

Status: Point in time view as at 19/08/2007.

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SCHEDULES

SCHEDULE 5

Section 26.

RETIREMENT PROVISIONS: THE RELEVANT OFFICES

Lord of Appeal in Ordinary
Judge of the Supreme Court of England and Wales ^{F1}
Deputy judge of the High Court
Lord President of the Court of Session
Lord Justice Clerk
Judge of the Court of Session
Temporary Judge of the Court of Session
Lord Chief Justice of Northern Ireland
Lord Justice of Appeal in Northern Ireland
Judge of the High Court of Justice in Northern Ireland
Circuit judge
Sheriff principal or sheriff in Scotland
Temporary sheriff principal [^{F2}or temporary sheriff] in Scotland
County Court judge in Northern Ireland
Deputy County Court judge in Northern Ireland
Master, Queen's Bench Division
Deputy or temporary Master, Queen's Bench Division, appointed under subsection (1) of section 91 of the ^{M1}Supreme Court Act 1981 otherwise than by virtue of subsection (3) of that section
[^{F3}Queen's Coroner and Attorney and Master of the Crown Office and Registrar of Criminal Appeals]
Admiralty Registrar
Deputy or temporary Admiralty Registrar appointed under subsection (1) of section 91 of the ^{M2}Supreme Court Act 1981 otherwise than by virtue of subsection (3) of that section
Master, Chancery Division
Deputy or temporary Master, Chancery Division, appointed under subsection (1) of section 91 of the ^{M3}Supreme Court Act 1981 otherwise than by virtue of subsection (3) of that section
Registrar in Bankruptcy of the High Court
Deputy or temporary Registrar in Bankruptcy of the High Court appointed under subsection (1) of section 91 of the ^{M4}Supreme Court Act 1981 otherwise than by virtue of subsection (3) of that section
Taxing Master of the Supreme Court
Deputy or temporary Taxing Master of the Supreme Court appointed under subsection (1) of section 91 of the ^{M5}Supreme Court Act 1981 otherwise than by virtue of subsection (3) of that section
District judge of the principal registry of the Family Division

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Deputy or temporary district judge of the principal registry of the Family Division appointed under subsection (1) of section 91 of the ^{M6}Supreme Court Act 1981 otherwise than by virtue of subsection (3) of that section

Registrar of Civil Appeals

Deputy or temporary Registrar of Civil Appeals appointed under subsection (1) of section 91 of the ^{M7}Supreme Court Act 1981 otherwise than by virtue of subsection (3) of that section

Master of the Court of Protection

Deputy or temporary Master of the Court of Protection appointed under subsection (1) of section 91 of the ^{M8}Supreme Court Act 1981 otherwise than by virtue of subsection (3) of that section

District judge (whether appointed under section 100 of the Supreme Court Act 1981 or section 6 of the ^{M9}County Courts Act 1984)

Deputy district judge appointed under section 102 of the ^{M10}Supreme Court Act 1981, except in a case where [^{F4}subsection (1B) of that section applied to the appointment of the person in question]

Deputy district judge appointed under section 8 of the ^{M11}County Courts Act 1984, except in a case where [^{F4}subsection (1ZB) of that section applied to the appointment of the person in question]

Recorder

Assistant Recorder

Any appointment under section 70 ^{F5} of the ^{M12}Judicature (Northern Ireland) Act 1978 to an office from time to time specified in column 1 of Schedule 3 to that Act (statutory office) or any appointment under section 74 of that Act to act in any such office

[^{F6}District Judge (Magistrates' Courts)]

Resident Magistrate appointed under the ^{M13}Magistrates' Courts Act (Northern Ireland) 1964

Deputy Resident Magistrate appointed under the Magistrates' ^{M14}Courts Act (Northern Ireland) 1964

Chief or other Social Security Commissioner (including appointments in pursuance of [^{F7}paragraph 1(2) of Schedule 4 to the Social Security Act 1998])

Chief or other Child Support Commissioner (including appointments in pursuance of paragraph 4 of Schedule 4 to the ^{M15}Child Support Act 1991)

Chief or other Social Security Commissioner for Northern Ireland (including appointments in pursuance of section 50(2) of the ^{M16}Social Security Administration (Northern Ireland) Act 1992)

