



Investigatory Powers Act 2016

2016 CHAPTER 25

PART 8

OVERSIGHT ARRANGEMENTS

CHAPTER 1

INVESTIGATORY POWERS COMMISSIONER AND OTHER JUDICIAL COMMISSIONERS

The Commissioners

228 Terms and conditions of appointment

- (1) Subject as follows, each Judicial Commissioner holds and vacates office in accordance with the Commissioner's terms and conditions of appointment.
- (2) Each Judicial Commissioner is to be appointed for a term of three years.
- (3) A person who ceases to be a Judicial Commissioner (otherwise than under subsection (5)) may be re-appointed under section 227(1).
- (4) A Judicial Commissioner may not, subject to subsection (5), be removed from office before the end of the term for which the Commissioner is appointed unless a resolution approving the removal has been passed by each House of Parliament.
- (5) A Judicial Commissioner may be removed from office by the Prime Minister if, after the appointment of the Commissioner—
 - (a) a bankruptcy order is made against the Commissioner or the Commissioner's estate is sequestrated or the Commissioner makes a composition or arrangement with, or grants a trust deed for, the Commissioner's creditors,
 - (b) any of the following orders is made against the Commissioner—

Status: *This is the original version (as it was originally enacted).*

- (i) a disqualification order under the Company Directors Disqualification Act 1986 or the Company Directors Disqualification (Northern Ireland) Order 2002,
 - (ii) an order under section 429(2)(b) of the Insolvency Act 1986 (failure to pay under county court administration order),
 - (iii) an order under section 429(2) of the Insolvency Act 1986 (disabilities on revocation of county court administration order),
- (c) the Commissioner’s disqualification undertaking is accepted under section 7 or 8 of the Company Directors Disqualification Act 1986 or under the Company Directors Disqualification (Northern Ireland) Order 2002, or
- (d) the Commissioner is convicted in the United Kingdom, the Channel Islands or the Isle of Man of an offence and receives a sentence of imprisonment (whether suspended or not).