

Status: Point in time view as at 01/04/2013.

Changes to legislation: There are currently no known outstanding effects for the Solicitors Act 1974, Cross Heading: General. (See end of Document for details)

SCHEDULES

SCHEDULE 1

INTERVENTION IN SOLICITOR’S PRACTICE

Modifications etc. (not altering text)

- C1** Sch. 1 applied (with modifications) by [S.I. 2000/1119](#), regs. 1, 37(3), [Sch. 4 para. 9](#) (as amended (1.7.2009) by [The Legal Services Act 2007 \(Registered European Lawyers\) Order 2009 \(S.I. 2009/1587\)](#), [art. 3\(9\)](#))

PART II

POWERS EXERCISABLE ON INTERVENTION

General

- 12 The powers in relation to sums of money [^{F1}, documents and other property] conferred by this Part of this Schedule shall be exercisable notwithstanding any lien on them or right to their possession.

Textual Amendments

- F1** Words in Sch. 1 para. 12 substituted (31.3.2009) by [Legal Services Act 2007 \(c. 29\)](#), ss. 177, 211, [Sch. 16 para. 77\(12\)](#) (with ss. 29, 192, 193); [S.I. 2009/503](#), [art. 2\(b\)\(i\)](#) (subject to [art. 4](#))

Modifications etc. (not altering text)

- C1** Sch. 1 Pt. II paras. 5-16 extended (1.1.1992) by [Administration of Justice Act 1985 \(c. 61, SIF 34\)](#), s. 9, [Sch. 2 paras. 32-35](#); [S.I. 1991/2683](#), [art. 2](#) (which extending provisions were amended (31.3.2009) by [Legal Services Act 2007 \(c. 29\)](#), ss. 177, 211, [Sch. 16 paras. 119-123](#) (with ss. 29, 192, 193)); [S.I. 2009/503](#), [art. 2\(b\)\(ii\)](#)
- C2** Sch. 1 Pt. II paras. 5-16 extended (with modifications) (14.10.1991) by [Courts and Legal Services Act 1990 \(c. 41, SIF 76:1\)](#), s. 89, [Sch. 14 Pt. II para. 5](#); [S.I. 1991/1883](#), [art. 3](#), [Sch.](#)
- C3** Sch. 1 Pt. II paras. 12-16 extended (1.1.199) by [Administration of Justice Act 1985 \(c. 61, SIF 34\)](#), s. 9, [Sch. 2 para. 14\(2\)](#); [S.I. 1991/2683](#), [art. 2](#)

- 13 Subject to any order for the payment of costs that may be made on an application to the court under this Schedule, any costs incurred by the Society for the purposes of this Schedule, including, without prejudice to the generality of this paragraph, the costs of any person exercising powers under this Part of this Schedule on behalf of the Society, shall be paid by the Solicitor or his personal representatives and shall be recoverable from him or them as a debt owing to the Society.

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Modifications etc. (not altering text)

- C4** Sch. 1 Pt. II paras. 5-16 extended (1.1.1992) by [Administration of Justice Act 1985 \(c. 61, SIF 34\), s. 9, Sch. 2 paras. 32-35; S.I. 1991/2683, art. 2](#) (as amended (31.3.2009) by [Legal Services Act 2007 \(c. 29\), ss. 177, 211, Sch. 16 paras. 119-123](#) (with ss. 29, 192, 193)); S.I. 2009/503, [art. 2\(b\)\(ii\)](#)
- C5** Sch. 1 Pt. II paras. 5-16 extended (with modifications) (14.10.1991) by [Courts and Legal Services Act 1990 \(c. 41, SIF 76:1\), s. 89, Sch. 14 Pt. II para. 5; S.I. 1991/1883, art. 3, Sch.](#)
- C6** Sch. 1 Pt. II paras. 12-16 extended (1.1.1992) by [Administration of Justice Act 1985 \(c. 61, SIF 34\), s. 9, Sch. 2 para. 14\(2\); S.I. 1991/2683, art. 2](#)

[^{F2}13A(1) The High Court, on the application of the Society, may order a former partner of the solicitor to pay a specified proportion of the costs mentioned in paragraph 13.

