STATUTORY INSTRUMENTS

1982 No. 160

PARLIAMENT

The House of Commons Disqualification Order 1982

Made - - - - 10*th February* 1982

Coming into Operation 10*th February* 1982

At the Court of Buckingham Palace, the 10th day of February 1982

Present,

The Queen's Most Excellent Majesty in Council

Whereas section 5 of the House of Commons Disqualification Act 1975**(a)** enables Her Majesty by Order in Council to amend Schedule 1 to that Act in accordance with a resolution of the House of Commons:

And whereas on 2nd February 1982 it was resolved by the House of Commons that Schedule 1 to the Act of 1975 be amended:

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

1. This Order may be cited as the House of Commons Disqualification Order 1982.

2. Schedule 1 to the House of Commons Disqualification Act 1975 (which specifies offices the holders of which are disqualified for membership of the House of Commons) shall have effect subject to the amendments specified in the Schedule to this Order.

N. E. Leigh,
Clerk of the Privy Council

SCHEDULE

AMENDMENTS OF SCHEDULE 1 TO THE HOUSE OF COMMONS DISQUALIFICATION ACT 1975

Amendments of Part I

1.—(1) In the entry " Stipendiary Magistrate within the meaning of the Justices of the Peace Act 1949 " for the words " the Justices of the Peace Act 1949 " there shall be substituted the words " the Justices of the Peace Act 1979 ".

(2) In the entry beginning " Resident Magistrate " the words " the Summary Jurisdiction and Criminal Justice Act (Northern Ireland) 1935 or " shall be omitted.

(a) 1975 c. 24.

(3) For the entry " Chief or other National Insurance Commissioner " there shall be substituted the following entry—

" Chief or other Social Security Commissioner " (excluding a person appointed in pursuance of section 13(5) of the Social Security Act 1980).".

(4) For the entry " Chief or other National Insurance Commissioner for Northern Ireland " there shall be substituted the following entry—

" Chief or other Social Security Commissioner for Northern Ireland (excluding a person appointed in pursuance of section 13(5) of the Social Security Act 1980).".

Amendments of Part II

2. There shall be inserted at the appropriate places—

" The Attendance Allowance Board for Northern Ireland.

The Civil Service Appeal Board.

The Commission for Local Authority Accounts in Scotland.

The Criminal Injuries Compensation Board.

The Equal Opportunities Commission for Northern Ireland.

The Health and Safety Agency for Northern Ireland.

The Labour Relations Agency.

The Livestock Marketing Commission for Northern Ireland.

The Mental Health Review Tribunal for Northern Ireland.

The National Consumer Council.

The Northern Ireland Civil Service Appeal Board.

The Northern Ireland Economic Council.

The Northern Ireland Fishery Harbour Authority.

The Northern Ireland Housing Executive.

The Northern Ireland Tourist Board.

The Parole Board for Scotland constituted under section 59 of the Criminal Justice Act 1967.

The Planning Appeals Commission established under Article 88 of the Planning (Northern Ireland) Order 1972.

The Tribunal established under the Prevention of Fraud (Investments) Act 1958.

The Water Appeals Commission for Northern Ireland."

3. The following entries shall be omitted—

" The Channel Tunnel Planning Council.

The Employment Service Agency.

The Location of Offices Bureau.

The Metrication Board.

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

The National Health Service Staff Commission.

A Panel of Chairmen of Re-instatement Committees constituted under section 41 of the National Service Act 1948.

The Property Commission for Scotland established under section 224 of the Local Government (Scotland) Act 1973.

The Staff Commission established under section 85(5) of the London Government Act 1963.

The Staff Commission for England established under section 257 of the Local Government Act 1972.

The Staff Commission for Scotland established under section 218 of the Local Government (Scotland) Act 1973.

The Staff Commission for Wales established under section 258 of the Local Government Act 1972.

The Training Services Agency.

The Water Resources Board.

The Welsh National Health Service Staff Commission.".

4. In the entry beginning " An Independent Schools Tribunal " for the words " Schedule 7 to the Education (Scotland) Act 1962 " there shall be substituted the words " Schedule 2 to the Education (Scotland) Act 1980 ".

Amendments of Part III

5. There shall be inserted at the appropriate places—

" Chairman of the British Overseas Trade Board.

Chairman of the Dental Committee of the Northern Ireland Central Services Agency for the Health and Social Services.

Chairman of the Domestic Coal Consumer Council.

Chairman of the Electricity Consumer Council.

Chairman of Enterprise Ulster.

Chairman of the Management Committee of the Common Services Agency for the Scottish Health Service.

Chairman of the Manpower Services Committee for Scotland.

Chairman of the Manpower Services Committee for Wales.

Chairman of the Police Authority for Northern Ireland.

Chairman of the Prescription Pricing Agency.

Chairman of the Standing Advisory Commission on Human Rights constituted under section 20 of the Northern Ireland Constitution Act 1973.

Chairman of the Women's Royal Voluntary Service.

Director of the British Aerospace Public Limited Company appointed subject to the approval of a Minister or government department.

Director of British Nuclear Fuels Limited.

Director of Harland and Wolff Limited.

Director of International Military Services Limited.

Director of the Northern Ireland Transport Holding Company.

Director of Short Brothers Limited.

The Governor or Administrator of a dependent territory within the meaning of section 50(1) of the British Nationality Act 1981.

Her Majesty's Chief Inspector of Prisons for England and Wales.

Her Majesty's Deputy Chief Inspector of Prisons for England and Wales.

