



# Senior Courts Act 1981

## 1981 CHAPTER 54

### PART IV

#### OFFICERS AND OFFICES

##### *Appointment of certain officers of <sup>[F1]</sup>Senior Courts]*

#### **89 Masters and registrars.**

- (1) The power to make appointments to the offices in the <sup>[F1]</sup>Senior Courts] listed in column 1 of Parts II and III of Schedule 2 shall be exercisable by <sup>[F2]</sup>Her Majesty.]
- <sup>[F3]</sup>(1A) The maximum number of appointments under subsection (1) is such as may be determined from time to time by the Lord Chancellor with the concurrence of the Treasury.]
- (2) The person appointed to the office of Queen's coroner and attorney and master of the Crown Office <sup>[F4]</sup>and Registrar of criminal appeals] shall, by virtue of his appointment, be a master of the Queen's Bench Division.
- <sup>[F5]</sup>(3) Her Majesty shall, on the recommendation of the Lord Chancellor, appoint a person to each office listed in the first column of the table in subsection (3C) ("a senior office").
- (3A) A person may be appointed to a senior office only if—
- he holds the office in the corresponding entry in the second column of that table ("the qualifying office"), or
  - he does not hold the qualifying office but could be appointed to it in compliance with section 88.
- (3B) Where a person who is to be appointed to a senior office meets the condition in subsection (3A)(b) he shall, when appointed to the senior office, also be appointed to the qualifying office.
- (3C) This is the table referred to in subsections (3) and (3A)—

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<i>Senior office</i>	<i>Qualifying office</i>
Senior Master of the Queen's Bench Division	Master of the Queen's Bench Division
Chief Chancery Master	Master of the Chancery Division
Chief Taxing Master	Taxing master of the Senior Courts
[ <sup>F6</sup> Chief Insolvency and Companies Court Judge]	[ <sup>F7</sup> Insolvency and Companies Court Judge]
Senior District Judge of the Family Division	Registrar of the Principal Registry of the Family Division]

(4) The person appointed Senior Master [<sup>F8</sup>of the Queen's Bench Division] shall hold and perform the duties of the offices of the Queen's Remembrancer and registrar of judgments.

<sup>F9</sup>(5) .....

[<sup>F10</sup>(7A) A person appointed under subsection (1) is to be paid such salary [<sup>F11</sup>and such allowances], and a person appointed to a senior office is to be paid such additional salary [<sup>F11</sup>and such allowances], as may be determined by the Lord Chancellor with the concurrence of the Treasury.

(7B) A salary payable under or by virtue of this section—

(a) may in any case be increased, but

(b) may not, in the case of a salary payable in respect of an office listed in column 1 of Part 2 of Schedule 2 or of a senior office, be reduced,

by a determination or further determination under this section.]

(8) Salaries [<sup>F12</sup>and allowances] payable under or by virtue of this section shall be paid out of money provided by Parliament.

#### Textual Amendments

- F1** Words in s. 89 substituted (1.10.2009) by [Constitutional Reform Act 2005 \(c. 4\)](#), ss. 59, 148, **Sch. 11 para. 26(1)**; S.I. 2009/1604, **art. 2(d)**
- F2** Words in s. 89(1) substituted (3.4.2006 for certain purposes and otherwise prosp.) by [Constitutional Reform Act 2005 \(c. 4\)](#), ss. 14, 148, **Sch. 3 para. 3(2)**; S.I. 2006/1014, **art. 2(a)**, Sch. 1 para. 9
- F3** S. 89(1A) inserted (3.4.2006 for certain purposes and otherwise prosp.) by [Constitutional Reform Act 2005 \(c. 4\)](#), ss. 14, 148, **Sch. 3 para. 3(3)**; S.I. 2006/1014, **art. 2(a)**, Sch. 1 para. 9
- F4** Words inserted by [Courts and Legal Services Act 1990 \(c. 41, SIF 37\)](#), s. 125(3), **Sch. 18 para. 37**
- F5** S. 89(3)-(3C) substituted (3.4.2006) for s. 89(3) by [Constitutional Reform Act 2005 \(c. 4\)](#), ss. 14, 148, **Sch. 3 para. 3(4)**; S.I. 2006/1014, **art. 2(a)**, Sch. 11 para. 9
- F6** Words in s. 89(3C) substituted (20.2.2019) by [Courts and Tribunals \(Judiciary and Functions of Staff\) Act 2018 \(c. 33\)](#), **ss. 2(1), 4(2)**
- F7** Words in s. 89(3C) table substituted (26.2.2018) by [The Alteration of Judicial Titles \(Registrar in Bankruptcy of the High Court\) Order 2018 \(S.I. 2018/130\)](#), art. 1, **Sch. para. 6(a)**
- F8** Words in s. 89(4) substituted (1.10.2013) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), **Sch. 13 para. 33**; S.I. 2013/2200, **art. 3(e)** (with savings in S.I. 2013/2192, regs. 48, 49)
- F9** S. 89(5)(6)(7) repealed by [Statute Law \(Repeals\) Act 1989 \(c. 43\)](#), s. 1(1), **Sch. 1 Pt. I**
- F10** S. 89(7A)(7B) inserted (3.4.2006 for certain purposes and otherwise prosp.) by [Constitutional Reform Act 2005 \(c. 4\)](#), ss. 14, 148, **Sch. 3 para. 3(5)**; S.I. 2006/1014, **art. 2(a)**, Sch. 1 para. 9

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- F11** Words in s. 89(7A) inserted (10.3.2022 for specified purposes, 10.5.2022 in so far as not already in force) by Public Service Pensions and Judicial Offices Act 2022 (c. 7), s. 131(1)(4)(b)(ii), **Sch. 2 para. 9(2)**
- F12** Words in s. 89(8) inserted (10.3.2022 for specified purposes, 10.5.2022 in so far as not already in force) by Public Service Pensions and Judicial Offices Act 2022 (c. 7), s. 131(1)(4)(b)(ii), **Sch. 2 para. 9(3)**

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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. 31(3)(a) word inserted by [2015 c. 2 s. 85\(1\)\(a\)](#)
- s. 31(3)(a) word inserted by [2015 c. 2 s. 85\(1\)\(a\)](#)
- s. 31(3)(b) and word inserted by [2015 c. 2 s. 85\(1\)\(b\)](#)
- s. 31(3)(b) and word inserted by [2015 c. 2 s. 85\(1\)\(b\)](#)
- s. 31(3A)(3B) inserted by [2015 c. 2 s. 85\(2\)](#)
- s. 31(3A)(3B) inserted by [2015 c. 2 s. 85\(2\)](#)