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# Legal Services Act 2007

## CHAPTER 29

### LEGAL SERVICES ACT 2007

#### PART 1

##### THE REGULATORY OBJECTIVES

- 1 The regulatory objectives

#### PART 2

##### THE LEGAL SERVICES BOARD

###### *Constitution*

- 2 The Legal Services Board

###### *General functions*

- 3 The Board's duty to promote the regulatory objectives etc
- 4 Standards of regulation, education and training
- 5 Corporate governance
- 6 Annual report
- 7 Supplementary powers

###### *Consumer Panel*

- 8 The Consumer Panel
- 9 Committees and the procedure of the Consumer Panel
- 10 Representations by the Consumer Panel
- 11 Advice and research functions of the Consumer Panel

#### PART 3

##### RESERVED LEGAL ACTIVITIES

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### *Reserved legal activities*

- 12 Meaning of “reserved legal activity” and “legal activity”

### *Carrying on the activities*

- 13 Entitlement to carry on a reserved legal activity

### *Offences*

- 14 Offence to carry on a reserved legal activity if not entitled  
15 Carrying on of a reserved legal activity: employers and employees etc  
16 Offence to carry on reserved legal activity through person not entitled  
17 Offence to pretend to be entitled

### *Interpretation*

- 18 Authorised persons  
19 Exempt persons  
20 Approved regulators and relevant approved regulators  
21 Regulatory arrangements

### *Continuity of existing rights and transitional protection*

- 22 Continuity of existing rights to carry on reserved legal activities  
23 Transitional protection for non-commercial bodies

### *Alteration of reserved legal activities*

- 24 Extension of the reserved legal activities  
25 Provisional designation as approved regulators and licensing authorities  
26 Recommendations that activities should cease to be reserved legal activities

## **PART 4**

### **REGULATION OF APPROVED REGULATORS**

#### *Introductory*

- 27 Regulatory and representative functions of approved regulators

#### *General duties of approved regulators*

- 28 Approved regulator's duty to promote the regulatory objectives etc

#### *Separation of regulatory and representative functions*

- 29 Prohibition on the Board interfering with representative functions  
30 Rules relating to the exercise of regulatory functions

#### *Performance targets*

- 31 Performance targets and monitoring

#### *Directions*

- 32 Directions  
33 Directions: procedure

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34 Enforcement of directions

*Censure*

- 35 Public censure
- 36 Public censure: procedure

*Financial penalties*

- 37 Financial penalties
- 38 Financial penalties: procedure
- 39 Appeals against financial penalties
- 40 Recovery of financial penalties

*Intervention*

- 41 Intervention directions
- 42 Intervention directions: further provision
- 43 Intervention directions: enforcement
- 44 Revocation of intervention directions

*Cancellation of approval*

- 45 Cancellation of designation as approved regulator
- 46 Cancellation of designation: further provision
- 47 The Board's power to recommend orders made under section 46
- 48 Cancellation of designation: powers of entry etc

*Policy statements*

- 49 The Board's policy statements
- 50 Policy statements: procedure

*Practising fees*

- 51 Control of practising fees charged by approved regulators

*Regulatory conflict*

- 52 Regulatory conflict with approved regulators
- 53 Modification of provision made about regulatory conflict
- 54 Regulatory conflict with other regulatory regimes

*Information*

- 55 Provision of information to the Board
- 56 Enforcement of notices under section 55

*Competition*

- 57 Reports by the OFT
- 58 The Board's response to OFT report
- 59 Referral of report by the Lord Chancellor to the Competition Commission
- 60 Duties of the Competition Commission
- 61 Lord Chancellor's power to give directions

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*The Board as approved regulator*

- 62 The Board as an approved regulator
- 63 The Board's designation under section 62(1)(a)
- 64 Modification of the Board's functions under section 62(1)(b)
- 65 Cancellation of the Board's designation under section 62(1)(c)
- 66 The Board's power to recommend orders made under section 62
- 67 Effect of the Board's designation as an approved regulator
- 68 Regulatory conflict and the Board as approved regulator

*Functions of approved regulators etc*

- 69 Modification of the functions of approved regulators etc
- 70 Procedural requirements relating to recommendations under section 69

**PART 5**

ALTERNATIVE BUSINESS STRUCTURES

*Introductory*

- 71 Carrying on of activities by licensed bodies
- 72 “Licensable body”

*Licensing authorities*

- 73 Licensing authorities and relevant licensing authorities
- 74 Designation of approved regulator as licensing authority
- 75 Automatic cancellation of designation as licensing authority
- 76 Cancellation of designation as licensing authority by order
- 77 Cancellation of designation: further provision
- 78 The Board's power to recommend orders made under section 77
- 79 Cancellation of designation: powers of entry etc

*Appeals*

- 80 Functions of appellate bodies
- 81 Procedural requirements relating to recommendations under section 80

*Policy statement*

- 82 Licensing authority policy statement

*Licensing rules*

- 83 Licensing rules

*Licensing*

- 84 Application for licence
- 85 Terms of licence
- 86 Modification of licence
- 87 Registers of licensed bodies
- 88 Evidence of status

*Ownership of licensed bodies*

- 89 Ownership of licensed bodies

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### *Regulation of licensed bodies*

- 90 Duties of non-authorised persons
- 91 Duties of Head of Legal Practice
- 92 Duties of Head of Finance and Administration
- 93 Information
- 94 Enforcement of notices under section 93
- 95 Financial penalties
- 96 Appeals against financial penalties
- 97 Recovery of financial penalties
- 98 Referral of employees etc to appropriate regulator
- 99 Disqualification
- 100 Lists of disqualified persons
- 101 Suspension and revocation of licence
- 102 Intervention
- 103 Regulatory conflict and the Board as licensing authority
- 104 Prevention of regulatory conflict: accounts rules

### *Special kinds of body*

- 105 Trade union exemptions
- 106 Power to modify application of licensing rules etc to special bodies
- 107 Modifications under section 106: supplementary
- 108 “Low risk body”
- 109 Foreign bodies

### *Supplementary provision*

- 110 Reporting requirements relating to Part 5
- 111 Interpretation of Part 5

## **PART 6**

### **LEGAL COMPLAINTS**

#### *Complaints procedures of authorised persons*

- 112 Complaints procedures of authorised persons

#### *Overview of the scheme*

- 113 Overview of the scheme

#### *The Office for Legal Complaints*

- 114 The Office for Legal Complaints
- 115 The ombudsman scheme
- 116 General obligations
- 117 Corporate governance
- 118 Annual report
- 119 Supplementary powers
- 120 Reporting to the Board
- 121 Performance targets and monitoring

#### *The ombudsmen*

- 122 Appointment of the Chief Ombudsman and assistant ombudsmen

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- 123 Annual report of Chief Ombudsman
- 124 Additional reports of Chief Ombudsman

*Jurisdiction and operation of the ombudsman scheme*

- 125 Jurisdiction of the ombudsman scheme
- 126 Complaints excluded because respondent's complaints procedures not used
- 127 Complaints excluded by scheme rules
- 128 Parties
- 129 Pre-commencement acts and omissions
- 130 Orders under section 128
- 131 Acts and omissions by employees etc
- 132 Continuity of complaints
- 133 Operation of the ombudsman scheme
- 134 Delegation of an ombudsman's functions
- 135 Notification requirements
- 136 Charges payable by respondents

*Determinations under the scheme*

- 137 Determination of complaints
- 138 Limitation on value of directions under the ombudsman scheme
- 139 Alteration of limit
- 140 Acceptance or rejection of determination
- 141 Enforcement by complainant of directions under section 137
- 142 Reporting court orders made against authorised persons

