



Constitutional Reform Act 2005

2005 CHAPTER 4

PART 4

JUDICIAL APPOINTMENTS AND DISCIPLINE

CHAPTER 2

APPOINTMENTS

Puisne judges and other office holders

VALID FROM 19/07/2007

[^{F1}94A Appointments not subject to section 85: courts

- (1) Where this section applies to an appointment—
 - (a) section 85 does not apply, but
 - (b) the Lord Chancellor may not make the appointment without the concurrence of the Lord Chief Justice.
- (2) This section applies to the appointment of a person, on a fee-paid basis, to an office in the table below (the “proposed appointment”) if the person—
 - (a) holds the corresponding qualifying office (or one of them) on a salaried basis, or
 - (b) ceased to hold the corresponding qualifying office (or one of them) within two years ending with the date when the proposed appointment takes effect and, immediately before ceasing to hold that office, held it on a salaried basis.

Proposed appointment (fee-paid)

Qualifying office (salaried)

Status: Point in time view as at 24/03/2005. This version of this provision is not valid for this point in time.

Changes to legislation: Constitutional Reform Act 2005, Section 94A is up to date with all changes known to be in force on or before 27 June 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)

An office listed in Part 2 of Schedule 14.

The same office.

Deputy District Judge (Magistrates' Courts).

District Judge (Magistrates' Courts), Senior District Judge (Chief Magistrate), or Deputy Senior District Judge (Chief Magistrate).

Assistant Judge Advocate General, or a person appointed temporarily to assist the Judge Advocate General.

Judge Advocate of Her Majesty's Fleet, Judge Advocate General, Vice Judge Advocate General, or Assistant Judge Advocate General.

- (3) The Lord Chief Justice may nominate a judicial office holder (as defined in section 109(4)) to exercise his function under subsection (1)(b).
- (4) In this section “salaried” and “fee-paid” have the meaning given by paragraph 1(2) of Schedule 7 to the Judicial Pensions and Retirement Act 1993 (c. 8).]

Textual Amendments

F1 Ss. 94A, 94B inserted (19.7.2007) by [Tribunals, Courts and Enforcement Act 2007 \(c. 15\)](#), s. 53(2)

Status:

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