

*Changes to legislation:* There are currently no known outstanding effects for the Northern Ireland Act 1998, Cross Heading: Commissioners' tenure. (See end of Document for details)

## SCHEDULES

### SCHEDULE 8

#### THE EQUALITY COMMISSION FOR NORTHERN IRELAND

##### Modifications etc. (not altering text)

**C1** Sch. 8: transfer of certain functions (1.12.1999) by [S.R. 1999/481](#), arts. 1, 4, **Sch. 2 Pt. I**

##### *Commissioners' tenure*

- 2 (1) Subject to the provisions of this Schedule, a Commissioner shall hold office in accordance with the terms of his appointment.
- (2) A Commissioner shall not be appointed—
- (a) in the case of the Chief Commissioner, for more than five years at a time; and
  - (b) in any other case, for more than three years at a time.
- (3) A person may resign as a Commissioner, as the Chief Commissioner or as a Deputy Chief Commissioner by notice in writing to the Secretary of State.
- (4) The Secretary of State may dismiss a person from his office of Commissioner, Chief Commissioner or Deputy Chief Commissioner if satisfied—
- (a) that he has without reasonable excuse failed to discharge his functions for a continuous period of three months beginning not earlier than six months before the day of dismissal;
  - (b) that he has been convicted of a criminal offence;
  - (c) that a bankruptcy order has been made against him, or his estate has been sequestrated, or he has made a composition or arrangement with, or granted a trust deed for, his creditors; or
  - (d) that he is unable or unfit to carry out his functions.

##### Commencement Information

**II** Sch. 8 para. 2 wholly in force at 2.8.1999; Sch. 8 para. 1 not in force at Royal Assent see s. 101(3); Sch. 8 para. 2 in force for specified purposes at 15.2.1999 by [S.I. 1999/340](#), art. 2(2), **Sch. Pt. 2**; Sch. 8 para. 2 in force at 2.8.1999 by [S.I. 1999/2204](#), **art. 2**

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