*Reporting misconduct*

- 143 Reporting possible misconduct to approved regulators

*Co-operation with investigations*

- 144 Duties to share information
- 145 Duties of authorised persons to co-operate with investigations
- 146 Reporting failures to co-operate with an investigation to approved regulators

*Information*

- 147 Information and documents
- 148 Reporting failures to provide information or produce documents
- 149 Enforcement of requirements to provide information or produce documents
- 150 Reports of investigations
- 151 Restricted information
- 152 Disclosure of restricted information
- 153 Data protection

*Defamation*

- 154 Protection from defamation claims

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### *Scheme rules*

- 155 Consent requirements for rules
- 156 The Board's powers in respect of rules

### *Effect on existing arrangements for redress etc*

- 157 Approved regulators not to make provision for redress
- 158 Regulatory arrangements not prohibited by section 157
- 159 Legal Services Complaints Commissioner and Legal Services Ombudsman

### *Interpretation*

- 160 Interpretation of Part 6

### *Claims management services*

- 161 Extension of Part 6 to claims management services

## **PART 7**

### **FURTHER PROVISIONS RELATING TO THE BOARD AND THE OLC**

### *Guidance*

- 162 Guidance

### *Voluntary arrangements*

- 163 Voluntary arrangements
- 164 Power to establish voluntary scheme for resolving complaints
- 165 Procedure for making orders under section 164
- 166 Operation of voluntary scheme

### *Disclosure and use of information*

- 167 Restricted information
- 168 Disclosure of restricted information
- 169 Disclosure of information to the Board
- 170 Data protection
- 171 Use of information

### *Payments by Lord Chancellor*

- 172 Funding

### *The levy*

- 173 The levy
- 174 The levy: supplementary provisions

### *Payments into the Consolidated Fund*

- 175 Amounts payable into the Consolidated Fund

## **PART 8**

### **MISCELLANEOUS PROVISIONS ABOUT LAWYERS ETC**

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### *Duties of regulated persons*

#### 176 Duties of regulated persons

##### *Solicitors, the Law Society and the Disciplinary Tribunal*

- 177 The Law Society, solicitors, recognised bodies and foreign lawyers
- 178 The Solicitors Disciplinary Tribunal: approval of rules
- 179 Board's power to give directions to the Tribunal
- 180 Functions of the Tribunal

##### *Other lawyers*

- 181 Unqualified person not to pretend to be a barrister
- 182 Licensed conveyancers
- 183 Commissioners for oaths
- 184 Trade mark attorneys
- 185 Patent attorneys
- 186 Immigration advisers and immigration service providers
- 187 Claims management services

##### *Advocates and litigators*

- 188 Duties of advocates and litigators
- 189 Employed advocates

##### *Legal professional privilege*

- 190 Legal professional privilege

##### *Employees of housing management bodies*

- 191 Rights of audience etc of employees of housing management bodies

##### *Savings*

- 192 Powers of court in respect of rights of audience and conduct of litigation
- 193 Solicitors to public departments and the City of London

##### *Pro bono representation*

- 194 Payments in respect of pro bono representation

##### *Scotland*

- 195 Application of the Legal Profession and Legal Aid (Scotland) Act 2007
- 196 Scottish legal services ombudsman: functions

## **PART 9**

### **GENERAL**

##### *Offences*

- 197 Offences committed by bodies corporate and unincorporated bodies
- 198 Local weights and measures authorities



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### *Protected functions of the Lord Chancellor*

#### 199 Protected functions of the Lord Chancellor

##### *Notices etc*

- 200 Notices and directions
- 201 Documents
- 202 The giving of notices, directions and other documents
- 203 The giving of notices, directions and other documents in electronic form

##### *Orders, rules etc*

- 204 Orders, regulations and rules
- 205 Consultation requirements for rules
- 206 Parliamentary control of orders and regulations

##### *Interpretation*

- 207 Interpretation

##### *Miscellaneous and supplementary*

- 208 Minor and consequential provision etc
- 209 Transitional and transitory provision
- 210 Repeals
- 211 Commencement
- 212 Extent
- 213 Index of defined expressions
- 214 Short title

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## SCHEDULES

### SCHEDULE 1 — The Legal Services Board

#### *Membership*

- 1 (1) The Board is to consist of the following members—...
- 2 (1) In appointing persons as ordinary members the Lord Chancellor...
- 3 In appointing persons to be ordinary members, the Lord Chancellor...

#### *Terms of appointment and tenure of members*

- 4 An ordinary member is to hold and vacate office in...
- 5 (1) An ordinary member must be appointed for a fixed...
- 6 If an ordinary member who is a lay person becomes...
- 7 (1) An ordinary member may at any time—
- 8 The chairman ceases to be chairman upon ceasing to be...
- 9 Where a person ceases to be employed as Chief Executive,...

#### *Remuneration etc of members*

- 10 The chairman and other ordinary members are to be paid...
- 11 The terms of appointment of the chairman or any other...
- 12 If the Lord Chancellor thinks there are circumstances that make...

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### *Staff*

- 13 The Board must appoint a person as its Chief Executive....
- 14 The Board may appoint such other staff as it considers...
- 15 The Chief Executive and other staff are to be—
- 16 The terms and conditions on which the Chief Executive or...
- 17 The Board may pay compensation for loss of employment to...
- 18 A member of staff appointed under paragraph 14 may be...

### *Arrangements for assistance*

- 19 (1) The Board may make arrangements with such persons as...

### *Committees*

- 20 (1) The Board may establish committees. (2) Any committee so...

### *Proceedings*

- 21 (1) The Board may regulate its own procedure, and the...
- 22 The validity of any act of the Board is not...

### *Delegation of functions*

- 23 (1) The Board may authorise— (a) the chairman, the Chief...

### *Borrowing*

- 24 The Board is not to borrow money, except—

### *Accounts*

- 25 (1) The Board must— (a) keep proper accounts and proper...

### *Status*

- 26 (1) The Board is not to be regarded—

### *Application of seal and proof of instruments*

- 27 The application of the seal of the Board is to...
- 28 Any contract or instrument which, if entered into or executed...
- 29 A document purporting to be duly executed under the seal...

### *Disqualification*

- 30 (1) In Part 2 of Schedule 1 to the House...

### *Freedom of information*

- 31 In Part 6 of Schedule 1 to the Freedom of...

### *Public records*

- 32 In Schedule 1 to the Public Records Act 1958 (c....

### *Exemption from liability in damages*

- 33 (1) This paragraph applies to— (a) the Board,

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## SCHEDULE 2 — The reserved legal activities

### *Introduction*

- 1 This Schedule makes provision about the reserved legal activities.
- 2 In this Schedule “the appointed day” means the day appointed...

### *Rights of audience*

- 3 (1) A “right of audience” means the right to appear...

### *Conduct of litigation*

- 4 (1) The “conduct of litigation” means— (a) the issuing of...

### *Reserved instrument activities*

- 5 (1) “Reserved instrument activities” means— (a) preparing any instrument of...

### *Probate activities*

- 6 (1) “Probate activities” means preparing any probate papers for the...

### *Notarial activities*

- 7 (1) “Notarial activities” means activities which, immediately before the appointed...

### *Administration of oaths*

- 8 The “administration of oaths” means the exercise of the powers...

## SCHEDULE 3 — Exempt persons

### *Rights of audience*

- 1 (1) This paragraph applies to determine whether a person is...

### *Conduct of litigation*

- 2 (1) This paragraph applies to determine whether a person is...

### *Reserved instrument activities*

- 3 (1) This paragraph applies to determine whether a person is...

### *Probate activities*

- 4 (1) This paragraph applies to determine whether a person is...

### *Notarial activities*

- 5 (1) This paragraph applies to determine whether a person is...

### *Administration of oaths*

- 6 (1) This paragraph applies to determine whether a person is...