Her Majesty's Chief Inspector of Prisons for Scotland.

Her Majesty's Deputy Chief Inspector of Prisons for Scotland.

Lay observer appointed under Article 42 of the Solicitors (Northern Ireland) Order 1976.

Levy Exemption Referee for the purposes of the Industrial Training Act 1982.

Member of the Local Enterprise Development Unit.

Member of a panel of persons who may be appointed to consider representations in accordance with section 3(4)(*b*) of the Employment Agencies Act 1973.

Member of the Board of the Royal Ordnance Factories.

Member of a panel of persons who may be appointed to serve on a Vaccine Damage Tribunal.

Person appointed to hear and decide appeals under the Trade Marks Act 1938.

President, or member of a panel of chairmen, of industrial tribunals established under section 13 of the Industrial Training Act (Northern Ireland) 1964.

Returning Officer under section 17(2) of the Representation of the People Act 1949 and any Deputy Returning Officer appointed by him.".

6. The following entries shall be omitted—

" Accountant of Court appointed under section 25 of the Administration of Justice (Scotland) Act 1933.

Agent for Northern Ireland in Great Britain.

Chairman of a Regional Economic Planning Council.

Clerk of the Crown and Peace in Northern Ireland.

Clerk of the Peace in Scotland.

Clerk or Assistant Clerk of Petty Sessions in Northern Ireland.

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

Director appointed at a salary of the National Institute for Housecraft (Employment and Training) Limited.

Director of the Peterhead Bay (Management) Company Limited.

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

Member of a panel of valuers appointed at an annual salary under section 4 of the Inland Revenue Regulation Act 1890.

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

Officer or other member of the County Court Service within the meaning of the County Courts Act (Northern Ireland) 1959.

Principal Clerk of Justiciary appointed under section 25 of the Administration of Justice (Scotland) Act 1933.

Procurator fiscal or procurator fiscal depute appointed under the Sheriff Courts and Legal Officers (Scotland) Act 1927.

Sheriff clerk or sheriff clerk depute.

Substitution Officer of the Royal Air Force.".

7.—(1) In the entry relating to Ambassadors after the word " Ambassador " there shall be inserted the words " or Permanent Representative to an international organisation ".

(2) In the entry relating to Chairman of an Appeal Tribunal for the words " under Schedule 3 to the Supplementary Benefits etc. Act (Northern Ireland) 1966 " there shall be substituted the words " Schedule 4 to the Supplementary Benefits (Northern Ireland) Order 1977 ".

(3) For the entry beginning " Chairman of any of the Consultative Councils " there shall be substituted the following entries—

"Chairman of any of the Consultative Councils established under section 7 of the Electricity Act 1947 for the areas of Area Boards in England and Wales.

Chairman of either of the Consultative Councils continued in existence by section 17(1) of the Electricity (Scotland) Act 1979 for the districts of the North of Scotland Hydro-Electric Board and the South of Scotland Electricity Board.".

(4) In the entry beginning " Chairman of a Local Tribunal " for the words " section 94(2) ", in both places where they occur, there shall be substituted the words " section 97(2) ".

(5) For the entry beginning " Chief Electoral Officer " there shall be substituted the following entry—

" Chief Electoral Officer for Northern Ireland or any whole time officer appointed under section 14A(1) of the Electoral Law Act (Northern Ireland) 1962."

(6) In the entry beginning " Distributor of Stamps " the words " Manchester or " shall be omitted.

(7) In the entry beginning " Industrial Assurance Commissioner " for the words " Industrial Assurance Act (Northern Ireland) 1924 " there shall be substituted the words " Industrial Assurance (Northern Ireland) Order 1979 ".

(8) For the entry " Lay observer appointed under section 7 of the Solicitors (Scotland) Act 1976 " there shall be substituted the following entry—

" Lay observer appointed under section 49 of the Solicitors (Scotland) Act 1980.".

(9) In the entry beginning " Member of an Agricultural Marketing Board appointed under section 2 of the Agricultural Marketing Act (Northern Ireland) 1933 " the words from " section 2 " to " 1933 or " shall be omitted.

(10) In the entry beginning " Member appointed by the Minister of Agriculture, Fisheries and Food of the Agricultural Wages Board " for the words " the Minister of Agriculture, Fisheries and Food " there shall be substituted the words " a Minister of the Crown ".

(11) In the entry beginning " Member appointed by the Head of the Department or Minister of Agriculture for Northern Ireland " the words " or Minister " shall be omitted.

(12) In the entry beginning " Member of a Wages Council or Central Co-ordinating Committee appointed under paragraph 1(*a*) of Schedule 1 to the Wages Councils Act (Northern Ireland) 1945 " the words from " or Member " to the end shall be omitted.

Amendments of Part IV

8. After the entry beginning " Her Majesty's Lord-Lieutenant or Lieutenant for the district of the city of Aberdeen " the following entry shall be inserted—

" Her Majesty's Lord Lieutenant or Lieutenant for a county or county borough in Northern Ireland.	Any constituency comprising the whole or part of the area for which he is appointed.".

9.—(1) In the entry beginning " Her Majesty's Lieutenant for Greater London " after the word " Majesty's " there shall be inserted the words " Lord-Lieutenant or ".

(2) In the entry beginning " Her Majesty's Lieutenant for a county " after the word " Majesty's " there shall be inserted the words " Lord-Lieutenant or ".

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order amends the lists of offices which disqualify holders for membership of the House of Commons, and which are contained in Schedule 1 to the House of Commons Disqualification Act 1975.

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