
WELSH STATUTORY INSTRUMENTS

2008 No. 3239

**The Controlled Drugs (Supervision of
Management and Use) (Wales) Regulations 2008**

PART 2

Accountable Officers

Removal of accountable officers

6.—(1) A designated body must, having duly considered the matter, remove its accountable officer if the accountable officer—

- (a) no longer satisfies the conditions set out in regulation 5; or
- (b) is unfit to be an accountable officer.

(2) A designated body (or, in the case of a joint appointment, the designated bodies that made the joint appointment, acting jointly) must adopt a procedure (which may be part of an internal disciplinary procedure) for consideration, where it is on notice that its accountable officer has breached his or her duties under these Regulations, of whether or not it needs to remove its accountable officer under paragraph (1)(b).

(3) A person will be presumed (unless the contrary is proved) to be unfit to be an accountable officer if he or she wilfully, negligently or through lack of competence breaches his or her duties as an accountable officer under these Regulations.

(4) This regulation is without prejudice to any other arrangements that a designated body (or, in the case of a joint appointment, the designated bodies that made the joint appointment, acting jointly) may have for removal of its accountable officer from office as part of the arrangements under which he or she is employed or engaged.

Commencement Information

II Reg. 6 in force at 9.1.2009, see [reg. 1\(2\)](#)

Changes to legislation:

There are currently no known outstanding effects for the The Controlled Drugs (Supervision of Management and Use) (Wales) Regulations 2008, Section 6.