



Constitutional Reform Act 2005

2005 CHAPTER 4

PART 2

ARRANGEMENTS TO MODIFY THE OFFICE OF LORD CHANCELLOR

Functions subject to transfer, modification or abolition

20 Protected functions not transferable under Ministers of the Crown Act 1975

- (1) The Ministers of the Crown Act 1975 (c. 26) is amended as follows.
- (2) In section 1 (power by Order in Council to transfer functions of Ministers), after subsection (5) insert—
 - “(6) This section does not apply to the functions of the Lord Chancellor that are within Schedule 7 to the Constitutional Reform Act 2005.
 - (7) An Order in Council under this section may amend Schedule 7 to the Constitutional Reform Act 2005 so as to include any function which, by virtue of provision in the Order in Council—
 - (a) is transferred to the Lord Chancellor,
 - (b) becomes exercisable by the Lord Chancellor concurrently with another person, or
 - (c) remains exercisable by the Lord Chancellor but ceases to be exercisable concurrently with another person.
 - (8) An Order in Council under this section may not, to the extent that it amends Schedule 7 to the Constitutional Reform Act 2005, be revoked by another Order in Council under this section.”
- (3) After section 5(3) (Orders under Act to be revocable) insert—
 - “(3A) Subsection (3) is subject to section 1(8).”

Changes to legislation:

Constitutional Reform Act 2005, Section 20 is up to date with all changes known to be in force on or before 07 May 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.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 132(4A) words substituted by [2015 c. 2 s. 83\(1\)](#)
- Sch. 7 para. 4Pt. A words inserted by [2007 c. 15 s. 144\(2\)](#)
- Sch. 7 para. 4Pt. A words inserted by [2007 c. 15 s. 144\(3\)](#)
- Sch. 7 para. 4Pt. A words inserted by [2007 c. 15 s. 144\(4\)](#)
- Sch. 7 para. 4Pt. A words inserted by [2007 c. 15 s. 144\(6\)](#)
- Sch. 7 para. 4Pt. A words inserted by [2007 c. 15 s. 144\(8\)](#)
- Sch. 7 para. 4Pt. A words inserted by [2007 c. 15 s. 144\(9\)](#)
- Sch. 7 para. 4Pt. A words inserted by [2007 c. 15 s. 144\(10\)\(a\)](#)
- Sch. 7 para. 4Pt. A words substituted by [2007 c. 15 s. 144\(10\)\(b\)](#)