



Solicitors (Scotland) Act 1980

1980 CHAPTER 46

PART II

RIGHT TO PRACTISE AS A SOLICITOR

The Roll

7 Keeping the roll.

- (1) The Council shall continue to be the registrar of solicitors and shall keep at the office of their secretary a roll of solicitors (in this Act referred to as “the roll”).
- (2) The roll shall consist of the names in alphabetical order of all solicitors entered on it in accordance with section 8.
- (3) Any person may inspect the roll during office hours without payment.
- [^{F1}(4) Schedule 2 (powers of Council in relation to roll of solicitors) shall have effect.]

Textual Amendments

F1 S. 7(4) added by Solicitors (Scotland) Act 1988 (c. 42, SIF 76:2), s. 6(1), Sch. 1 para. 2

8 Entry in the roll.

- (1) On production to the Council of an order under section 6 admitting a person as a solicitor and directing that his name be entered on the roll the Council shall enter the name of that person on the roll.
- (2) Any solicitor whose name is entered on the roll (in this Act referred to as “an enrolled solicitor”) shall, on such enrolment, inform the Council in writing of the address of his place of business, and shall on any change of that address, inform them in writing of his new address.

Status: Point in time view as at 01/02/1991.

Changes to legislation: Solicitors (Scotland) Act 1980, Cross Heading: The Roll is up to date with all changes known to be in force on or before 15 June 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)

- (3) The Council shall issue a certificate of enrolment to any enrolled solicitor who applies for it.

9 Removal of name from roll on request.

An enrolled solicitor who wishes his name [^{F2}, or any annotation made against his name under section 25A(3),] to be removed from the roll of solicitors may make an application to the Council in that behalf, and the Council shall [^{F3}on the solicitor satisfying the Council] that he has made adequate arrangements with respect to the business he has then in hand, remove the name of that solicitor [^{F4}or, as the case may be, the annotation against his name,] from the roll.

Textual Amendments

- F2** Words inserted (*prosp.*) by Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 (c. 40, SIF 76:2), ss. 74, 75(2), **Sch. 8 Pt. II para. 29(2)(a)**
- F3** Words substituted by Solicitors (Scotland) Act 1988 (c. 42, SIF 76:2), s. 6(1), **Sch. 1 para. 3**
- F4** Words inserted (*prosp.*) by Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 (c. 40, SIF 76:2), ss. 74, 75(2), **Sch. 8 Pt. II para. 29(2)(b)**

10 Restoration of name to roll on request.

- (1) A solicitor . . . ^{F5} whose name has been struck off the roll other than by order of the Court, shall only be entitled to have his name restored to the roll, if on an application in that behalf made by him to the Tribunal and after such inquiry as the Tribunal thinks proper, the Tribunal so orders.

[^{F6}(1A) On an application to the Council from a solicitor whose name [^{F7}, or any annotation against whose name,] has been removed from the roll under section 9 the Council may, after such inquiry as they think proper, restore the name of that solicitor [^{F8}or, as the case may be, the annotation,] to the roll.]

- (2) Rules made by the Tribunal under section 52 may—
- (a) regulate the making, hearing and determining of applications under subsection (1);
 - (b) provide for payment by the applicant to the Council of such fee in respect of restoration to the roll as the rules may specify.

Textual Amendments

- F5** Words repealed by Solicitors (Scotland) Act 1988 (c. 42, SIF 76:2), s. 6(1)(2), Sch. 1 para. 4(a), **Sch. 2**
- F6** S. 10(1A) inserted by Solicitors (Scotland) Act 1988 (c. 42, SIF 76:2), s. 6(1), **Sch. 1 para. 4(b)**
- F7** Words inserted (*prosp.*) by Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 (c. 40, SIF 76:2), ss. 74, 75(2), **Sch. 8 Pt. II para. 29(3)(a)**
- F8** Words inserted (*prosp.*) by Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 (c. 40, SIF 76:2), ss. 74, 75(2), **Sch. 8 Pt. II para. 29(3)(b)**

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11 Directions by Lord President.

(1) The Lord President may give directions to the Council in relation to the carrying out of their duties in connection with the keeping of the roll and they shall give effect to any such direction.

(2) F9

Textual Amendments

F9 Ss. 11(2), 12 repealed by Solicitors (Scotland) Act 1988 (c. 42, SIF 76:2), s. 6(2), Sch. 2

12 F10

Textual Amendments

F10 Ss. 11(2), 12 repealed by Solicitors (Scotland) Act 1988 (c. 42, SIF 76:2), s. 6(2), Sch. 2

Status:

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