



Senior Courts Act 1981

1981 CHAPTER 54

PART IV

OFFICERS AND OFFICES

Appointment of certain officers of Supreme Court

91 Deputies and temporary appointments.

- (1) If it appears to the [^{F1}Lord Chief Justice, after consulting the Lord Chancellor,] that it is expedient to do so in order to facilitate the disposal of business in the Supreme Court, he may appoint a person—
- (a) to act as a deputy for any person holding an office listed in column 1 of Part II ^{F2}. . . of Schedule 2; or
 - (b) to act as a temporary additional officer in any such office,
- during such period or on such occasions as the [^{F3}Lord Chief Justice may, after consulting the Lord Chancellor, think fit].

- [^{F4}(1A) If it appears to the Lord Chancellor that it is expedient to do so in order to facilitate the disposal of business in the Senior Courts, he may appoint a person—
- (a) to act as a deputy for any person holding an office listed in column 1 of Part 3 of Schedule 2; or
 - (b) to act as a temporary additional officer in any such office,
- during such period or on such occasions as the Lord Chancellor may think fit.]

- (2) Subject to subsection (3), a person shall not be qualified for appointment under this section if the office in which he would act by virtue of the appointment is one to which he is not qualified for permanent appointment.
- (3) A person may be appointed under this section if he would, but for his age, be qualified for permanent appointment to the office in question and he has previously held a permanent appointment to that office or—

Status: Point in time view as at 03/04/2006. This version of this provision has been superseded.

Changes to legislation: Senior Courts Act 1981, Section 91 is up to date with all changes known to be in force on or before 02 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)

- (a) where the office in question is listed in column 1 of Part II of Schedule 2, to any other office so listed; or
- (b) where the office in question is listed in column 1 of Part III of that Schedule, to any other office listed in column 1 of either Part II or Part III; or
- (c) (whatever the office in question) to the office of county court registrar.

[^{F5}but no appointment by virtue of this subsection shall be such as to extend beyond the day on which the person in question attains the age of seventy-five years.]

- (4) Every person, while acting under this section, shall have all the jurisdiction of a person permanently appointed to the office in which he is acting.

^{F6}(5)

- (6) The Lord Chancellor may, out of money provided by Parliament, pay to any person appointed under this section such remuneration and allowances as he may, with the concurrence of the Minister for the Civil Service, determine.

[^{F7}(7) The Lord Chief Justice may nominate a judicial office holder (as defined in section 109(4) of the Constitutional Reform Act 2005) to exercise his functions under subsection (1).]

Textual Amendments

- F1** Words in s. 91(1) substituted (3.4.2006) by Constitutional Reform Act 2005 (c. 4), ss. 15, 148, **Sch. 4 para. 139(2)(a)**; S.I. 2006/1014, **art. 2(a)**, Sch. para. 11(p)
- F2** Words in s. 91(1)(a) repealed (3.4.2006) by Constitutional Reform Act 2005 (c. 4), ss. 15, 148, Sch. 4 para. 139(2)(b), **Sch. 18 Pt. 2**; S.I. 2006/1014, **art. 2(a)**, Sch. paras. 11(p), 30(b)
- F3** Words in s. 91(1) substituted (3.4.2006) by Constitutional Reform Act 2005 (c. 4), ss. 15, 148, **Sch. 4 para. 139(2)(c)**; S.I. 2006/1014, **art. 2(a)**, Sch. para. 11(p)
- F4** S. 91(1A) inserted (3.4.2006) by Constitutional Reform Act 2005 (c. 4), ss. 15, 148, **Sch. 4 para. 139(3)**; S.I. 2006/1014, **art. 2(a)**, Sch. para. 11(p)
- F5** Words in s. 91(3) added (31.3.1995) by 1993 c. 8, s. 26, **Sch. 6 para.15** (with Sch. 7 paras. 2(2), 3(2), 4); S.I. 1995/631, **art.2**.
- F6** S. 91(5) repealed (31.3.1995) by 1993 c. 8, s. 31, **Sch. 9**; S.I. 1995/631, **art. 2**
- F7** S. 91(7) inserted (3.4.2006) by Constitutional Reform Act 2005 (c. 4), ss. 15, 148, **Sch. 4 para. 139(4)**; S.I. 2006/1014, **art. 2(a)**, Sch. para. 11(p)

Modifications etc. (not altering text)

- C1** S. 91(1)(3) restricted (31.3.1995) by 1993 c. 8, s. **26(7)(f)**, (with Sch. 7 paras. 2(2), 3(2), 4); S.I. 1995/631, **art.2**.

Status:

Point in time view as at 03/04/2006. This version of this provision has been superseded.

Changes to legislation:

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