

*Status: Point in time view as at 01/10/2009.*

*Changes to legislation: There are currently no known outstanding effects for the Anti-terrorism, Crime and Security Act 2001, Paragraph 4. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 6

#### THE PATHOGENS ACCESS APPEAL COMMISSION

##### *Procedure*

- 4 (1) The Commission shall sit at such times and in such places as the Lord Chancellor may direct [<sup>F1</sup> after consulting the following—
- (a) the Lord Chief Justice of England and Wales;
  - (b) the Lord President of the Court of Session;
  - (c) the Lord Chief Justice of Northern Ireland.]
- (2) The Commission may sit in two or more divisions.
- (3) At each sitting of the Commission—
- (a) three members shall attend;
  - (b) one of the members shall be a person who holds or has held high judicial office (within the meaning of [<sup>F2</sup>Part 3 of the Constitutional Reform Act 2005) or is or has been a member of the Judicial Committee of the Privy Council;] and
  - (c) the chairman or another member nominated by him shall preside and report the Commission's decision.
- [<sup>F3</sup>(4) 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 sub-paragraph (1).
- (5) The Lord President of the Court of Session may nominate a judge of the Court of Session who is a member of the First or Second Division of the Inner House of that Court to exercise his functions under sub-paragraph (1).
- (6) The Lord Chief Justice of Northern Ireland may nominate any of the following to exercise his functions under sub-paragraph (1)—
- (a) the holder of one of the offices listed in Schedule 1 to the Justice (Northern Ireland) Act 2002;
  - (b) a Lord Justice of Appeal (as defined in section 88 of that Act).]

#### Textual Amendments

- F1** Words in Sch. 6 para. 4(1) inserted (3.4.2006) by [Constitutional Reform Act 2005 \(c. 4\), ss. 15, 148, Sch. 4 para. 300\(2\); S.I. 2006/1014, art. 2\(a\), Sch. 1 para. 11\(x\)](#)
- F2** Words in Sch. 6 para. 4(3)(b) substituted (1.10.2009) by [Constitutional Reform Act 2005 \(c. 4\), s. 148\(1\), Sch. 17 para. 31; S.I. 2009/1604, art. 2\(e\)](#)

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**F3** Sch. 6 para. 4(4)-(6) inserted (3.4.2006) by Constitutional Reform Act 2005 (c. 4), ss. 15, 148, **Sch. 4 para. 300(3)**; S.I. 2006/1014, **art. 2(a)**, Sch. 1 para. 11(x)

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