



Courts Act 2003

2003 CHAPTER 39

PART 2

JUSTICES OF THE PEACE

Lay justices

10 Appointment of lay justices etc.

- (1) Lay justices are to be appointed for England and Wales by the Lord Chancellor by instrument on behalf and in the name of Her Majesty.
- (2) [^{F1}Lord Chief Justice]
 - (a) must assign each lay justice to one or more local justice areas, and
 - (b) may change an assignment so as to assign the lay justice to a different local justice area or to different local justice areas.
- [^{F2}(2A) The Lord Chancellor must ensure that arrangements for the exercise, so far as affecting any local justice area, of functions under subsections (1) and (2) include arrangements for consulting persons appearing to him to have special knowledge of matters relevant to the exercise of those functions in relation to that area.]
- (3) Every lay justice is, by virtue of his office, capable of acting as such in any local justice area (whether or not he is assigned to it); but he may do so only in accordance with arrangements made by [^{F3}Lord Chief Justice] .
- (4) Rules may make provision about the training courses to be completed before a person may exercise functions as a lay justice in any proceedings or class of proceedings specified in the rules.
- (5) Subsection (3) is subject to section 12 (the supplemental list).
- [^{F4}(6) The functions conferred on the Lord Chief Justice by subsections (2) and (3) may be exercised only after consulting the Lord Chancellor.

Status: Point in time view as at 03/04/2006. This version of this provision has been superseded.

Changes to legislation: Courts Act 2003, Section 10 is up to date with all changes known to be in force on or before 21 July 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)

- (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 (2) or (3).]

Textual Amendments

- F1** Words in s. 10(2) substituted (3.4.2006) by [Constitutional Reform Act 2005 \(c. 4\), s. 15, Sch. 4 para. 313\(2\)](#); S.I. 2006/1014, [art. 2\(a\)](#), Sch. 1 para. 11(y)
- F2** S. 10(2A) inserted (3.4.2006) by [Constitutional Reform Act 2005 \(c. 4\), s. 106](#); S.I. 2006/1014, [art. 2\(a\)](#), Sch. 1 para. 6
- F3** Words in s. 10(3) substituted (3.4.2006) by [Constitutional Reform Act 2005 \(c. 4\), s. 15, Sch. 4 para. 313\(3\)](#); S.I. 2006/1014, [art. 2\(a\)](#), Sch. 1 para. 11(y)
- F4** S. 10(6)(7) inserted (3.4.2006) by [Constitutional Reform Act 2005 \(c. 4\), s. 15, Sch. 4 para. 313\(4\)](#); S.I. 2006/1014, [art. 2\(a\)](#), Sch. 1 para. 11(y)

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