(2) The High Court may make an order under this paragraph only if it is satisfied that the conduct (or any part of the conduct) by reason of which the powers conferred by this Part were exercisable in relation to the solicitor was conduct carried on with the consent or connivance of, or was attributable to any neglect on the part of, the former partner.

(3) In this paragraph “ specified ” means specified in the order made by the High Court.]

Textual Amendments

- F2** Sch. 1 para. 13A inserted (31.3.2009) by [Legal Services Act 2007 \(c. 29\), ss. 177, 211, Sch. 16 para. 77\(13\)](#) (with ss. 29, 192, 193); S.I. 2009/503, [art. 2\(b\)\(i\)](#) (subject to art. 4)

14 Where an offence under this Schedule committed by a body corporate is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of, any director, manager, secretary or other similar officer of the body corporate or any person who was purporting to act in any such capacity, he, as well as the body corporate, shall be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

Modifications etc. (not altering text)

- C7** Sch. 1 Pt. II paras. 5-16 extended (1.1.1992) by [Administration of Justice Act 1985 \(c. 61, SIF 34\), s. 9, Sch. 2 paras. 32-35; S.I. 1991/2683, art. 2](#) (which extending provisions were amended (31.3.2009) by [Legal Services Act 2007 \(c. 29\), ss. 177, 211, Sch. 16 paras. 119-123](#) (with ss. 29, 192, 193)); S.I. 2009/503, [art. 2\(b\)\(ii\)](#)
- C8** Sch. 1 Pt. II paras. 5-16 extended (with modifications) (14.10.1991) by [Courts and Legal Services Act 1990 \(c. 41, SIF 76:1\), s. 89, Sch. 14 Pt. II para. 5; S.I. 1991/1883, art. 3, Sch.](#)
- C9** Sch. 1 Pt. II paras. 12-16 extended (1.1.1992) by [Administration of Justice Act 1985 \(c. 61, SIF 34\), s. 9, Sch. 2 para. 14\(2\); S.I. 1991/2683, art. 2](#)

15 Any application to the High Court under this Schedule may be disposed of in chambers.

Modifications etc. (not altering text)

- C10** Sch. 1 Pt. II paras. 5-16 extended (1.1.1992) by [Administration of Justice Act 1985 \(c. 61, SIF 34\), s. 9, Sch. 2 paras. 32-35; S.I. 1991/2683, art. 2](#) (which extending provisions were amended (31.3.2009)

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by Legal Services Act 2007 (c. 29), ss. 177, 211, **Sch. 16 paras. 119-123** (with ss. 29, 192, 193)); S.I. 2009/503, **art. 2(b)(ii)**

C11 Sch. 1 Pt. II paras. 5–16 extended (with modifications) (14.10.1991) by Courts and Legal Services Act 1990 (c. 41, SIF 76:1), s. 89, **Sch. 14 Pt. II para. 5**; S.I. 1991/1883, art. 3, **Sch.**

C12 Sch. 1 Pt. II paras. 12–16 extended (1.1.1992) by Administration of Justice Act 1985 (c. 61, SIF 34), s. 9, **Sch. 2 para. 14(2)**; S.I. 1991/2683, **art. 2**

16 The Society may do all things which are reasonably necessary for the purpose of facilitating the exercise of its powers under this Schedule.

Modifications etc. (not altering text)

C13 Sch. 1 Pt. II paras. 5-16 extended (1.1.1992) by Administration of Justice Act 1985 (c. 61, SIF 34), s. 9, **Sch. 2 paras. 32-35**; S.I. 1991/2683, **art. 2** (which extending provisions were amended (31.3.2009) by Legal Services Act 2007 (c. 29), ss. 177, 211, **Sch. 16 paras. 119-123** (with ss. 29, 192, 193)); S.I. 2009/503, **art. 2(b)(ii)**

C14 Sch. 1 Pt. II paras. 5–16 extended (with modifications) (14.10.1991) by Courts and Legal Services Act 1990 (c. 41, SIF 76:1), s. 89, **Sch. 14 Pt. II para. 5**; S.I. 1991/1883, art. 3, **Sch.**

C15 Sch. 1 Pt. II paras. 12–16 extended (1.1.1992) by Administration of Justice Act 1985 (c. 61, SIF 34), s. 9, **Sch. 2 para. 14(2)**; S.I. 1991/2683, **art. 2**

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