

Status: Point in time view as at 01/10/2013.

Changes to legislation: Tribunals, Courts and Enforcement Act 2007, Paragraph 1 is up to date with all changes known to be in force on or before 17 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)

SCHEDULES

SCHEDULE 3

JUDGES AND OTHER MEMBERS OF THE UPPER TRIBUNAL

Power to appoint judges of Upper Tribunal

- 1 (1) Her Majesty, on the recommendation of the Lord Chancellor, may appoint a person to be one of the judges of the Upper Tribunal.
- (2) A person is eligible for appointment under sub-paragraph (1) only if the person—
- (a) satisfies the judicial-appointment eligibility condition on a 7-year basis,
 - (b) is an advocate or solicitor in Scotland of at least seven years' standing,
 - (c) is a barrister or solicitor in Northern Ireland of at least seven years' standing, or
 - (d) in the [^{F1}opinion of the Senior President of Tribunals], has gained experience in law which makes the person as suitable for appointment as if the person satisfied any of paragraphs (a) to (c).
- (3) Section 52(2) to (5) (meaning of “gain experience in law”) apply for the purposes of sub-paragraph (2)(d), but as if section 52(4)(i) referred to the [^{F2}Senior President of Tribunals] instead of to the relevant decision-maker.

Textual Amendments

- F1** Words in Sch. 3 para. 1(2)(d) substituted (1.10.2013) by [Crime and Courts Act 2013 \(c. 22\), s. 61\(3\), Sch. 13 para. 30\(2\)](#); S.I. 2013/2200, art. 3(e) (with savings in S.I. 2013/2192, regs. 48, 49)
- F2** Words in Sch. 3 para. 1(3) substituted (1.10.2013) by [Crime and Courts Act 2013 \(c. 22\), s. 61\(3\), Sch. 13 para. 30\(3\)](#); S.I. 2013/2200, art. 3(e) (with savings in S.I. 2013/2192, regs. 48, 49)

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