



Solicitors Act 1974

1974 CHAPTER 47

PART II

PROFESSIONAL PRACTICE, CONDUCT AND DISCIPLINE OF SOLICITORS AND CLERKS

Restrictions on practice as solicitor

40 Solicitor not to commence or defend actions while in prison

- (1) No solicitor while a prisoner in any prison shall as a solicitor, in his own name or in the name of any other solicitor, issue any writ or process, or commence, prosecute or defend any action or any matter in bankruptcy.
- (2) If any solicitor commences, prosecutes or defends any action or any matter in bankruptcy in contravention of subsection (1)—
 - (a) he shall be incapable of maintaining an action for the recovery of any costs in respect of any business so done by him; and
 - (b) he and any other solicitor in whose name he is permitted to commence, prosecute or defend the action or matter shall be guilty of contempt of the court in which it is commenced, prosecuted or defended and may be punished accordingly.