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*European lawyers*

- 7 A European lawyer (within the meaning of the European Communities...

*Employers etc acting through exempt person*

- 8 (1) This paragraph applies where— (a) a person (“P”) carries...

*Further exempt persons*

- 9 (1) The Lord Chancellor may, by order, amend this Schedule...

SCHEDULE 4 — Approved regulators

Part 1 — EXISTING REGULATORS

- 1 (1) Each body listed in the first column of the...  
2 (1) The regulatory arrangements of a listed body, as they...

Part 2 — DESIGNATION OF BODIES BY ORDER

*Application to the Board*

- 3 (1) This paragraph applies where a body wishes to authorise...

*Dismissal of application*

- 4 (1) The Board may refuse to consider, or to continue...

*Board's duty to seek advice*

- 5 (1) The Board must give each of the persons listed...

*Advice of Office of Fair Trading*

- 6 (1) The OFT must give the Board such advice as...

*Advice of the Consumer Panel*

- 7 (1) The Consumer Panel must give the Board such advice...

*Advice of selected consultees*

- 8 A selected consultee may give the Board such advice as...

*Advice of the Lord Chief Justice*

- 9 (1) The Board must give the Lord Chief Justice—

*Information obtained by consultees*

- 10 A person (“the consultee”) to whom a copy of the...

*Representations by applicant*

- 11 (1) The Board must give the applicant a copy of...

*Publication of advice and representations etc*

- 12 (1) The Board must, as soon as practicable after the...

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*Rules governing decisions by the Board*

13 (1) The Board must make rules specifying how it will...

*Determination of applications*

14 (1) After considering— (a) the application and accompanying material,  
15 (1) Where an application is made under this Part, the...

*Effect of grant of application*

16 (1) This paragraph applies where an application is granted in...

*Lord Chancellor's decision to make an order*

17 (1) Where a recommendation is made to the Lord Chancellor...

*Approval of regulatory arrangements*

18 (1) Where an order is made by the Lord Chancellor...  
Part 3 — ALTERATION OF APPROVED REGULATOR'S REGULATORY  
ARRANGEMENTS

*Requirement for approval*

19 (1) If an alteration is made of the regulatory arrangements...

*Application to Board*

20 (1) An application by an approved regulator for the Board...

*Initial determination*

21 (1) Where the Board has received an application under paragraph...

*Advice*

22 (1) Where the Board has given the approved regulator a...

*Representations by applicant*

23 (1) The Board must give the approved regulator a copy...

*Publication of advice and representations etc*

24 (1) The Board must, as soon as practicable after the...

*Decision by the Board*

25 (1) After considering— (a) the application and any accompanying  
material,...

*Failure to decide application during decision period*

26 (1) This paragraph applies where the Board gives an approved...

*Effect of grant of application*

27 (1) Where an application is granted under paragraph 21(1)(a) or...

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## SCHEDULE 5 — Authorised persons

### Part 1 — CONTINUITY OF RIGHTS

#### *Rights of audience and conduct of litigation*

- 1 (1) For the purposes of section 18 (authorised persons), in...

#### *Conveyancing services*

- 2 (1) For the purposes of section 18, in the case...

#### *Probate activities*

- 2A (1) This paragraph applies to a person who, immediately before...

### Part 2 — RIGHTS DURING TRANSITIONAL PERIOD

#### *The transitional period*

- 3 (1) In this Part of this Schedule references to “the...

#### *Barristers etc*

- 4 (1) During the transitional period, every barrister is deemed to...  
5 (1) During the transitional period, every registered European lawyer registered...  
6 During the transitional period members of the Bar not in...

#### *Solicitors etc*

- 7 (1) During the transitional period— (a) every qualified solicitor,  
8 (1) During the transitional period, every registered European lawyer registered...  
9 (1) During the transitional period, solicitors are to continue to...

#### *Legal Executives*

- 10 (1) During the transitional period, a person authorised by the...

#### *Licensed conveyancers*

- 11 (1) During the transitional period every individual who holds a...

#### *Notaries public*

- 12 (1) During the transitional period, every duly certificated notary is...  
13 (1) During the transitional period, a person (“P”) is an...

#### *Patent attorneys*

- 14 (1) During the transitional period, every registered patent attorney is...  
15 (1) During the transitional period registered patent attorneys are to...

#### *Trade mark attorneys*

- 16 (1) During the transitional period, every registered trade mark attorney...

#### *Law costs draftsmen*

- 17 (1) During the transitional period, every authorised member of the...

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- 18 (1) During the transitional period, a person (“P”) is an...  
Part 3 — INTERPRETATION  
19 In this Schedule— “the appointed day” means the day appointed...

#### SCHEDULE 6 — Alteration of reserved legal activities

##### *Introductory*

- 1 In this Schedule, in relation to an activity— “section 24...

##### *Requests for Board to hold a full investigation*

- 2 (1) A person may— (a) request the Board to hold...

##### *Board's duty to hold preliminary inquiries in certain cases*

- 3 (1) This paragraph applies where the Board receives a request...

##### *Board's power to hold preliminary inquiries in other cases*

- 4 (1) The Board may— (a) where it receives a request...

##### *Advice*

- 5 (1) Before determining whether it is appropriate to hold a...  
6 (1) Before determining whether it is appropriate to hold a...  
7 (1) The Board must consider, and publish, any advice given...

##### *Restrictions on refusing a paragraph 2 request*

- 8 (1) This paragraph applies where— (a) a request has been...

##### *Decision to hold investigation*

- 9 (1) This paragraph applies where the Board has decided, following...

##### *Duty to investigate and produce a provisional report within the investigation period*

- 10 (1) This paragraph applies where the Board has given notice...

##### *“The investigation period”*

- 11 (1) “The investigation period” means the period of 12 months...

##### *Supplementary provisions about the investigation*

- 12 (1) This paragraph applies for the purposes of investigations under...

##### *Consideration of the provisional report*

- 13 (1) The Board may make rules governing the making to...  
14 (1) For the purpose of making a decision under paragraph...  
15 The Board must, so far as is reasonably practicable, consider—...

##### *Duty to prepare final report within the final reporting period*

- 16 (1) After complying with paragraph 15, the Board must decide—...

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*“The final reporting period”*

17 (1) “The final reporting period” means the period of 3...

*Costs*

18 The Board may pay such costs of a person as...

SCHEDULE 7 — Directions: procedure

*Introductory*

1 This Schedule applies where the Board proposes giving a direction...

*Notification of the approved regulator*

2 (1) The Board must give the approved regulator a notice...

*Board's duty to seek advice*

3 (1) After complying with paragraph 2, the Board must give...

*Advice of the Lord Chancellor*

4 The Lord Chancellor must give the Board such advice as...

*Advice of Office of Fair Trading*

5 (1) The OFT must give the Board such advice as...

*Advice of the Consumer Panel*

6 (1) The Consumer Panel must give the Board such advice...

*Advice of selected consultees*

7 A selected consultee may give the Board such advice as...

*Advice of the Lord Chief Justice*

8 (1) The Board must give the Lord Chief Justice—

*Consultees' powers to request information*

9 A person (“the consultee”) to whom a copy of the...

*Representations by approved regulator*

10 (1) The Board must give the approved regulator a copy...

*Publication of advice etc*

11 (1) The Board must, as soon as practicable after the...

*Decision by the Board*

12 (1) After considering— (a) any advice duly given under paragraphs...

SCHEDULE 8 — Intervention directions: procedure

Part 1 — GIVING INTERVENTION DIRECTIONS



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*Introductory*

1 (1) This Part of this Schedule applies where the Board...

*Notification of the approved regulator*

2 (1) The Board must give the approved regulator a notice...

