



Access to Justice Act 1999

1999 CHAPTER 22

PART III

PROVISION OF LEGAL SERVICES

Barristers and solicitors

44 Barristers employed by solicitors etc.

(1) Where a barrister ^{F1}. . . —

- [^{F2}(a) is employed by an authorised person, or
- (b) is a manager of such a person,]

any rules of the General Council of the Bar which impose a prohibition or limitation on the provision of legal services shall not operate to prevent him from providing legal services to clients of [^{F3}the authorised person of which the barrister is an employee or a manager] if either of the conditions specified in subsection (2) is satisfied.

(2) Those conditions are—

- (a) that the prohibition or limitation is on the provision of the services otherwise than on the instructions of a solicitor (or other person acting for the client), and
- (b) that the prohibition or limitation does not apply to barristers who provide legal services but are not employees [^{F4}or managers of an authorised person].

[^{F5}(3) In this section—

“authorised person” means a person who, for the purposes of the Legal Services Act 2007, is an authorised person in relation to an activity which is a reserved legal activity (within the meaning of that Act), and

“manager” has the same meaning as in that Act (see section 207 of that Act).]

Changes to legislation: There are currently no known outstanding effects for the Access to Justice Act 1999, Section 44. (See end of Document for details)

Textual Amendments

- F1** Words in s. 44(1) repealed (1.1.2010) by Legal Services Act 2007 (c. 29), ss. 208, 210, 211, Sch. 21 para. 129(a)(i), **Sch. 23** (with ss. 29, 192, 193); S.I. 2009/3250, **art. 2** (with art. 9)
- F2** S. 44(1)(a)(b) substituted (1.1.2010) by Legal Services Act 2007 (c. 29), ss. 208, 211, **Sch. 21 para. 129(a)(ii)** (with ss. 29, 192, 193); S.I. 2009/3250, **art. 2** (with art. 9)
- F3** Words in s. 44(1) substituted (1.1.2010) by Legal Services Act 2007 (c. 29), ss. 208, 211, **Sch. 21 para. 129(a)(iii)** (with ss. 29, 192, 193); S.I. 2009/3250, **art. 2** (with art. 9)
- F4** Words in s. 44(2) inserted (1.1.2010) by Legal Services Act 2007 (c. 29), ss. 208, 211, **Sch. 21 para. 129(b)** (with ss. 29, 192, 193); S.I. 2009/3250, **art. 2** (with art. 9)
- F5** S. 44(3) inserted (1.1.2010) by Legal Services Act 2007 (c. 29), ss. 208, 211, **Sch. 21 para. 129(c)** (with ss. 29, 192, 193); S.I. 2009/3250, **art. 2** (with art. 9)

Changes to legislation:

There are currently no known outstanding effects for the Access to Justice Act 1999, Section 44.