STATUTORY INSTRUMENTS

1983 No. 1129

ELECTRICITY

The Electricity (Consumers' Council) Regulations 1983

Made - - - -	*26th July* 1983
Laid before Parliament	*28th July* 1983
Coming into Operation	*1st September* 1983

The Secretary of State, in exercise of the powers conferred on him by paragraph 8(1) of Schedule 2 to the Energy Act 1983(**a**) and of all other powers enabling him in that behalf, hereby makes the following Regulations:—

Citation and commencement

1. These Regulations may be cited as the Electricity (Consumers' Council) Regulations 1983 and shall come into operation on 1st September 1983.

Appointment and tenure of office

2.—(1) The appointment of a member of the Electricity Consumers' Council (hereinafter referred to as "the Council") shall be for such term not exceeding three years as may before that member's appointment be determined by the Secretary of State and shall be subject to Regulation 3 and to any conditions notified to him in writing by the Secretary of State.

(2) Any member of the Council may, on the expiry of his term of office, be reappointed.

(3) Such member of the Council as the Secretary of State may appoint shall act as deputy chairman of the Council.

(4) Any member of the Council may resign his office by giving to the Secretary of State either one month's notice in writing or such shorter notice as he may approve.

Vacation of office

3. If the Secretary of State is satisfied that a member of the Council—

(*a*) has become bankrupt or made an arrangement with his creditors;

(*b*) is incapacitated by physical or mental illness;

(*c*) has been absent from meetings of the Council for a period longer than six consecutive months without the permission of the Secretary of State; or

(*d*) is otherwise unable or unfit to discharge the functions of a member,

(**a**) 1983 c. 25.

the Secretary of State may declare his office as a member to be vacant; and thereupon the office shall become vacant.

Frequency and constitution of meetings

4.—(1) The Council shall meet as often as may be necessary for the proper discharge of their duties; and the period between any two consecutive meetings shall not be longer than six months.

(2) Where one third or more of all existing members of the Council deliver to the Secretary of the Council a written requisition for a meeting, the chairman or, if the chairman is not available, the deputy chairman shall ensure that a meeting is held before the expiry of fourteen days from the delivery of that requisition.

(3) No meetings of the Council shall be held unless either the chairman or deputy chairman is present, but if by reason of vacancy in their offices or their serious illness or absence from England and Wales neither of them is available, or a meeting is not held before the expiry of fourteen days from the delivery of the said requisition, the Council may meet and pass provisional resolutions which shall have effect until the next duly constituted meeting after they were passed and which may be ratified at that meeting.

(4) The Council may determine its own quorum.

Voting

5. Every resolution of the Council shall be passed by a majority of the votes of the members of the Council present and voting, and in the event of an equality of votes the proposal in question shall be deemed to have been rejected.

Minutes and evidence of proceedings

6. The Council shall keep, or cause to be kept, minutes of their proceedings, and a record in any such minutes specifying the terms of a resolution passed at any meeting, and, in the case of a resolution that a representation be made to the Electricity Council or the Secretary of State, the number of votes cast for and against it shall, if signed by the person purporting to be acting as chairman of the meeting to which the minutes relate, or of a meeting at which they were read, be evidence of those proceedings.

Execution of documents

7. Any document requiring to be executed by or on behalf of the Council shall be signed by the chairman and secretary of the Council or by such one or more of the members and officers of the Council as the Council may in any particular case determine.

Alexander Fletcher,
Parliamentary Under Secretary of State,
Department of Trade and Industry.

26th July 1983.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations make provision for the appointment and tenure of office of members of the Electricity Consumers' Council established by the Energy Act 1983 for England and Wales, including the power of the Secretary of State to terminate such an appointment and to appoint a deputy chairman of the Council, the proceedings and meetings of the Council, and the execution of documents by or on behalf of the Council.

SI 1983/1129
ISBN 0-11-037129-1