*Board's duty to seek advice*

3 (1) After complying with paragraph 2, the Board must give...

*Advice of the Lord Chancellor*

4 The Lord Chancellor must give the Board such advice as...

*Advice of Office of Fair Trading*

5 (1) The OFT must give the Board such advice as...

*Advice of the Consumer Panel*

6 (1) The Consumer Panel must give the Board such advice...

*Advice of selected consultees*

7 A selected consultee may give the Board such advice as...

*Advice of the Lord Chief Justice*

8 (1) The Board must give the Lord Chief Justice—

*Consultees' powers to request information*

9 A person (“the consultee”) to whom a copy of the...

*Representations by the approved regulator etc*

10 (1) The Board must— (a) give the approved regulator a...

*Further provision about publishing of advice and representations*

11 (1) Nothing in paragraph 10 operates— (a) to prevent a...

*Decision by the Board*

12 (1) After considering— (a) any advice duly given under paragraphs...  
Part 2 — REVOKING INTERVENTION DIRECTIONS

*Introductory*

13 (1) Where an intervention direction has effect in respect of...

*Board's duty to seek advice*

14 (1) Where the Board has received an application under paragraph...

*Advice of the Lord Chancellor*

15 The Lord Chancellor must give the Board such advice as...

*Status: Point in time view as at 01/01/2011.*

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*Advice of Office of Fair Trading*

16 (1) The OFT must give the Board such advice as...

*Advice of the Consumer Panel*

17 (1) The Consumer Panel must give the Board such advice...

*Advice of the selected consultees*

18 A selected consultee may give the Board such advice as...

*Advice of the Lord Chief Justice*

19 (1) The Board must give the Lord Chief Justice—

*Information obtained by consultees*

20 A person to whom a copy of the application or...

*Representations by approved regulator etc*

21 (1) The Board must— (a) give the approved regulator a...

*Further provision about publishing advice and representations*

22 (1) Nothing in paragraph 21 operates— (a) to prevent a...

*Decision by the Board*

23 (1) After considering— (a) in a case within paragraph 13(1)(a),...

SCHEDULE 9 — Cancellation of designation as approved regulator

*Introductory*

1 This Schedule applies where the Board considers that it may...

*Notification of the approved regulator*

2 (1) The Board must give the approved regulator a notice...

*Board's duty to seek advice*

3 (1) After complying with paragraph 2, the Board must give...

*Advice of Office of Fair Trading*

4 (1) The OFT must give the Board such advice as...

*Advice of the Consumer Panel*

5 (1) The Consumer Panel must give the Board such advice...

*Advice of selected consultees*

6 A selected consultee may give the Board such advice as...

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*Advice of the Lord Chief Justice*

7 (1) The Board must give the Lord Chief Justice—

*Information obtained by consultees*

8 A person (“the consultee”) to whom a copy of the...

*Representations by the approved regulator etc*

9 (1) The Board must— (a) give the approved regulator a...

*Publication of advice etc*

10 (1) Nothing in paragraph 9 operates— (a) to prevent a...

*Decision by the Board*

11 (1) After considering— (a) any advice duly given under paragraphs...

SCHEDULE 10 — Designation of approved regulators as licensing authorities  
Part 1 — DESIGNATION OF APPROVED REGULATORS BY ORDER

*Application to the Board*

1 (1) This paragraph applies where a body wishes to become...

*Dismissal of application*

2 (1) The Board may refuse to consider, or to continue...

*Board's duty to seek advice*

3 (1) The Board must give each of the persons listed...

*Advice of Office of Fair Trading*

4 (1) The OFT must give the Board such advice as...

*Advice of the Consumer Panel*

5 (1) The Consumer Panel must give the Board such advice...

*Advice of selected consultees*

6 A selected consultee may give the Board such advice as...

*Advice of the Lord Chief Justice*

7 (1) The Board must give the Lord Chief Justice—

*Information obtained by consultees*

8 A person (“the consultee”) to whom a copy of the...

*Representations by applicant*

9 (1) The Board must give the applicant a copy of...

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*Publication of advice and representations etc*

- 10 (1) The Board must, as soon as practicable after the...

*Rules governing decisions by the Board*

- 11 (1) The Board must make rules specifying how it will...

*Determination of applications*

- 12 (1) After considering— (a) the application and accompanying material,  
13 (1) Where an application is made under this Part, the...

*Effect of grant of application*

- 14 (1) This paragraph applies where an application is granted in...

*Lord Chancellor's decision to make an order*

- 15 (1) Where a recommendation is made to the Lord Chancellor...

*Approval of licensing rules*

- 16 (1) Where an order is made by the Lord Chancellor...  
Part 2 — CANCELLATION OF DESIGNATION BY ORDER

*Introductory*

- 17 This Part of this Schedule applies where the Board considers...

*Notification of the licensing authority*

- 18 (1) The Board must give the licensing authority a notice...

*Board's duty to seek advice*

- 19 (1) After complying with paragraph 18, the Board must give...

*Advice of Office of Fair Trading*

- 20 (1) The OFT must give the Board such advice as...

*Advice of the Consumer Panel*

- 21 (1) The Consumer Panel must give the Board such advice...

*Advice of selected consultees*

- 22 A selected consultee may give the Board such advice as...

*Advice of the Lord Chief Justice*

- 23 (1) The Board must give the Lord Chief Justice—

*Information obtained by consultees*

- 24 A person (“the consultee”) to whom a copy of the...

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*Representations by the approved regulator etc*

- 25 (1) The Board must— (a) give the licensing authority a...

*Publication of advice etc*

- 26 (1) Nothing in paragraph 25 operates— (a) to prevent a...

*Decision by the Board*

- 27 (1) After considering— (a) any advice duly given under paragraphs...

SCHEDULE 11 — Licensing rules

Part 1 — LICENSING PROCEDURE

*Applications for licences*

- 1 (1) Licensing rules must make provision about the form and...

*Determination of applications*

- 2 (1) Licensing rules must make the following provision about the...

*Review of determination*

- 3 Licensing rules must make provision for review by the licensing...

*Period of licence and renewal*

- 4 (1) The licensing rules may make provision—

*Continuity of licences*

- 5 (1) Licensing rules may make provision about the effect, on...

*Modification of licences*

- 6 (1) Licensing rules must make provision about the form and...

*Modifications under section 106 or 107*

- 7 (1) Licensing rules must make provision about the form and...

- 8 (1) Licensing rules must make the following provision in relation...

Part 2 — STRUCTURAL REQUIREMENTS

*Management*

- 9 (1) Licensing rules must require a licensed body to comply...

- 10 (1) Licensing rules may make further provision as to—

*Head of Legal Practice*

- 11 (1) Licensing rules must include the following requirements.

- 12 (1) Licensing rules must make provision— (a) about the procedures...

*Head of Finance and Administration*

- 13 (1) Licensing rules must include the following requirements.

- 14 (1) Licensing rules must make provision— (a) about the procedures...

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### Part 3 — PRACTICE REQUIREMENTS

#### *Practising address*

- 15 (1) Licensing rules must require a licensed body, other than...

#### *Licensed activities*

- 16 Licensing rules must provide that a licensed body may carry...

#### *Compliance with regulatory arrangements etc*

- 17 (1) Licensing rules must include the following provision.

#### *Disqualified employees*

- 18 (1) Licensing rules must include the following requirement.

#### *Indemnification arrangements and compensation arrangements*

- 19 (1) For the purpose of giving effect to indemnification arrangements...

#### *Accounts*

- 20 (1) The licensing rules must make provision as to the...

### Part 4 — REGULATION

#### *Fees*

- 21 (1) The licensing rules must require licensed bodies to pay...

