



Disciplinary Process Conflation of Parts I and II

This paper explains how the existing paragraphs of Part I are being conflated with Part II.

Paragraphs 1.1, 1.2, 2, 4.1 and 4.2

These paragraphs set out the guiding principles of the Process. As the existing A.1 of Part II will no longer be necessary, these leading paragraphs are being moved into A.1, the current 1.1 becoming A.1.1, 1.2 becoming A.1.2, 2 becoming A.1.3, the current 4.1 becoming A.1.4 and 4.2 becoming A.1.5.

Paragraph 1.3.1

The wording of this paragraph has been inserted into the leading words of Paragraph E.5.3. Paragraph 1.3.1 of Part I sets out in full the criteria required to refer a Minister into the Incapacity Procedure, whereas the existing E.5.3 simply refers to the criteria as set out in the relevant paragraph of the Incapacity Procedure itself. So E.5.3 has been amended to set out the existing 1.3.1 wording in full.

Paragraphs 1.3.2/4

Paragraph 1.3.2 is fully covered by E.5.3.14, 1.3.3 is covered by E.5.3.17 (subject to minor changes) and 1.3.4 is fully covered by E.5.3.19.

Paragraphs 3.1 and 3.2

These paragraphs have become new A.16.1/2 in the revision. Also a paragraph is required in Section AA to correspond with B.3.4. To achieve this, the existing Paragraphs AA.2.1 and AA.2.2 have become AA.2.1.1 and AA.2.1.2. This makes way for the insertion of a new AA.2.2 along the lines of B.3.4 adapted to refer to the initiation of the Caution Stage, adding at the end the words "(but see the corresponding Paragraph B.3.4 should s/he wish to proceed directly with the calling in of the Mandated Group)". For consistency, the words "(but see the corresponding Paragraph AA.2.2 should s/he wish to initiate the Caution Stage)" have been added at the end of B.3.4.

Paragraphs 5.1, 5.2 and 5.3

These paragraphs will become F.6.2.1, F.6.2.2 and F.6.2.3. The current F.6.2 will then become F.6.2.4.

Paragraphs 6 and 7.1

These will both disappear.

Paragraphs 7.2 and 7.3

In their present form Paragraphs 7.2 and 7.3 will no longer be appropriate since Part I will cease to exist. However, they will be retained in an amended form which will tie in with the new General Assembly Function (xxvi) contained in the "Proposed Changes to the Structure" paper. Accordingly the revision includes a new Paragraph A.15 to provide for this.