
WELSH STATUTORY INSTRUMENTS

2010 No. 288

**The Community Health Councils (Constitution,
Membership and Procedures) (Wales) Regulations 2010**

PART II

Establishment and Membership of Councils

Termination of membership and suspension of members

13.—(1) This regulation applies to any person who is appointed as a member of a Council under regulation 3 or whose appointment as a member, in the case of members of continued Councils, was made under regulation 2 of the 2004 Regulations.

(2) If the Welsh Ministers determine that—

- (a) it is not in the interests of the health service in the district of a Council; or
- (b) it is not conducive to the good management of a Council,

for a person to continue to hold office, the Welsh Ministers may, subject to paragraph (7), remove that person from that office.

(3) If it comes to the notice of the Welsh Ministers that a person appointed has become ineligible for appointment under regulation 12, the Welsh Ministers may remove that person from that office.

(4) If a person appointed has failed to attend a meeting of the Council, or a meeting of a committee of a Council where a person is required to sit on that committee, for a period of three months or more, the Welsh Ministers may remove that person from that office unless satisfied that—

- (a) the absence was due to a reasonable cause; and
- (b) the person is able to attend such meetings within such period as the Welsh Ministers consider reasonable.

(5) Before making a decision to remove a person from office under any of the paragraphs above, the Welsh Ministers may suspend the tenure of office of that person for such period as they consider reasonable.

(6) A person whose appointment is suspended under paragraph (5) must not perform the functions of any member of the Council.

(7) The Welsh Ministers may not terminate or suspend a member's term of office under this regulation without having consulted the Council, the CHC Board, and, where the Welsh Ministers did not appoint the member, the relevant appointing body.

(8) A person who ceases to be a member by virtue of the operation of paragraphs (2) or (4) is disqualified from reappointment as a member for a period of two years.