#### *Financial penalties*

- 22 The licensing rules must make provision as to—

#### *Disqualifications*

- 23 (1) Licensing rules must make provision as to the criteria...

#### *Suspension or revocation of licence under section 101*

- 24 (1) Licensing rules must make the following provision.  
25 Licensing rules may make provision about other circumstances in which...  
26 (1) Licensing rules must make provision about the criteria and...

### SCHEDULE 12 — Entitlement to make an application for a licence to the Board

#### *Application to Board*

- 1 (1) A licensable body may apply to the Board for...

#### *Board's decision on an application under paragraph 1*

- 2 (1) On an application under paragraph 1 the Board must,...

#### *Licensing authority's duty to make relevant determinations*

- 3 (1) A licensable body may apply to each competent licensing...

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*“The Board”*

- 4 In this Schedule references to the Board, unless otherwise stated,...

*“Competent licensing authority”*

- 5 “Competent licensing authority”, in relation to a licensable body, means...

*“Potentially competent licensing authority”*

- 6 (1) “Potentially competent licensing authority”, in relation to a licensable...

*“Suitable regulatory arrangements”*

- 7 (1) “Suitable regulatory arrangements”, in relation to a licensable body...

SCHEDULE 13 — Ownership of licensed bodies

Part 1 — INTRODUCTORY

*Restricted interests subject to approval*

- 1 (1) The holding by a non-authorised person of a restricted...

*Restricted interest*

- 2 (1) “Restricted interest” means each of the following—

*Material interest*

- 3 (1) For the purposes of this Part of this Act,...

*Controlled interest*

- 4 (1) For the purposes of this Schedule, a person holds...

*Associates, parent undertakings and voting power*

- 5 (1) For the purposes of this Schedule “associate”, in relation...

*The approval requirements*

- 6 (1) For the purposes of this Schedule, the approval requirements...

*Approval of multiple restricted interests*

- 7 (1) This paragraph applies if a person (“P”) holds a...

*Board's power to prescribe rules*

- 8 In this Schedule “prescribed” means prescribed by rules made by...

*Lord Chancellor's power to modify*

- 9 The Lord Chancellor may, on the recommendation of the Board,...

Part 2 — APPROVAL OF RESTRICTED INTERESTS ON APPLICATION FOR LICENCE

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*Requirement to identify non-authorised persons*

- 10 (1) Where a body applies to a licensing authority for...
- 11 (1) It is an offence for a person to fail...
- 12 (1) This paragraph applies if a person under a duty...

*Requirement to notify non-authorised persons*

- 13 (1) Where an applicant for a licence identifies a non-authorised...

*Licensing authority's power to require information*

- 14 (1) A licensing authority may require a non-authorised person identified...

*Licence may not be granted unless non-authorised persons approved*

- 15 (1) This paragraph applies where an applicant for a licence...

*Unconditional approval of notified interest*

- 16 (1) If the licensing authority is satisfied that the approval...

*Conditional approval of notified interest*

- 17 (1) If the licensing authority is not satisfied that the...
- 18 (1) The investor and the applicant may before the end...

*Objection to notified interest*

- 19 (1) If the licensing authority is not satisfied that the...
- 20 (1) The investor and the applicant may before the end...

Part 3 — APPROVAL OF RESTRICTED INTERESTS AFTER LICENCE IS ISSUED

**POWERS OF LICENSING AUTHORITY IN RELATION TO CHANGE OF INTERESTS**

*Continuing notification requirements*

- 21 (1) This paragraph applies where a non-authorised person (“the investor”)—...

*Offences in connection with paragraph 21*

- 22 (1) It is an offence for a person to fail...
- 23 (1) This paragraph applies if a person under the duty...
- 24 (1) It is an offence for a non-authorised person, who...

*Duty of licensing authority following notification etc.*

- 25 (1) The relevant licensing authority must— (a) following receipt of...

*Licensing authority's power to require information*

- 26 (1) A licensing authority may require the investor to provide...

*Unconditional approval of notifiable interest*

- 27 (1) If the licensing authority is satisfied that the approval...



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*Conditional approval of notifiable interest*

- 28 (1) If the licensing authority is not satisfied that the...  
29 (1) The investor and the licensed body may before the...

*Duration of unconditional or conditional approval*

- 30 In a case within paragraph 21(1)(a), the licensing authority's approval...

*Objection to acquisition of notifiable interest*

- 31 (1) If the licensing authority is not satisfied that the...  
32 (1) The investor and the licensed body may before the...

**POWERS OF LICENSING AUTHORITY WHERE NO CHANGE OF INTERESTS**

*Imposition of conditions (or further conditions) on existing restricted interest*

- 33 (1) The relevant licensing authority may impose conditions (or further...  
34 (1) The person and the licensed body may before the...

*Variation and cancellation of conditions*

- 35 (1) A person whose holding of a restricted interest in...

*Objection to existing restricted interest*

- 36 (1) The relevant licensing authority may object to a person's...  
37 (1) The person and the licensed body may before the...

Part 4 — ADDITIONAL RESTRICTIONS

*Power to impose share limit, voting limit etc*

- 38 (1) Licensing rules may provide that— (a) a non-authorised person...

*Obligation to notify where share limit or voting limit exceeded*

- 39 (1) This paragraph applies in relation to a licensed body,...  
40 (1) This paragraph applies if a person under the duty...

Part 5 — ENFORCEMENT

**DIVESTITURE**

*The divestiture condition*

- 41 (1) The divestiture condition is satisfied in relation to a...  
42 (1) If the relevant licensing rules make the provision mentioned...

*Application for divestiture*

- 43 (1) If the divestiture condition is satisfied in relation to...

*Restriction notice*

- 44 (1) A restriction notice is a notice directing that such...

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### *Divestiture by High Court*

- 45 (1) If the divestiture condition is satisfied by virtue of...

### **CONDITIONS**

#### *Enforcement of conditions*

- 46 (1) If a person holds a restricted interest in a...

### **RECORDS OF DECISIONS**

#### *Duty to notify Board of decisions under this Schedule*

- 47 (1) The relevant licensing authority must notify the Board where—...  
48 (1) A licensing authority must notify the Board where under...

#### *Power to notify Board where share limit or voting limit breached*

- 49 (1) This paragraph applies if the relevant licensing rules make...  
50 (1) The person concerned and the licensed body may before...

#### *Board's list of persons subject to objections and conditions*

- 51 (1) The Board must keep a list of the persons...

### SCHEDULE 14 — Licensing authority's powers of intervention

#### *Introductory*

- 1 (1) This Schedule applies— (a) where, in relation to a...

#### *Money: prohibition on payment*

- 2 (1) The licensing authority may apply to the High Court...

#### *Money etc: vesting in licensing authority*

- 3 (1) The sums of money to which this paragraph applies, ...  
4 (1) Any rights to which this paragraph applies shall vest...  
5 (1) If the licensing authority takes possession of any sum...  
6 (1) The licensing authority may make rules governing its treatment...

#### *Money: information*

- 7 (1) The licensing authority may apply to the High Court...

#### *Notice to produce or deliver documents*

- 8 (1) The licensing authority may give notice to the licensed...

#### *Order to produce or deliver documents*

- 9 (1) The High Court may, on the application of the...

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*Taking possession of documents etc under notice or order*

- 10 (1) This paragraph applies where the licensing authority takes possession...

*Mail and other forms of communication*

- 11 (1) The High Court, on the application of the licensing...

*Use of documents in licensing authority's possession*

- 12 (1) The licensing authority may apply to the High Court...  
13 (1) The licensing authority may take copies of or extracts...

*Trusts*

- 14 (1) If the licensed body is a trustee of any...

*General powers of licensing authority*

- 15 The powers conferred by this Schedule in relation to sums...  
16 The licensing authority may do all things which are reasonably...

