



Solicitors (Scotland) Act 1980

1980 CHAPTER 46

PART I

ORGANISATION

The Council of the Law Society

[^{F1}3B Regulatory committee

- (1) The Council must, for the purpose mentioned in subsection (2)—
 - (a) arrange under section 3A(1)(a) for their regulatory functions to be exercised on their behalf by a regulatory committee, and
 - (b) ensure that the committee continues so to exercise those functions (in particular, for the discharge of the Council's responsibility as mentioned in section 3A(9)(a)).
- (2) The purpose is of ensuring that the Council's regulatory functions are exercised—
 - (a) independently of any other person or interest,
 - (b) properly in other respects (in particular, with a view to achieving public confidence).
- (3) Accordingly, the Council must not—
 - (a) exercise their regulatory functions through any other means, or
 - (b) interfere unduly in the regulatory committee's business.
- (4) Subsection (3)(a) is subject to—
 - (a) any determination made by the regulatory committee in a particular case that it is necessary, for ensuring that something falling within the Council's regulatory functions is achieved appropriately, that specific action be taken otherwise than through the regulatory committee, and
 - (b) such directions as the regulatory committee gives the Council (acting in any other capacity) in connection with the determination.]

Changes to legislation: *Solicitors (Scotland) Act 1980, Section 3B is up to date with all changes known to be in force on or before 20 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) View outstanding changes*

Textual Amendments

- F1** Ss. 3B-3G inserted (1.4.2011 for specified purposes, 1.6.2011 in so far as not already in force) by Legal Services (Scotland) Act 2010 (asp 16), ss. **133(2)**, 150(2); S.S.I. 2011/180, arts. 3, 5(d), sch.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 12A(2)(ba) inserted by [2010 asp 16 s. 118\(3\)](#)
- s. 32(1)(d) and word inserted by [2010 asp 16 s. 118\(2\)\(a\)\(i\)](#)
- s. 32(2D) inserted by [2010 asp 16 s. 118\(2\)\(a\)\(iv\)](#)
- Sch. 4 para. 1A(b)(iia) inserted by [2010 asp 16 s. 118\(2\)\(b\)](#)