



Solicitors (Scotland) Act 1980

1980 CHAPTER 46

PART VI

MISCELLANEOUS AND GENERAL

General

[^{F1}64D Review of rules approved by the Secretary of State.

- (1) Without prejudice to the power of the Council to review any rule made by them, where the Secretary of State has approved a rule under section 64B he may, and if so requested by the Lord President shall, require the Council to review its terms.
- (2) When they have reviewed a rule following a requirement made under subsection (1), the Council may revise the rule in the light of that review, and shall then submit the rule as revised or, if they have not revised it, as previously approved to the Lord President and the Secretary of State.
- (3) Where the Lord President and the Secretary of State are agreed that the terms of the rule as submitted to them are satisfactory, the Secretary of State shall approve the rule, and may direct the Council to bring it into force as soon as is practicable.
- (4) Where either the Secretary of State or the Lord President is of the view that any rule, as submitted to them, is not satisfactory, but they do not agree as to what the terms of the rule should be, the rule shall continue to have effect as previously approved.
- (5) Where the Secretary of State and the Lord President agree both that any rule submitted to them under subsection (2) is not satisfactory, and as to what the terms of the rule should be, the Secretary of State may direct the Council—
 - (a) to amend the rule in such manner as he and the Lord President consider appropriate; and
 - (b) to bring the rule, as so amended, into force as soon as is practicable.

Status: Point in time view as at 02/07/2012.

Changes to legislation: Solicitors (Scotland) Act 1980, Section 64D is up to date with all changes known to be in force on or before 19 July 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)

- (6) The provisions of sections 64A and 64B apply to rules submitted to the Secretary of State under this section as they apply to rules submitted to him under [F²section 25A(9) or (10)] .]

Textual Amendments

- F1** Ss. 64A–64D inserted (3.6.1991) by [Law Reform \(Miscellaneous Provisions\) \(Scotland\) Act 1990](#) (c. 40, SIF 76:2), [s.43](#); S.I. 1991/1252, art. 3, [Sch.1](#)
- F2** Words in s. 64D(6) substituted (2.7.2012) by [Legal Services \(Scotland\) Act 2010](#) (asp 16), [ss. 124\(2\)](#) ([d](#)), 150(2); S.S.I. 2012/152, art. 2, sch.

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