

Status: Point in time view as at 01/02/1991.

Changes to legislation: Courts and Legal Services Act 1990, Cross Heading: The Supreme Court Act 1981 (c. 54) is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 18

CONSEQUENTIAL AMENDMENTS

The Supreme Court Act 1981 (c. 54)

- 36 (1) In section 85 of the Supreme Court Act 1981 (Supreme Court Rule Committee)—
- (a) for paragraphs (f) and (g) of subsection (1), there shall be substituted—
 - “(f) two persons who have a Supreme Court qualification (within the meaning of section 71 of the Courts and Legal Services Act 1990); and
 - (g) two persons who have been granted by an authorised body, under Part II of that Act, the right to conduct litigation in relation to all proceedings in the Supreme Court.”
 - (b) for subsection (4) there shall be substituted—
 - “(4) Before appointing a person under paragraph (f) or (g) of subsection (1), the Lord Chancellor shall consult any authorised body with members who are eligible for appointment under that paragraph.”
- (2) In section 86 of that Act (Crown Court Rule Committee)—
- (a) for paragraphs (f) and (g) of subsection (1), there shall be substituted—
 - “(f) two persons who have a Supreme Court qualification (within the meaning of section 71 of the Courts and Legal Services Act 1990); and
 - (g) two persons who have been granted by an authorised body, under Part II of that Act, the right to conduct litigation in relation to all proceedings in the Supreme Court.”
 - (b) for subsection (4) there shall be substituted—
 - “(4) Before appointing a person under paragraph (f) or (g) of subsection (1), the Lord Chancellor shall consult any authorised body with members who are eligible for appointment under that paragraph.”
- 37 In section 89(2) of that Act (person appointed as Queen’s coroner and attorney and master of the Crown Office to be master of Queen’s Bench Division) after the words “Crown Office” there shall be inserted “ and Registrar of criminal appeals” ”.
- 38 For section 89(3)(e) of that Act (Senior Registrar of Family Division) there shall be substituted—
 - “(e) one of the district judges of the Principal Registry of the Family Division as Senior District Judge of that Division; and”.

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- 39 In section 90 of that Act (Official Solicitor) the following subsections shall be inserted after subsection (3)—
- “(3A) The holder for the time being of the office of Official Solicitor shall have the right to conduct litigation in relation to any proceedings.
- (3B) When acting as Official Solicitor a person who would otherwise have the right to conduct litigation by virtue of section 28(2)(a) of the Courts and Legal Services Act 1990 shall be treated as having acquired that right solely by virtue of subsection (3A).”
- 40 (1) In section 100(1) of that Act (county court registrar to be appointed as district registrar for each district registry) for the words “county court registrar as a district registrar of the High Court” there shall be substituted “ district judge for a county court district, appointed under section 6 of the County Courts Act 1984, as a district judge of the High Court.” ”
- (2) In sections 100(2) to (5) and 101 to 103 of that Act (further provisions with respect to district registrars, assistant district registrars and deputy district registrars)—
- (a) for the words “county court registrar” there shall be substituted “ district judge for a county court district” ”;
- (b) for the words “registrar” and “district registrar” in each place where they occur, except in the context of county court registrar, assistant district registrar or deputy district registrar, there shall be substituted “ district judge” ”;
- (c) for the words “assistant district registrar” in each place where they occur there shall be substituted “ assistant district judge” ”; and
- (d) for the words “deputy district registrar” in each place where they occur there shall be substituted “ deputy district judge” ”.
- 41 In section 151(1) of that Act (interpretation), the following shall be inserted after the definition of “appeal”—
- “.
- “arbitration agreement” has the same meaning as it has in the Arbitration Act 1950 by virtue of section 32 of that Act;”.

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