*Licensing authority's costs*

- 17 (1) Any costs incurred by the licensing authority for the...  
18 (1) The High Court, on the application of the licensing...

SCHEDULE 15 — The Office for Legal Complaints

*Membership*

- 1 (1) The OLC is to consist of the following members—...  
2 (1) In appointing members of the OLC, the Board must...  
3 (1) An ombudsman may be a member (but not chairman)...  
4 In appointing members of the OLC, the Board must have...

*Terms of appointment and tenure of members*

- 5 A member of the OLC is to hold and vacate...  
6 (1) A member of the OLC must be appointed for...  
7 If a member of the OLC who is a lay...  
8 (1) A member may at any time—  
9 The chairman ceases to be chairman upon ceasing to be...

*Remuneration etc of members*

- 10 The chairman and other members of the OLC are to...  
11 The terms of appointment of the chairman or any other...  
12 If the Board thinks there are circumstances that make it...

*Staff*

- 13 The OLC may appoint such staff as it considers appropriate...  
14 Staff appointed under paragraph 13 are to be—  
15 A member of staff appointed under paragraph 13 may be...  
16 The terms and conditions on which an ombudsman, or any...  
17 The OLC may pay compensation for loss of employment to...

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*Arrangements for assistance*

- 18 (1) The OLC may make arrangements with such persons as...

*Committees*

- 19 (1) The OLC may establish committees. (2) Any committee so...

*Proceedings*

- 20 (1) The OLC may regulate its own procedure, and the...  
21 The validity of any act of the OLC is not...

*Delegation of functions*

- 22 (1) The OLC may authorise— (a) the chairman or any...

*Budget*

- 23 (1) The OLC must, before the start of each financial...

*Land*

- 24 (1) During the initial 5 year period, the OLC must...

*Borrowing*

- 25 (1) The OLC must not borrow money, except—

*Accounts*

- 26 (1) The OLC must— (a) keep proper accounts and proper...

*Status*

- 27 (1) The OLC is not to be regarded—

*Application of seal and proof of instruments*

- 28 The application of the seal of the OLC is to...  
29 Any contract or instrument which, if entered into or executed...  
30 A document purporting to be duly executed under the seal...

*Disqualification*

- 31 (1) In Part 2 of Schedule 1 to the House...

*Freedom of information*

- 32 In Part 6 of Schedule 1 to the Freedom of...

*Public records*

- 33 In Schedule 1 to the Public Records Act 1958 (c....

*Exemption from liability in damages*

- 34 (1) This paragraph applies to— (a) the OLC,

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SCHEDULE 16 — The Law Society, solicitors, recognised bodies and foreign lawyers

Part 1 — THE SOLICITORS ACT 1974 (C. 47)

- 1 The Solicitors Act 1974 is amended in accordance with this...
- 2 In section 1A (practising certificates: employed solicitors)—
- 3 After section 1A insert— Restriction on practice as sole solicitor...
- 4 In section 2 (training regulations)— (a) in subsection (1) omit...
- 5 In section 3 (admission as solicitor), in subsection (2)—
- 6 In section 6 (keeping of the roll) omit subsections (2)...
- 7 In section 7 (entry of name and restoration of name...
- 8 (1) Section 8 (removal or restoration of name at solicitor's...
- 9 For sections 9 and 10 (applications for and issue of...
- 10 After section 10 (as inserted by paragraph 9) insert— Register...
- 11 For section 11 (fee payable on issue of practising certificate)...
- 12 Omit section 12 (discretion of Society with respect to issue...
- 13 Omit section 12A (additional fee payable by certain solicitors on...
- 14 For section 13 (appeals in connection with issue of practising...
- 15 After section 13 insert— Application to practise as sole practitioner...
- 16 (1) Section 13A (imposition of conditions while practising certificates are...
- 17 In section 13B (suspension of practising certificates where solicitors convicted...
- 18 Omit section 14 (commencement, expiry and replacement of practising certificates)...
- 19 In section 15 (suspension of practising certificates), in subsection (1A) —...
- 20 (1) Section 16 (duration of suspension of practising certificates) is...
- 21 In section 17 (publicity in relation to suspension of practising...
- 22 After section 17 insert— Suspension of sole solicitor endorsement (1) The making by the Tribunal or by the court...
- 23 For section 18 (evidence as to holding of practising certificates)...
- 24 Omit section 19 (rights of practising and rights of audience)...
- 25 For section 20 (unqualified person not to act as solicitor)...
- 26 Omit— (a) sections 22 and 22A (unqualified person not to...
- 27 In section 24 (application of penal provisions to body corporate)...
- 28 In section 26 (time limit for commencement of certain proceedings)...
- 29 Omit section 27 (saving for persons authorised to conduct legal...
- 30 (1) Section 28 (regulations) is amended as follows.
- 31 (1) Section 31 (rules as to professional practice, conduct and...
- 32 (1) Section 32 (accounts rules and trust accounts rules) is...
- 33 (1) Section 33 (interest on clients' money) is amended as...
- 34 (1) Section 33A (inspection of practice bank accounts etc) is...
- 35 (1) Section 34 (accountants' reports) is amended as follows.
- 36 After section 34 insert— Sole solicitors Employees of solicitors (1) Rules made by the Society may provide for any...
- 37 For section 36 (compensation fund) substitute— Compensation grants (1) The Society may make rules concerning the grant of...
- 38 In section 37 (professional indemnity)— (a) in subsection (1) for...
- 39 Omit section 37A (redress for inadequate professional services).
- 40 Omit section 40 (solicitor not to commence or defend actions...
- 41 (1) Section 41 (employment by solicitor of person struck off...
- 42 (1) Section 43 (control of solicitors' employees and consultants) is...
- 43 In section 44 (offences in connection with orders under section...

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- 44 For section 44B (examination of files) substitute— Provision of information...
- 45 For section 44C (payment of costs of investigations) substitute— Power...
- 46 After that section insert— Disciplinary powers of the Society Disciplinary...
- 47 (1) Section 46 (solicitors disciplinary tribunal) is amended as follows....
- 48 After that section insert— Funding of the Tribunal (1) The Tribunal must submit to the Society in respect...
- 49 In section 47 (jurisdiction and powers of Tribunal)—
- 50 In section 48 (orders of Tribunal)— (a) in subsection (2)(b)—...
- 51 (1) Section 49 (appeals from Tribunal) is amended as follows....
- 52 After that section insert— Appeals to the Tribunal instead of...
- 53 In section 54 (restrictions on powers to strike names off...
- 54 (1) Section 56 (orders as to remuneration for non-contentious business)...
- 55 In section 57 (non-contentious business agreements)— (a) in subsection (2)...
- 56 In section 60 (effect of contentious business agreements)—
- 57 In section 61 (enforcement of contentious business agreements)—
- 58 In section 62 (contentious business agreements by certain representatives)—
- 59 In section 63 (effect on contentious business agreement of death...
- 60 In section 64 (form of bill of costs for contentious...
- 61 In section 65 (security for costs and termination of retainer),...
- 62 In section 66 (taxations with respect to contentious business)—
- 63 In section 67 (inclusion of disbursements in bill of costs),...
- 64 (1) Section 69 (action to recover solicitor's costs) is amended...
- 65 In section 70 (taxation on application of party chargeable or...
- 66 In section 71 (taxation on application of third parties)—
- 67 In section 72 (supplementary provisions as to taxations)—
- 68 In section 73 (charging orders), in subsection (1)—
- 69 In section 74 (special provisions as to contentious business done...
- 70 Omit the following provisions— section 76 (non-practising solicitors eligible for...
- 71 For section 79 (committees and sub-committees of the Council) substitute—...
- 72 In section 80 (powers to act on behalf of Society)—...
- 73 Omit sections 81 and 81A (administration of oaths and taking...
- 74 Before section 87 (interpretation) insert— Rules (1) Rules made by the Society under this Act may...
- 75 In section 87(1) (interpretation)— (a) in the definition of “client...
- 76 In section 89 (consequential amendments etc.), omit subsection (7).
- 77 (1) Schedule 1 (intervention in solicitor's practice) is amended as...
- 78 Omit Schedule 1A (inadequate professional services).
- 79 Omit Schedule 2 (the compensation fund).  
Part 2 — THE ADMINISTRATION OF JUSTICE ACT 1985 (C. 61)
- 80 The Administration of Justice Act 1985 is amended in accordance...
- 81 (1) Section 9 (incorporated practices) is amended as follows.
- 82 After that section insert— Legal services bodies (1) For the purposes of section 9, a “legal services...
- 83 (1) Section 10 (penalty for pretending to be a body...

