



Tribunals, Courts and Enforcement Act 2007

2007 CHAPTER 15

PART 1

TRIBUNALS AND INQUIRIES

[^{F1}CHAPTER 2A

EXERCISE OF TRIBUNAL FUNCTIONS BY AUTHORISED PERSONS

[^{F1}29E Indemnification of authorised persons

- (1) “Indemnifiable amounts”, in relation to an authorised person, means—
 - (a) costs which the person reasonably incurs in or in connection with proceedings in respect of anything done or omitted to be done in the exercise (or purported exercise) of the person's duty as an authorised person,
 - (b) costs which the person reasonably incurs in taking steps to dispute a claim which might be made in such proceedings,
 - (c) damages awarded against the person or costs ordered to be paid by the person in such proceedings, or
 - (d) sums payable by the person in connection with a reasonable settlement of such proceedings or such a claim.
- (2) The Lord Chancellor must indemnify an authorised person in respect of indemnifiable amounts if, in respect of the matters giving rise to the proceedings or claim, the person acted reasonably and in good faith.
- (3) The Lord Chancellor may indemnify an authorised person in respect of other indemnifiable amounts unless it is proved, in respect of the matters giving rise to the proceedings or claim, that the person acted in bad faith.

Status: Point in time view as at 10/01/2020.

Changes to legislation: Tribunals, Courts and Enforcement Act 2007, Section 29E is up to date with all changes known to be in force on or before 30 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)

- (4) Any question whether, or to what extent, an authorised person is to be indemnified under this section is to be determined by the Lord Chancellor.
- (5) The Lord Chancellor may, if an authorised person claiming to be indemnified so requests, make a determination for the purposes of this section with respect to—
- (a) costs such as are mentioned in subsection (1)(a) or (b), or
 - (b) sums such as are mentioned in subsection (1)(d),
- before the costs are incurred or the settlement in connection with which the sums are payable is made.
- (6) But a determination under subsection (5) before costs are incurred—
- (a) is subject to such limitations (if any) as the Lord Chancellor thinks proper and to the subsequent determination of the costs reasonably incurred, and
 - (b) does not affect any other determination which may fall to be made in connection with the proceedings or claim in question.
- (7) In the application of this section to Scotland, references to costs are to be read as references to expenses.]

Textual Amendments

- F1** Pt. 1 Ch. 2A inserted (10.1.2020 for specified purposes) by [Courts and Tribunals \(Judiciary and Functions of Staff\) Act 2018 \(c. 33\), s. 4\(3\)](#), [Sch. para. 41](#); S.I. 2020/24, reg. 2(b)(iv)

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