporation Regulations 1977

Made - - - -	*22nd December* 1977
Laid before Parliament	*9th January* 1978
Coming into Operation	*1st February* 1978

The Minister of Overseas Development in exercise of the powers conferred upon him by paragraph 2 of Schedule 1 to the Overseas Resources Development Act 1959(**a**) and section 7(2) of and Part I of Schedule 2 to the Ministers of the Crown Act 1975(**b**) hereby makes the following Regulations:—

1. These Regulations may be cited as the Commonwealth Development Corporation Regulations 1977 and shall come into operation on 1st February 1978.

2. The Interpretation Act 1889(**c**) shall apply for the interpretation of and otherwise in relation to these Regulations as it applies for the interpretation of and otherwise in relation to an Act of Parliament.

3. The appointment of a member (including the Chairman and Deputy Chairman) of the Commonwealth Development Corporation (in these Regulations referred to as the Corporation) shall, subject to the provisions of these Regulations, be for such term not exceeding five years as may be determined by the Minister of Overseas Development (in these Regulations referred to as the Minister) before the appointment of such member and upon such conditions as may be determined by the Minister either before the appointment of such member, or, with his consent, at any time thereafter.

4.—(1) If a member of the Corporation:—

(*a*) is absent from meetings of the Corporation for more than six months consecutively except for some reason approved by the Minister; or

(*b*) becomes in the opinion of the Minister unfit to continue in office or incapable of performing his duties;

the Minister may declare the office of such member to be vacant and shall notify the fact in such manner as the Minister thinks fit, and thereupon the office of such member shall become vacant.

(2) Any member of the Corporation may resign his office by not less than three months' notice in writing under his hand given to the Minister.

(**a**) 1959 c. 23. (**b**) 1975 c. 26. (**c**) 1889 c. 63.

5. The seal of the Corporation shall be authenticated by the signature of the Chairman of the Corporation or some other member of the Corporation authorised by the Corporation to act in that behalf, and of the Clerk to the Board or some other person authorised by the Corporation so to act.

6. Any instrument or contract which, if executed or entered into by a person not being a body corporate, would not require to be under seal, may be executed or entered into on behalf of the Corporation by any member, officer or servant of the Corporation generally or specially authorised by resolution of the Corporation in that behalf.

7. Every document purporting to be an instrument executed or issued by the Corporation, and to be sealed with the seal of the Corporation authenticated in the manner provided by Regulation 5 of these Regulations or to be signed by any member, officer or servant of the Corporation, authorised by the Corporation to act in that behalf, shall be received in evidence and be deemed to be so executed or issued without further proof, unless the contrary is shown.

8. The Colonial Development Corporation Regulations 1948(**a**) are hereby revoked.

David Owen

Minister of Overseas Development.

22nd December 1977.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations deal with the terms of appointment and conditions of tenure of members of the Commonwealth Development Corporation and with the proceedings of the Corporation. They revoke the Colonial Development Corporation Regulations 1948, the nomenclature of and in which is obsolete.

(a) S.I. 1948/292 (Rev XVI, p. 1137; 1948 I, p. 3176).

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