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- 84 (1) Section 43 (jurisdiction and powers of Solicitors Disciplinary Tribunal...
  - 85 In the title of Schedule 2, for “Incorporated practices” substitute...
  - 86 In paragraph 1 of that Schedule (interpretation)—
  - 87 For paragraph 2 of that Schedule (appeal against refusal of...
  - 88 For paragraph 3 of that Schedule (accounts rules) substitute— (1) This paragraph applies where rules made under section 32(1)...
  - 89 In paragraph 4 of that Schedule (interest on clients' money)—...
  - 90 After that paragraph insert— Where rules made under section 32 of the 1974 Act...
  - 91 For paragraph 4A of that Schedule (inspection of bank accounts)...
  - 92 For paragraph 5 of that Schedule (accountants' reports) substitute— Where rules made under section 34 of the 1974 Act...
  - 93 After that paragraph insert— Where rules made under section 34 of the 1974 Act...
  - 94 For paragraph 6 of that Schedule (compensation fund) substitute— (1) Section 36 of the 1974 Act applies in relation...
  - 95 In paragraph 7 of that Schedule (solicitor who is justice...
  - 96 In paragraph 9 of that Schedule (restriction on employment of...
  - 97 In paragraph 10 of that Schedule (failure to disclose striking...
  - 98 Omit paragraph 11 of that Schedule (control of employment of...
  - 99 Omit paragraph 12 of that Schedule (offences in connection with...
  - 100 Omit paragraph 13 of that Schedule (redress for inadequate professional...
  - 101 For paragraph 14 of that Schedule (examination of files) substitute—...
  - 102 For paragraph 14A of that Schedule (payment of costs of...
  - 103 After that paragraph insert— Disciplinary powers of the Society (1) This paragraph applies where the Society is satisfied that...
  - 104 In paragraph 16 of that Schedule (complaints to Tribunal with...
  - 105 In paragraph 17 of that Schedule (procedure on applications and...
  - 106 In paragraph 18 of that Schedule (powers of Tribunal with...
  - 107 After that paragraph insert— (1) Where, on the hearing of any complaint made to...
  - 108 In paragraph 20 of that Schedule (powers of Tribunal in...
  - 109 In paragraph 21 of that Schedule (revocation of recognition by...
  - 110 In paragraph 23 (orders as to remuneration for non-contentious business)—...
  - 111 For paragraph 24 of that Schedule (effect of contentious business...
  - 112 In paragraph 25 of that Schedule (effect of supervening incapacity...
  - 113 In paragraph 26 of that Schedule (taxations with respect to...
  - 114 In paragraph 28 (power of court to order recognised body...
  - 115 For paragraph 29 of that Schedule (actions to recover costs)...
  - 116 In paragraph 30 (power of Society to inspect files relating...
  - 117 In paragraph 31 of that Schedule (bank accounts)—
  - 118 After that paragraph insert— Where rules made under section 32(1) of the 1974 Act...
  - 119 (1) Paragraph 32 of that Schedule (intervention by Society) is...
  - 120 For paragraph 33 of that Schedule (further grounds for intervention)—...
  - 121 In paragraph 34 of that Schedule (powers of intervention on...
  - 122 In paragraph 35 of that Schedule (provision relating to the...
  - 123 In paragraph 36 of that Schedule (privilege from disclosure etc)—...
- Part 3 — THE COURTS AND LEGAL SERVICES ACT 1990 (C. 41)
- 124 The Courts and Legal Services Act 1990 is amended in...

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- 125 In section 89 (foreign lawyers: recognised bodies and partnerships with...
- 126 Schedule 14 to that Act (foreign lawyers: partnerships and recognised...
- 127 In paragraph 1 (interpretation) omit the definitions of “the Council”...
- 128 In paragraph 2 (application for registration)— (a) for “Council” in...
- 129 After paragraph 2 insert— (1) The Society may direct that a foreign lawyer's registration...
- 130 In paragraph 3 (duration of registration) in sub-paragraphs (2) and...
- 131 In paragraph 5 (intervention in practices)— (a) in sub-paragraph (3)(a)...
- 132 For paragraph 6 (compensation fund) substitute— Section 36 of the 1974 Act applies in relation to...
- 133 For paragraph 7 (contributions to fund) substitute— Section 36A(2) and (3) of the 1974 Act applies in...
- 134 For paragraph 8 (accountants' reports) substitute — Section 34 of the Act of 1974 applies in relation...
- 135 In paragraph 14 (appeal against conditions or refusals)—
- 136 In paragraph 15 (jurisdiction and powers of disciplinary tribunal)—
- 137 In paragraph 16(2) (foreign lawyers assisting Tribunal) for “Master of...
- 138 In paragraph 17 (appeals from Tribunal)— (a) in sub-paragraph (1)...

#### SCHEDULE 17 — Licensed conveyancing

##### Part 1 — ADMINISTRATION OF JUSTICE ACT 1985 (C. 61)

- 1 Part 2 of the Administration of Justice Act 1985 (licensed...
- 2 In section 11 (provision of conveyancing services by licensed conveyancers)—...
- 3 In section 12 (establishment of the Council), omit subsection (2)....
- 4 (1) Section 15 (issue of licences by Council) is amended...
- 5 (1) Section 16 (conditional licences) is amended as follows.
- 6 After section 16 insert— Additional fee payable by certain persons...
- 7 (1) Section 17 (imposition of conditions during currency of licence)...
- 8 After section 17 insert— Variation of conditions (1) This section applies where a licensed conveyancer's licence has...
- 9 In section 18 (suspension or termination of licences), after subsection...
- 10 In section 20 (rules as to professional practice, conduct and...
- 11 In section 22 (keeping of accounts and establishment of client...
- 12 (1) Section 24 (preliminary investigation of disciplinary cases) is amended...
- 13 After section 24 insert— Determination of allegations by Investigating Committee...
- 14 In section 25 (the Discipline and Appeals Committee), in subsection...
- 15 (1) Section 26 (proceedings in disciplinary cases) is amended as...
- 16 In section 27 (removal of disqualification from holding a licence),...
- 17 In section 28 (revocation of licence on grounds of fraud...
- 18 In section 29 (appeals from decisions of Council in relation...
- 19 (1) Section 31 (application of Schedule 5) is amended as...
- 20 (1) Section 32 (provision of conveyancing services by recognised bodies)...
- 21 After section 32 (provision of conveyancing by recognised bodies) insert—...
- 22 For section 33 (legal professional privilege), substitute— Legal professional privilege...
- 23 After that section insert— Administration of oaths by licensed conveyancers...



