

Status: Point in time view as at 03/11/1994. This version of this schedule contains provisions that are not valid for this point in time.

Changes to legislation: Criminal Justice Act 1991, SCHEDULE 5 is up to date with all changes known to be in force on or before 19 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 5

Section 32(7).

THE PAROLE BOARD

Commencement Information

I1 Sch. 5 (paras. 1 - 6) wholly in force at 1.10.1992 see s. 102(2)(3) and S.I. 1992/333, art. 2(2), Sch. 2.

Membership

- 1 The Board shall consist of a chairman and not less than four other members appointed by the Secretary of State.

Commencement Information

I2 Sch. 5 (paras. 1 - 6) wholly in force at 1.10.1992 see s. 102(2)(3) and S.I. 1992/333, art. 2(2), Sch. 2.

^{F1} Membership

Textual Amendments

F1 Sch. 5 substituted (1.7.1996) by 1994 c. 33, s. 168(2), Sch. 10 para.70; S.I. 1996/1608, art.2 (S.I. 1996/1530 having been revoked by that instrument)

- 2 The Board shall include among its members—
- (a) a person who holds or has held judicial office;
 - (b) a registered medical practitioner who is a psychiatrist;
 - (c) a person appearing to the Secretary of State to have knowledge and experience of the supervision or after-care of discharged prisoners; and
 - (d) a person appearing to the Secretary of State to have made a study of the causes of delinquency or the treatment of offenders.

Commencement Information

I3 Sch. 5 (paras. 1 - 6) wholly in force at 1.10.1992 see s. 102(2)(3) and S.I. 1992/333, art. 2(1), Sch. 2.

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F²Payments to members

Textual Amendments

F2 Sch. 5 substituted (1.7.1996) by 1994 c. 33, s. 168(2), **Sch. 10 para.70**; S.I. 1996/1608, **art. 2** (S.I. 1996/1530 having been revoked by that instrument)

- 3 A member of the Board—
- (a) shall hold and vacate office in accordance with the terms of his appointment;
 - (b) may resign his office by notice in writing addressed to the Secretary of State;
- and a person who ceases to hold office as a member of the Board shall be eligible for reappointment.

Commencement Information

I4 Sch. 5 (paras. 1 - 6) wholly in force at 1.10.1992 see s. 102(2)(3) and S.I. 1992/333, art. 2(2), **Sch. 2**.

Remuneration and allowances

- 4 There shall be paid to the members of the Board such remuneration and allowances as the Secretary of State may with the consent of the Treasury determine.

Commencement Information

I5 Sch. 5 (paras. 1 - 6) wholly in force at 1.10.1992 see s. 102(2)(3) and S.I. 1992/333, art. 2(2), **Sch. 2**.

F³Staff

Textual Amendments

F3 Sch. 5 substituted (1.7.1996) by 1994 c. 33, s. 168(2), **Sch. 10 para.70**; S.I. 1996/1608, **art.2** (S.I. 1996/1530 having been revoked by that instrument)

- 5 The expenses of the Board under paragraph 4 above and any other expenses incurred by the Board in discharging its functions under Part II of this Act shall be defrayed by the Secretary of State.

Commencement Information

I6 Sch. 5 (paras. 1 - 6) wholly in force at 1.10.1992 see s. 102(2)(3) and S.I. 1992/333, art. 2(2), **Sch. 2**.

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Reports

- 6 The Board shall as soon as practicable after the end of each year make to the Secretary of State a report on the performance of its functions during that year; and the Secretary of State shall lay a copy of the report before Parliament.

Commencement Information

I7 Sch. 5 (paras. 1 - 6) wholly in force at 1.10.1992 see s. 102(2)(3) and S.I. 1992/333, art. 2(2), Sch. 2.

