1968 No. 187

PARLIAMENT

NORTHERN IRELAND

The House of Commons Disqualification Order 1968

Made - - - - 14*th February* 1968
Coming into Operation 15*th February* 1968

At the Court at Buckingham Palace, the 14th day of February 1968

Present,

The Queen's Most Excellent Majesty in Council

Whereas section 5 of the House of Commons Disqualification Act 1957(**a**) (hereinafter referred to as the Act of 1957) enables Her Majesty by Order in Council to amend Schedule 1 to that Act, in its application to the House of Commons of the Parliament of the United Kingdom, in accordance with a resolution of that House and, as modified by Schedule 3 to that Act, enables Her so to amend the said Schedule 1 in its application to the Senate and House of Commons of Northern Ireland, in accordance with resolutions of that Senate and that House:

And Whereas on 19th January 1968 it was resolved by the House of Commons of the Parliament of the United Kingdom that Schedule 1 to the Act of 1957, in its application to that House, be amended:

And Whereas on 30th January 1968 it was resolved by the Senate of Northern Ireland and on 1st February 1968 it was resolved by the House of Commons of Northern Ireland that the said Schedule 1, in its application to that Senate and that House, be amended:

Now, therefore, Her Majesty, in pursuance of the said section 5 and in accordance with the said resolutions, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

1.—(1) This Order may be cited as the House of Commons Disqualification Order 1968.

(2) The Interpretation Act 1889(**b**) applies for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

(3) This Order shall come into operation on 15th February 1968.

2. Schedule 1 to the Act of 1957 (which, as subsequently amended, specifies offices the holders of which are disqualified for membership of the House of Commons), in its application to the House of Commons of the Parliament of the United Kingdom, shall have effect subject to the amendments specified in Schedule 1 to this Order.

3. Schedule 1 to the Act of 1957, in its application to the Senate and House of Commons of Northern Ireland, shall have effect subject to the amendments specified in Schedule 2 to this Order.

W. G. Agnew.

(**a**) 1957 c. 20. (**b**) 1889 c. 63.

SCHEDULE 1

AMENDMENTS OF SCHEDULE 1 TO ACT OF 1957 (HOUSE OF COMMONS)

Amendments of Part I

In the entry beginning "Commissioner exercising jurisdiction", after the word "Commissioner" there shall be inserted the words "(other than the holder of any office mentioned above)", and the words "or section one of the Criminal Justice Administration Act 1956" shall be omitted.

After the entry beginning "Additional Judge" there shall be inserted:—

"Commissioner (other than an ex officio judge or additional judge of the Central Criminal Court) exercising jurisdiction under Schedule 1 to the Administration of Justice Act 1964;

Commissioner (other than the holder of any office mentioned above) exercising jurisdiction under section 1 of the Criminal Justice Administration Act 1956".

In the entry beginning "Judge of a County Court" for the words from "paragraph (*b*)" to the end of the entry there shall be substituted the words "proviso (*b*) to section 12(1) of the County Courts Act 1959".

In the entry beginning "Resident Magistrate" at the end there shall be added the words "or the Magistrates' Courts Act (Northern Ireland) 1964".

For the entry beginning "National Insurance Commissioner for Northern Ireland" there shall be substituted the words "Chief or other National Insurance Commissioner for Northern Ireland".

Amendments of Part II

There shall be inserted at the appropriate places in alphabetical order:—

"The Agrément Board;

The Lands Tribunal for Northern Ireland;

The Ministry of Defence (Army Department) Teachers Selection Board."

The entries relating to the Iron and Steel Board, the Leather Industries Export Corporation, the National Assistance Board for Northern Ireland, the National Incomes Commission and the War Office Teachers Selection Board shall be omitted.

In the entry beginning "A Development Corporation" for the words "New Towns Act 1946" there shall be substituted the words "New Towns Act 1965"

In the entries beginning "A Medical Appeal Tribunal" and "A Medical Board" for the words "National Insurance (Industrial Injuries) Act (Northern Ireland) 1946" there shall be substituted the words "National Insurance (Industrial Injuries) Act (Northern Ireland) 1966".

