

**1990 No. 231**

**ELECTRICITY**

**The Electricity Council and Electricity Boards Regulations  
1990**

<i>Made - - - -</i>	<i>13th February 1990</i>
<i>Laid before Parliament</i>	<i>16th February 1990</i>
<i>Coming into force</i>	<i>31st March 1990</i>

The Secretary of State, in exercise of the powers conferred by section 3(7) of the Electricity Act 1947(a) and by that subsection as applied by section 3(6) of the Electricity Act 1957(b), and now vested in him(c), and of all other enabling powers, hereby makes the following regulations:—

**Citation, commencement and interpretation**

1.—(1) These Regulations may be cited as the Electricity Council and Electricity Boards Regulations 1990 and shall come into force on 31st March 1990.

(2) In these Regulations “a residual body” means the Electricity Council, the Generating Board and any Area Board.

**Appointment and tenure of office**

2.—(1) Subject to the provisions of these Regulations a member of a residual body shall hold and vacate office in accordance with the terms of the instrument appointing him and shall, on ceasing to be a member, be eligible for re-appointment.

(2) Any member of a residual body may resign his office by giving to the Secretary of State not less than three months notice in writing or such shorter notice as the Secretary of State may approve.

**Vacation of Office**

3. If the Secretary of State is satisfied that a member of a residual body—

(a) has been absent from meetings of the body of which he is a member for a period longer than six consecutive months without the permission of that body;

(b) has become bankrupt or made an arrangement with his creditors;

(c) is incapacitated by physical or mental illness; or

(d) is otherwise unable or unfit to discharge the functions of a member,

the Secretary of State may declare his office as a member to be vacant; and thereupon the office shall become vacant.

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(a) 1947 c.54; section 3(7) was amended by Schedule 4, Part I to the Electricity Act 1957 (c.48).

(b) 1957 c.48.

(c) See the definition of “the Minister” in section 67 of the Electricity Act 1947 and S.I. 1957/48, 1969/1498 and 1970/1537.

### **Proceedings and quorum**

4.—(1) The validity of any proceedings of a residual body shall not be affected by a vacancy amongst the members of that body or by a defect in the appointment of a member.

(2) The quorum of any residual body shall be two.

### **Execution of Instruments**

5. The seal of any residual body shall be authenticated by the signature of the secretary of that body or of some person generally or specially authorised by that body to act in that behalf.

### **Proof of documents**

6. Every document purporting to be an instrument executed or issued by or on behalf of any residual body and to be duly executed under the seal of that body or to be signed or executed by the secretary of any residual body or a person authorised by that body to act in that behalf, shall be received in evidence and be deemed, without further proof, to be so executed or issued unless the contrary is shown.

### **Revocation**

7. The Electricity (Central Authority and Area Boards) Regulations 1947(a), the Electricity (Central Authority and Area Boards) (Amendment) Regulations 1957(b) and the Electricity (Central Authority and Area Boards) (Amendment) Regulations 1968(c) are hereby revoked.

13th February 1990

*John Wakeham*  
Secretary of State for Energy

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### **EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

These Regulations make provision for the appointment and tenure of office of the members of the Electricity Council, the Central Electricity Generating Board and the Area Boards (which continue in existence by virtue of section 84(2) of the Electricity Act 1989 (c.29) to carry out limited functions under that Act), the proceedings and quorum of these bodies, the execution of instruments by them and proof of documents executed by or on behalf of them.

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(a) S.R. & O. 1947/1750.

(b) S.I. 1957/1382.

(c) S.I. 1968/1780.

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