VALID FROM 01/07/1996

^{F4}Financial provisions

Textual Amendments

F4 Sch. 5 substituted (1.7.1996) by 1994 c. 33, s. 168(2), Sch. 10 para.70; S.I. 1996/1608, art.2 (S.I. 1996/1530 having been revoked by that instrument)

- ^{F57} (1) The Secretary of State shall pay to the Board—
- (a) any expenses incurred or to be incurred by the Board by virtue of paragraph 3 or 5; and
 - (b) with the consent of the Treasury, such sums as he thinks fit for enabling the Board to meet other expenses.
- (2) Any sums required by the Secretary of State for making payments under subparagraph (1) shall be paid out of money provided by Parliament.

Textual Amendments

F5 Sch. 5 substituted (1.7.1996) by 1994 c. 33, s. 168(2), Sch. 10 para.70; S.I. 1996/1608, art.2 (S.I. 1996/1530 having been revoked by that instrument)

VALID FROM 01/07/1996

^{F6}Authentication of Board's seal

Textual Amendments

F6 Sch. 5 substituted (1.7.1996) by 1994 c. 33, s. 168(2), Sch. 10 para.70; S.I. 1996/1608, art.2 (S.I. 1996/1530 having been revoked by that instrument)

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F7⁸ The application of the seal of the Board shall be authenticated by the signature of the Chairman or some other person authorised for the purpose.

Textual Amendments

F7 Sch. 5 substituted (1.7.1996) by 1994 c. 33, s. 168(2), **Sch. 10 para.70**; S.I. 1996/1608, **art. 2** (S.I. 1996/1530 having been revoked by that instrument)

VALID FROM 01/07/1996

F8 **Presumption of authenticity of documents issued by Board**

Textual Amendments

F8 Sch. 5 substituted (1.7.1996) by 1994 c. 33, s. 168(2), **Sch. 10 para.70**; S.I. 1996/1608, **art.2** (S.I. 1996/1530 having been revoked by that instrument)

F9⁹ Any document purporting to be an instrument issued by the Board and to be duly executed under the seal of the Board or to be signed on behalf of the Board shall be received in evidence and shall be deemed to be such an instrument unless the contrary is shown.

Textual Amendments

F9 Sch. 5 substituted (1.7.1996) by 1994 c. 33, s. 168(2), **Sch. 10 para.70**; S.I. 1996/1608, **art. 2** (S.I. 1996/1530 having been revoked by that instrument)

VALID FROM 01/07/1996

F10 **Accounts and audit**

Textual Amendments

F10 Sch. 5 substituted (1.7.1996) by 1994 c. 33, s. 168(2), **Sch. 10 para.70**; S.I. 1996/1608, **art.2** (S.I. 1996/1530 having been revoked by that instrument)

F11¹⁰ (1) It shall be the duty of the Board—

- (a) to keep proper accounts and proper records in relation to the accounts;
- (b) to prepare in respect of each financial year a statement of accounts in such form as the Secretary of State may direct with the approval of the Treasury; and

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(c) to send copies of each such statement to the Secretary of State and the Comptroller and Auditor General not later than 31st August next following the end of the financial year to which the statement relates.

(2) The Comptroller and Auditor General shall examine, certify and report on each statement of accounts sent to him by the Board and shall lay a copy of every such statement and of his report before each House of Parliament.

(3) In this paragraph, “financial year” means the period beginning with the date on which the Board is incorporated and ending with the next following 31st March, and each successive period of twelve months.

Textual Amendments

F11 Sch. 5 substituted (1.7.1996) by 1994 c. 33, s. 168(2), **Sch. 10 para.70**; S.I. 1996/1608, **art.2** (S.I. 1996/1530 having been revoked by that instrument)

VALID FROM 01/07/1996

F12 Reports

Textual Amendments

F12 Sch. 5 substituted (1.7.1996) by 1994 c. 33, s. 168(2), **Sch. 10 para.70**; S.I. 1996/1608, **art.2**

F13¹¹ The Board shall as soon as practicable after the end of each financial year make to the Secretary of State a report on the performance of its functions during the year; and the Secretary of State shall lay a copy of the report before Parliament.

Textual Amendments

F13 Sch. 5 substituted (1.7.1996) by 1994 c. 33, s. 168(2), **Sch. 10 para.70**; S.I. 1996/1608, **art. 2** (S.I. 1996/1530 having been revoked by that instrument)

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