Amendments of Part III

There shall be inserted at the appropriate places in alphabetical order:—

"Chairman, Vice-Chairman or member of the executive committee of the Land Settlement Association Limited appointed at a salary;

Chairman of the Post Office Users' Council;

Director of the Agricultural Mortgage Corporation Limited nominated by a Minister of the Crown or government department;

Director of Beagle Aircraft Limited nominated or appointed by a Minister of the Crown or government department;

Director of the British Petroleum Company Limited nominated by a Minister of the Crown or government department;

Director of the Cereals Committee Limited appointed by a Minister of the Crown or government department;

Director of the Compagnie Financière de Suez et de L'Union Parisienne appointed by a Minister of the Crown or government department;

Director of any company in receipt of financial assistance under the Distribution of Industry Act 1945, the Distribution of Industry (Industrial Finance) Act 1958, or Local Employment Acts 1960 to 1966, being a director nominated by a Minister of the Crown or government department;

Director of Fairfields (Glasgow) Limited nominated or appointed by a Minister of the Crown or government department;

Director appointed at a salary of Industrial Advisers to the Blind Limited;

Director appointed at a salary of the National Building Agency;

Director of National Cold Stores (Management) Limited appointed by a Minister of the Crown or government department;

Director of S.B. (Realisations) Limited nominated or appointed by a Minister of the Crown or government department;

Director of the Scottish Agricultural Securities Corporation Limited nominated by a Minister of the Crown or government department;

Member of the Council of the National Computing Centre appointed at a salary by a Minister of the Crown or government department;

Member of the Permanent Joint Hops Committee appointed by a Minister of the Crown or government department;

President, or member of a panel of chairmen, of industrial tribunals established under section 12 of the Industrial Training Act 1964".

The entries beginning "Official Arbitrator", "Referee" and "Temporary Commissioner" shall be omitted.

In the entry beginning "Accountant appointed" for the words "section seventy-three of the Education (Scotland) Act 1946" there shall be substituted the words "section 78 of the Education (Scotland) Act 1962".

In the entry relating to the Countryside Commission for Scotland, at the end there shall be inserted the words "and any other member of the Commission in receipt of remuneration".

In the second entry beginning "Chairman or Reserve Chairman" the words "or Local Appeal Tribunal" and "or the National Insurance (Industrial Injuries) Act (Northern Ireland) 1946" shall be omitted and for the words "National Insurance Act (Northern Ireland) 1946" there shall be substituted the words "National Insurance Act (Northern Ireland) 1966 or".

In the entry relating to the director appointed at a salary of the National Institute of Houseworkers Limited for the words "of Houseworkers" there shall be substituted the words "for Housecraft (Employment and Training)".

In the entry beginning "Industrial Assurance Commissioner" after "Commissioner" there shall be inserted the words "or Deputy Industrial Assurance Commissioner".

In the first entry beginning "Member of an Agricultural Marketing Board" for the words from "section" to the end of the entry there shall be substituted the words "Schedule 2 to the Agricultural Marketing Act 1958".

In the second entry beginning "Member of an Agricultural Marketing Board" at the end there shall be added the words "or section three of the Agricultural Marketing Act (Northern Ireland) 1964".

In the entry beginning "Officer or other member of the County Court Service" for the words from "County Offices" to the end of the entry there shall be substituted the words "County Courts Act (Northern Ireland) 1959".

In the entry beginning "Registrar or Assistant Registrar appointed" for the words from "section sixteen" to the end of the entry there shall be substituted the words "section 18 or section 19 of the County Courts Act 1959".

SCHEDULE 2

AMENDMENTS OF SCHEDULE 1 TO ACT OF 1957
(SENATE AND HOUSE OF COMMONS OF NORTHERN IRELAND)

Amendments of Part I

In the entry beginning "Commissioner exercising jurisdiction", after the word "Commissioner" there shall be inserted the words "(other than the holder of any office mentioned above)", and the words "or section one of the Criminal Justice Administration Act 1956" shall be omitted.

After the entry beginning "Additional Judge" there shall be inserted:—

"Commissioner (other than an ex officio judge or additional judge of the Central Criminal Court) exercising jurisdiction under Schedule 1 to the Administration of Justice Act 1964;

Commissioner (other than the holder of any office mentioned above) exercising jurisdiction under section 1 of the Criminal Justice Administration Act 1956".