Chief or other Child Support Commissioner for Northern Ireland (including appointments in pursuance of paragraph 4 of Schedule 4 to the Child Support Act 1991 as that paragraph has effect by virtue of paragraph 8 of that Schedule)

[^{F8}President of appeal tribunals (within the meaning of Chapter I of Part I of the Social Security Act 1998) appointed under section 5 of that Act]

[^{F9}President of appeal tribunals (within the meaning of Chapter I of Part II of the Social Security (Northern Ireland) Order 1998) appointed under Article 6 of that Order]

[^{F10}Chairman of social security appeal tribunals, medical appeal tribunals and disability appeal tribunals]

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F11
...

[^{F12}Chairman of social security appeal tribunals, medical appeal tribunals and disability appeal tribunals in Northern Ireland]

F13
...

[^{F10}Chairman of vaccine damage tribunals]

Chairman of the Foreign Compensation Commission

Commons Commissioner

[^{F14}President of the Employment Tribunals (England and Wales)]

[^{F15}President of the Employment Tribunals (Scotland)]

President or Vice-President of industrial tribunals and of the Fair Employment Tribunal (Northern Ireland)

Chairman of [^{F16}employment tribunals], appointed in pursuance of regulations under [^{F17}section 1(1) of [^{F18}the Employment Tribunals Act 1996]]

Chairman of industrial tribunals in Northern Ireland, appointed in pursuance of regulations under [^{F19}Article 3 of the Industrial Tribunals (Northern Ireland) Order 1996]

Chairman of the Fair Employment Tribunal, appointed under [^{F20}Article 82(1)(c) of the Fair Employment and Treatment (Northern Ireland) Order 1998]

President of the Industrial Court appointed in pursuance of Article 91 of the ^{M17}Industrial Relations (Northern Ireland) Order 1992

Member of the Employment Appeal Tribunal appointed under [^{F21} section 22(1)(c) of [^{F18}the Employment Tribunals Act 1996]]

President or other member of the Lands Tribunal, the Lands Tribunal for Scotland or the Lands Tribunal for Northern Ireland

[^{F22} Member of the Pensions Regulator Tribunal]

Judge Advocate General

Judge Advocate of Her Majesty's Fleet

President of Value Added Tax Tribunals

Chairman of value added tax tribunals

Commissioner for the special purposes of the Income Tax Acts appointed under section 4 of the ^{M18}Taxes Management Act 1970

Deputy Special Commissioner appointed under section 4A of the Taxes Management Act 1970

[^{F23}President or other member of the Asylum and Immigration Tribunal]

President or other member of Pensions Appeal Tribunals

Chairman or other member of a Mental Health Review Tribunal constituted under the ^{M19}Mental Health Act 1983

F24
...

Chairman of a tribunal constituted for the purposes of sections 14 and 15 of the ^{M20}Misuse of Drugs Act 1971

Chairman of an advisory body constituted for the purposes of section 14 of the Misuse of Drugs Act 1971

Appointed member of the Restrictive Practices Court, within the meaning of section 3 of the ^{M21}Restrictive Practices Court Act 1976

Chairman or other member of the tribunal constituted by section 706 of the ^{M22}Income and Corporation Taxes Act 1988

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F25

Chairman, deputy-chairman or other member of an Agricultural Land Tribunal (other than an assessor added to the Tribunal under paragraph 16(2) of Schedule 9 to the ^{M23}Agriculture Act 1947)

President of the Aircraft and Shipbuilding Industries Arbitration Tribunal

Chairman of a tribunal established by section 29 of the ^{M24}Betting, Gaming and Lotteries Act 1963

Chairman or deputy chairman of the Copyright Tribunal

Chairman or deputy chairman of [^{F26}the Information Tribunal]

F27

President of a tribunal constituted under Schedule 3 to the ^{M25}Industry Act 1975

F28

Chairman of the Plant Varieties and Seeds Tribunal

Chairman of a Registered Homes Tribunal constituted under the ^{M26}Registered Homes Act 1984

