

SCHEDULES

SCHEDULE 4

THE COMMISSIONER

Appointment etc. of the Commissioner

- 1 (1) Subject to the following provisions of this paragraph, a person shall hold and vacate office as the Commissioner in accordance with the terms of his appointment.
- (2) An appointment as Commissioner may be full-time or part-time.
- (3) The first appointment as Commissioner shall come to an end on 31 May 2003.
- (4) Any other appointment as Commissioner shall be for a period not exceeding 3 years.
- (5) A person may at any time resign his office as Commissioner by notice in writing to the Secretary of State.
- (6) The Secretary of State may call upon the Commissioner to retire if satisfied that the Commissioner has—
- (a) been convicted of a criminal offence;
 - (b) become bankrupt or made a composition or arrangement with his creditors;
or
 - (c) become unfit or unable to discharge his functions.
- (7) Before calling upon the Commissioner to retire, the Secretary of State shall give the Commissioner an opportunity to make, either personally or otherwise, representations to him and shall consider any representations that he makes.
- (8) A Commissioner who is called upon to retire under sub-paragraph (6) shall retire on such date as the Secretary of State may specify or on such earlier date as may be agreed between him and the Secretary of State.