

SCHEDULES

SCHEDULE 4

AUTHORISATION AND APPROVAL

PART I

AUTHORISATION OF BODIES

- 1 (1) Any professional or other body which wishes to become an authorised body for the purposes of section 27 or 28 (“the applicant”) shall send to the Advisory Committee—
 - (a) a draft of the qualification regulations which it proposes to apply to those of its members to whom it wishes to grant—
 - (i) any right of audience; or
 - (ii) any right to conduct litigation;
 - (b) a draft of the rules of conduct which it proposes to apply to those of its members exercising any such right granted by it; and
 - (c) a statement of the rights which it proposes to grant (“the proposed rights”) and in relation to which it wishes to have those regulations and rules approved.
- (2) Those documents shall be accompanied by such explanatory material (including material about the applicant’s constitution and activities) as the applicant considers is likely to be needed by the Advisory Committee if the Committee is to carry out its functions under this Part of this Schedule properly.
- (3) The applicant shall provide the Advisory Committee with such additional information as the Committee may reasonably require.
- (4) It shall be the duty of the Advisory Committee to consider the applicant’s draft qualification regulations and rules of conduct in relation to the proposed rights.
- (5) When it has completed its consideration, the Advisory Committee shall advise the applicant of the extent to which (if at all) the draft regulations or rules should, in the Committee’s opinion, be amended in order to make them better designed—
 - (a) to further the statutory objective; or
 - (b) to comply with the general principle.
- (6) In subsequently making its qualification regulations and rules of conduct, with a view to applying for authorisation for the purposes of section 27 or 28, the applicant shall have regard to any advice given to it by the Advisory Committee under this paragraph.