Chairman or other member of Rent Assessment Committees appointed by the Lord Chancellor under Schedule 10 to the ^{M27}Rent Act 1977

President or chairman of the Transport Tribunal

F29

Wreck commissioner appointed under section [^{F30} 297(1) of the Merchant Shipping Act 1995]

Chairman of a Reinstatement Committee constituted under the ^{M28}Reserve Forces (Safeguard of Employment) Act 1985

[^{F31}Chairman or other member of a reserve forces appeal tribunal constituted under Part IX of the Reserve Forces Act 1996]

[^{F32}Member of a panel constituted under section 6(1) of the Social Security Act 1998

Member of a panel constituted under Article 7(1) of the Social Security (Northern Ireland) Order 1998]

[^{F33}Member of the Financial Services and Markets Tribunal.]

[^{F34} Adjudicator to Her Majesty's Land Registry

[^{F35} Coroner appointed under section 2(1) of the Coroners Act (Northern Ireland) 1959

Deputy Coroner appointed under section 2(1) of the Coroners Act (Northern Ireland) 1959]]

[^{F36} President or other member of the Gambling Appeals Tribunal]

[^{F37} Asylum Support Adjudicator]

[^{F38}President of the tribunal constituted under section 9 of the Protection of Children Act 1999 or member of the chairmen's panel appointed under paragraph 1(1)(b) of the Schedule to that Act]

Textual Amendments

- F1** Sch. 5: words repealed (3.4.2006) by [Constitutional Reform Act 2005 \(c. 4\)](#), ss. 15, 146, 148, Sch. 4 para. 230, **Sch. 18 Pt. 2**; S.I. 2006/1014, **art. 2**, Sch. 1 paras. 11, 30
- F2** Words in Sch. 5 repealed (S.) (9.8.2000) by 2000 asp 9, s. 12, **Sch. para. 5(2)**
- F3** Sch. 5: Entry inserted (1.4.2005) by [Courts Act 2003 \(c. 39\)](#), **ss. 89(2)**, 110(1); S.I. 2005/910, **art. 3(v)**

