

Changes to legislation: There are currently no known outstanding effects for the Misuse of Drugs Act 1971, Part II. (See end of Document for details)

SCHEDULES

SCHEDULE 3

TRIBUNALS, ADVISORY BODIES AND PROFESSIONAL PANELS

PART II

ADVISORY BODIES

Membership

- 13 (1) An advisory body shall consist of three persons of whom—
- (a) one shall be a person who is of counsel to Her Majesty and is appointed by the Lord Chancellor to be the chairman of the advisory body; and
 - (b) another shall be a person appointed by the Secretary of State, being a member of the respondent's profession who is an officer of a department of the Government of the United Kingdom; and
 - (c) the other shall be a person appointed by the Secretary of State from among the members of the respondent's profession nominated as mentioned in paragraph 1 above.

[^{F1}(1A) The chairman of an advisory body shall vacate his office on the day on which he attains the age of [^{F2}75].]

- (2) Sub-paragraph (1) above shall have effect in relation to an advisory body in Scotland as if for the reference to the Lord Chancellor there were substituted a reference to the Lord President of the Court of Session.

Textual Amendments

- F1** Sch. 3 Pt. II para. 13(1A) inserted (31.3.1995) by 1993 c. 8, s. 26, **Sch. 6 para. 42(3)** (with Sch. 7 paras. 2(2), 3(2), 4); S.I. 1995/631, **art.2**
- F2** Word in Sch. 3 para. 13(1A) substituted (10.3.2022) by Public Service Pensions and Judicial Offices Act 2022 (c. 7), s. 131(1)(4)(a), **Sch. 1 para. 12(3)** (with Sch. 1 para. 43)

Modifications etc. (not altering text)

- C1** Sch. 3 para. 13: transfer of functions (12.4.2010) by The Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), art. 1(2), **Sch. 17 para. 3** (with arts. 28-31)
- C2** Sch. 3 para. 13(1)(b): Functions transferred (S.) (1.7.1999) by virtue of S.I. 1999/1750, art. 2, **Sch. 1** (with art. 7)

Procedure

- 14 The respondent shall be entitled to appear before and be heard by the advisory body either in person or by counsel or solicitor.

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- 15 Subject to the provisions of this Part of this Schedule, an advisory body may regulate its own procedure.

Application of provisions of Part I

- 16 Paragraphs 3, 7, 8 and 10 to 12 of this Schedule shall apply in relation to an advisory body as they apply in relation to a tribunal.

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