In the entry beginning "Judge of a County Court" for the words from "paragraph (*b*)" to the end of the entry there shall be substituted the words "proviso (*b*) to section 12(1) of the County Courts Act 1959".

In the entry beginning "Resident magistrate" at the end there shall be added the words "or the Magistrates' Courts Act (Northern Ireland) 1964".

For the entry beginning "National Insurance Commissioner for Northern Ireland" there shall be substituted the words "Chief or other National Insurance Commissioner for Northern Ireland."

Amendments of Part II

There shall be inserted at the appropriate places in alphabetical order:—

"The Agrément Board;

The Lands Tribunal for Northern Ireland;

The Ministry of Defence (Army Department) Teachers Selection Board;

A tribunal established under section 13 of the Industrial Training Act (Northern Ireland) 1964, including any panel constituted for the purposes of any such tribunal."

The entries relating to the Iron and Steel Board, the National Assistance Board for Northern Ireland, the National Incomes Commission, the Panel of Referees constituted under section 34 of the Finance (1909-10) Act 1910, and the War Office Teachers Selection Board shall be omitted.

In the entries beginning "A Medical Appeal Tribunal" and "A Medical Board" for the words "National Insurance (Industrial Injuries) Act (Northern Ireland) 1946" there shall be substituted the words "National Insurance (Industrial Injuries) Act (Northern Ireland) 1966".

Amendments of Part III

There shall be inserted at the appropriate places in alphabetical order:—

"Chairman of the Post Office Users' Council;

Director appointed at a salary of the National Building Agency;

Director of S.B. (Realisations) Limited nominated or appointed by a Minister of the Crown or government department;

Director or receiver of any company in receipt of financial assistance under the Industries Development Act (Northern Ireland) 1966 or the Shipbuilding Industry (Loans) Act (Northern Ireland) 1966, being a director or receiver nominated or appointed by a Minister or department of the Government of Northern Ireland;

Independent person appointed under section 7(3) or section 8(4) of the Caravans Act (Northern Ireland) 1963."

The entries beginning "Member of the Lands Tribunal", "Official Arbitrator" and "Referee" shall be omitted.

In the entry beginning " Chairman or Reserve Chairman " the words "or local Appeal Tribunal " and " or the National Insurance (Industrial Injuries) Act (Northern Ireland) 1946 " shall be omitted and for the words " National Insurance Act (Northern Ireland) 1946 " there shall be substituted the words " National Insurance Act (Northern Ireland) 1966 ".

In the entry beginning " Chairman or member " for the words " the Ministry of Labour and National Insurance for Northern Ireland " there shall be substituted the words " a Minister or department of the Government of Northern Ireland ".

In the entry beginning " Independent person appointed " after the word " two " there shall be inserted the words " or section five ".

In the entry beginning " Industrial Assurance Commissioner " after the word " Commissioner " there shall be inserted the words " or Deputy Industrial Assurance Commissioner ".

In the first entry beginning " Member of an Agricultural Marketing Board " for the words from " section " to the end of the entry there shall be substituted the words " Schedule 2 to the Agricultural Marketing Act 1958 ".

In the second entry beginning " Member of an Agricultural Marketing Board " at the end there shall be added the words " or section three of the Agricultural Marketing Act (Northern Ireland) 1964 ".

In the entry beginning " Officer or other member of the County Court Service " for the words from " County Offices " to the end of the entry there shall be substituted the words " County Courts Act (Northern Ireland) 1959 ".

In the entry beginning " Registrar or Assistant Registrar appointed " for the words from " section sixteen " to the end of the entry there shall be substituted the words " section 18 or section 19 of the County Courts Act 1959 ".

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order is made in pursuance of Resolutions of the House of Commons and of the Senate and House of Commons of Northern Ireland under s.5 of the House of Commons Disqualification Act 1957. It amends the lists of offices which disqualify holders from membership of those Houses, and which are contained in Schedule 1 to that Act or, in the case of disqualification for membership of the Northern Ireland Parliament, in that Schedule as modified by Schedule 3 to that Act. The amendments affecting the House of Commons are made by Schedule 1 to this Order and those affecting the Senate and House of Commons of Northern Ireland are made by Schedule 2 to this Order.

Future reprints of the 1957 Act will, in accordance with s.5 of that Act, incorporate the amendments made by this Order.