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- F4** Sch. 5: words in entries relating to deputy district judges substituted (19.7.2007) by Tribunals, Courts and Enforcement Act 2007 (c. 15), ss. 56, 148(5), **Sch. 11 para. 13**
- F5** Sch. 5: words in entry repealed (1.5.2004) by Courts Act 2003 (c. 39), ss. 109(3), 110(1), **Sch. 10**; S.I. 2004/1104, **art. 3(h)(iii)**
- F6** Entry in Sch. 5 substituted (31.8.2000) by 1999 c. 22, ss. 78(2), 105, Sch. 11 para. 41, **Sch. 14 Pt. V para. 25** (with Sch. 14 para. 7(2)); S.I. 2000/1920, **art. 3(a)**
- F7** Words in Sch. 5 substituted (in force for specified purposes at 6.9.1999 and 5.10.1999 respectively and in force at 29.11.1999 in so far as not already in force except for specified purposes) by 1998 C. 14, s. 86(1), Sch. 7 para. 124(1)(a); S.I. 1999/2422, art. 2(c), **Sch. 1** (subject to transitional provisions in Sch. 14); S.I. 1999/2739, art. 2, **Sch. 1** (subject to transitional provisions in Sch. 2); S.I. 1999/3178, art. 2(1)(2), **Sch. 1** (subject to transitional provisions in Schs. 21-23)
- F8** Entry in Sch. 5 substituted (1.6.1999) by 1998 c. 14, s. 86(1), **Sch. 7 para. 124(b)**; S.I. 1999/1510, **art. 2(g)(vii)**
- F9** Entry in Sch. 5 substituted (29.11.1999 except for specified purposes) by S.I. 1998/1506 (N.I. 10), art. 78(1)(2), **Sch. 6 para. 93(1)**; S.R. 1999/472, art. 2(1)(a)(2), **Sch. 1** (subject to transitional provisions in arts. 20-22)
- F10** Entries in Sch. 5 repealed (in force for specified purposes at 18.10.1999 so far as relating to chairmen of disability appeal tribunals and vaccine damage tribunals and in force at 29.11.1999 in so far as not already in force except for specified purposes) by 1998 c. 14, s. 86(1)(2), Sch. 7 para. 124(2), **Sch. 8**; S.I. 1999/2860, art. 2(c), **Sch. 1** (subject to transitional provisions in Schs. 16-18); S.I. 1999/3178, art. 2(1)(2), **Sch. 1** (subject to transitional provisions in Schs. 21-23)
- F11** Entry in Sch. 5 repealed (1.6.1999) by 1998 c. 14, s. 86(1)(2), Sch. 7 para. 124(2), **Sch. 8**; S.I. 1999/1510, **art. 2(g)(viii)**
- F12** Entry in Sch. 5 repealed (29.11.1999 except for specified purposes) by S.I. 1998/1506 (N.I. 10), art. 78(1)(2), **Sch. 6 para. 92(2)**; S.R. 1999/472, art. 2(1)(2), **Sch. 1** (subject to transitional provisions in arts. 20-22)
- F13** Entry in Sch. 5 repealed (1.6.1999) by S.I. 1998/1506 (N.I. 10), art. 78(1)(2), Sch. 6 para. 93(2), **Sch. 7**; S.R. 1999/246, art. 2, **Sch. 1**
- F14** Words in Sch. 5 substituted (1.8.1998) by 1998 c. 8, ss. **1(2)(d)**, 16 (with s. 16(2)); S.I. 1998/1658, **art. 2(1)**
- F15** Words in Sch. 5 substituted (1.8.1998) by 1998 c. 8, ss. **1(2)(e)**, 16; S.I. 1998/1658, **art. 2(1)**
- F16** Words in Sch. 5 substituted (1.8.1998) by 1998 c. 8, ss. **1(2)(b)**, 16; S.I. 1998/1658, **art. 2(1)**
- F17** Words in Sch. 5 substituted (E.W.S.) (22.8.1996) by 1996 c. 17, ss. 43, 46, **Sch. 1 para. 10(3)(a)**
- F18** Words in Sch. 5 substituted (1.8.1998) by 1998 c. 8, s. **1(2)(c)**, 16 (with s. 16(2)); S.I. 1998/1658, **art. 2(1)**
- F19** Words in Sch. 5 substituted (24.9.1996) by S.I. 1996/1921 (N.I. 18), art. 26, **Sch. 1 para. 9(b)** (with Sch. 2)
- F20** Words in Sch. 5 substituted (1.3.1999) by S.I. 1998/3162 (N.I. 21), art. 105(1), **Sch. 3**; S.R. 1999/81, **art. 3(1)**
- F21** Words in Sch. 5 substituted (E.W.S.) (22.8.1996) by 1996 c. 17, ss. 43, 46, **Sch. 1 para. 10(3)(b)** (with s. 38)
- F22** Sch. 5: Entry inserted (17.12.2004) by Pensions Act 2004 (c. 35), ss. 102(4), 322(1), **Sch. 4 para. 17(3)**; S.I. 2004/3350, **art. 2**, Sch.
- F23** Sch. 5: Entry substituted (4.4.2005) for entries relating to the IAT and immigration adjudicators by Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 (c. 19), ss. 26(7), 48(3), **Sch. 2 para. 8(3)**; S.I. 2005/565, **art. 2(a)(d)** (with arts. 3-9)
- F24** Entry in Sch. 5 repealed (1.12.2001) by 2000 c. 8, s. 432(1)(3), Sch. 20 para. 7(3)(a), **Sch. 22**; S.I. 2001/3538, **art. 2(1)**
- F25** Sch. 5: entry relating to "Arbitrator appointed under paragraph 1(5) of Schedule 11 to the Agricultural Holdings Act 1986" repealed (19.10.2006) by The Regulatory Reform (Agricultural Tenancies) (England and Wales) Order 2006 (S.I. 2006/2805), arts. 1(1)(b), 18, **Sch. 2** (with art. 10)
- F26** Words in Sch. 5 substituted (14.5.2001) by 2000 c. 36, s. 18(4), **Sch. 2 Pt. I para. 11**; S.I. 2001/1637, **art. 2(b)**

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- F27** Sch. 5: entry repealed (1.9.2003 for E.S.N.I. and 1.1.2004 for W.) by Education Act 2002 (c. 32), ss. 215(2), 216(4), **Sch. 22 Pt. 3** (with ss. 210(8), 214(4)); S.I. 2003/1667, **art. 4** (with transitional provisions and savings in Sch. 1) (as amended by S.I. 2004/571 and S.I. 2005/2570); S.I. 2003/2961, **art. 6**, Sch. Pt. 3
- F28** Sch. 5: Entry relating to "Chairman of the tribunal constituted under Schedule 9 to the National Health Service Act 1977" omitted (1.3.2007) by virtue of National Health Service (Consequential Provisions) Act 2006 (c. 43), ss. 2, 8(2), **Sch. 1 para. 159** (with Sch. 2 Pt. 1, Sch. 3 Pt. 1)
- F29** Sch. 5: Entry repealed (25.7.2003 for specified purposes and 29.12.2003 for further specified purposes) by Communications Act 2003 (c. 21), ss. 406(7), 411(2), **Sch. 19(1)**, Note 1 (with Sch. 18); S.I. 2003/1900, **arts. 2(1), 3**, Sch. 1; S.I. 2003/3142, **art. 3(2)**
- F30** Words in Sch. 5 substituted (1.1.1996) by 1995 c. 21, ss. 314(2), 316(2), **Sch. 13 para. 93(b)** (with s. 312)
- F31** Entry added at the end of Sch. 5 (1.4.1997) by 1996 c. 14, s. 131(1), **Sch. 10 para. 26** (with s. 72(5)); S.I. 1997/305, **art. 2**
- F32** Entries in Sch. 5 added (1.6.1999) by S.I. 1999/1454, **art. 3**
- F33** Entry in Sch. 5 inserted (3.9.2001) by 2000 c. 8, s. 432(1), **Sch. 20 para. 7(3)(b)**; S.I. 2001/2632, art. 2(2), **Sch. Pt. 2**
- F34** Sch. 5: entry inserted (28.4.2003) by Land Registration Act 2002 (c. 9), ss. 133, 136(2), **Sch. 11 para. 28** (with s. 129); S.I. 2003/1028, **art. 2**
- F35** Sch. 5: Entries inserted (3.4.2006) by The Judicial Pensions and Retirement Act 1993 (Addition of Qualifying Judicial Offices) Order 2006 (S.I. 2006/391), **art. 3**
- F36** Sch. 5: Entry inserted (E.W.S.) (1.1.2007) by Gambling Act 2005 (c. 19), ss. 140, 358, **Sch. 8 para. 3(4)**; S.I. 2006/3272, **art. 2(1)**, Sch. 1 (with Sch. 4) (as amended by S.I. 2006/3361, S.I. 2007/1157, S.I. 2007/1527, S.I. 2007/2169)
- F37** Sch. 5: Entry inserted (1.4.2007) by The Judicial Pensions and Retirement Act 1993 (Addition of Qualifying Judicial Offices) Order 2007 (S.I. 2007/675), **art. 4**
- F38** Sch. 5: Entry inserted (19.8.2007) by The Judicial Pensions and Retirement Act 1993 (Addition of Qualifying Judicial Offices) (No. 2) Order 2007 (S.I. 2007/2185), **art. 3**

Marginal Citations

- M1** 1981 c. 54.
M2 1981 c. 54.
M3 1981 c. 54.
M4 1981 c. 54.
M5 1981 c. 54.
M6 1981 c. 54.
M7 1981 c. 54.
M8 1981 c. 54.
M9 1984 c. 28.
M10 1981 c. 54.
M11 1984 c. 28.
M12 1978 c. 23.
M13 1964 c. 21 (N.I.).
M14 1964 c. 21.
M15 1991 c. 48.
M16 1992 c. 8.
M17 S.I. 1992/807 (N.I. 5).
M18 1970 c. 9.
M19 1983 c. 20.
M20 1971 c. 38.
M21 1976 c. 33.
M22 1988 c. 1.
M23 1947 c. 48.
M24 1963 c. 2.
M25 1975 c. 68.

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M26 1984 c. 23.

M27 1977 c. 42.

M28 1985 c. 17.

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