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- 24 In section 34 (modification of existing enactments relating to conveyancing...
  - 25 In section 35 (penalty for pretending to be a licensed...
  - 26 In section 36 (offences by bodies corporate)—
  - 27 In section 38 (rules)— (a) omit subsection (1), and
  - 28 In section 39(1) (interpretation of Part 2)—
  - 29 (1) Schedule 3 (Council for Licensed Conveyancers: supplementary provisions) is...
  - 30 (1) Schedule 4 (the Discipline and Appeals Committee: supplementary provisions)...
  - 31 (1) Schedule 5 (intervention in licensed conveyancer's practice) is amended...
  - 32 (1) Schedule 6 (bodies recognised under section 32: supplementary provisions)...
- Part 2 — COURTS AND LEGAL SERVICES ACT 1990 (C. 41)
- 33 The Courts and Legal Services Act 1990 is amended in...
  - 34 (1) Section 53 (the Council for Licensed Conveyancers) is amended...
  - 35 (1) Schedule 8 (licensed conveyancers) is amended as follows.

SCHEDULE 18 — Immigration advice and immigration services  
Part 1 — QUALIFYING REGULATORS

*Designation orders*

- 1 In this Part of this Schedule “designation order” means an...

*Continuity of existing rights*

- 2 Each of the following bodies is a qualifying regulator for...

*Application to become a qualifying regulator*

- 3 (1) This paragraph applies where a body wishes to become...

*Consultation and representations*

- 4 Paragraphs 4 to 12 of Schedule 4 (consultation requirements etc...

*Determination of application*

- 5 (1) The Board must make rules specifying how it will...
- 6 (1) After considering— (a) the application and accompanying material,

*Effect of application*

- 7 (1) Where an application is granted under paragraph 6, the...

*Loss of qualifying regulator status*

- 8 (1) Where a qualifying regulator— (a) ceases to be an...  
Part 2 — AMENDMENTS OF THE IMMIGRATION AND ASYLUM ACT 1999  
(C. 33)
- 9 The Immigration and Asylum Act 1999 is amended in accordance...
- 10 In section 82(1) (interpretation of Part 5), after the definition...
- 11 In section 83 (the Immigration Services Commissioner), after subsection (6)...

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- 12 (1) Section 84 (provision of immigration services) is amended as...
- 13 (1) Section 86 (designated professional bodies) is amended as follows....
- 14 After section 86 insert— Designated qualifying regulators (1)  
“Designated qualifying regulator” means a body which is a...
- 15 (1) Section 90 (orders by disciplinary bodies) is amended as...
- 16 In section 166(4) (orders requiring approval by Parliament), after  
paragraph...
- 17 (1) Schedule 5 (the Immigration Services Commissioner) is amended  
as...

### Part 3 — TRANSITIONAL PROVISION

#### *The transitional period*

- 18 (1) In this Part of this Schedule references to “the...

#### *Barristers etc*

- 19 (1) During the transitional period, every barrister is deemed to...
- 20 (1) During the transitional period, every registered European lawyer  
registered...

#### *Solicitors etc*

- 21 (1) During the transitional period, each of the following is...
- 22 (1) During the transitional period, every registered European lawyer  
registered...

#### *Legal Executives*

- 23 (1) During the transitional period, a person who is authorised...

### SCHEDULE 19 — Claims management services

- 1 The Compensation Act 2006 (c. 29) is amended in accordance...
- 2 (1) Section 4 (provision of regulated claims management services) is...
- 3 (1) Section 5 (the Regulator) is amended as follows.
- 4 In section 6 (exemptions) after subsection (3) insert—
- 5 (1) Section 7 (enforcement: offence) is amended as follows.
- 6 (1) Section 8 (enforcement: the Regulator) is amended as follows....
- 7 In section 9 (regulations), after subsection (2) insert—
- 8 (1) Section 11 (pretending to be authorised etc) is amended...
- 9 In section 13 (appeals and references to Claims Management Services...
- 10 In section 14 (interpretation), in the definition of “the Regulator”...
- 11 (1) The Schedule (claims management regulations) is amended as  
follows....

### SCHEDULE 20 — Amendments in relation to the Legal Profession and Legal Aid (Scotland) Act 2007 (asp 5)

#### *Solicitors (Scotland) Act 1980 (c. 46)*

- 1 (1) The Solicitors (Scotland) Act 1980 is amended as follows....

#### *Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 (c. 40)*

- 2 In the Law Reform (Miscellaneous Provisions) (Scotland) Act 1990,  
omit...

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## SCHEDULE 21 — Minor and consequential amendments

### *Public Notaries Act 1801 (c. 79)*

- 1 The Public Notaries Act 1801 is amended in accordance with...
- 2 In section 1 (no person to be created to act...
- 3 In section 14 (Act not to extend to certain persons),...

### *Public Notaries Act 1843 (c. 90)*

- 4 The Public Notaries Act 1843 is amended in accordance with...
- 5 After section 7 insert— Effect of admission or grant of...
- 6 In section 8 (Master of Faculties may issue commissions to...
- 7 Omit section 10 (offence of practising as notary without authorisation)....

### *Bills of Exchange Act 1882 (c. 61)*

- 8 The Bills of Exchange Act 1882 is amended in accordance...
- 9 In section 51 (noting or protest of bill), after subsection...
- 10 In section 94 (protest when notary not accessible)—

### *Commissioners for Oaths Act 1889 (c. 10)*

- 11 The Commissioners for Oaths Act 1889 is amended in accordance...
- 12 In section 1(3) (powers of commissioners for oaths) omit from...
- 13 In section 6 (powers as to oaths and notarial acts)...

### *Benefices Act 1898 (c. 48)*

- 14 In section 3 of the Benefices Act 1898 (appeal against...

### *Children and Young Persons Act 1933 (c. 12)*

- 15 The Children and Young Persons Act 1933 is amended in...
- 16 In section 37(1) (power to clear court while child or...
- 17 In section 43 (admission of deposition in evidence), for “counsel...
- 18 In section 47(2)(b) (procedure in youth courts), for “solicitors and...
- 19 In section 49(11) (restrictions on reports of proceedings), omit the...
- 20 In section 107 (interpretation), after the definition of “legal guardian”...

### *London Building Acts (Amendment) Act 1939 (c. xcvi)*

- 21 In section 115 of the London Building Acts (Amendment) Act...

### *Accommodation Agencies Act 1953 (c. 23)*

- 22 In section 1 of the Accommodation Agencies Act 1953 (illegal...

### *Geneva Conventions Act 1957 (c. 52)*

- 23 In section 3 of the Geneva Conventions Act 1957 (legal...

### *Horserace Betting Levy Act 1969 (c. 14)*

- 24 In section 4 of the Horserace Betting Levy Act 1969...

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*Taxes Management Act 1970 (c. 9)*

25 In section 20B of the Taxes Management Act 1970 (restrictions...

*Powers of Attorney Act 1971 (c. 27)*

26 In section 3 of the Powers of Attorney Act 1971...

*Poisons Act 1972 (c. 66)*

27 In section 9(7) of the Poisons Act 1972 (right to...

*Local Government Act 1972 (c. 70)*

28 In section 223 of the Local Government Act 1972 (appearance...

*Matrimonial Causes Act 1973 (c. 18)*

29 In section 6 of the Matrimonial Causes Act 1973 (attempts...

*Fair Trading Act 1973 (c. 41)*

30 In section 29 of the Fair Trading Act 1973 (powers...

*Consumer Credit Act 1974 (c. 39)*

31 In section 146 of the Consumer Credit Act 1974 (exceptions...

*Sex Discrimination Act 1975 (c. 65)*

32 In section 77 of the Sex Discrimination Act 1975 (validity...

*Bail Act 1976 (c. 63)*

33 The Bail Act 1976 is amended in accordance with paragraphs...

34 In section 3 (general provisions), in subsection (6)(e) for “an...

35 In section 5 (supplementary provisions about decisions on bail)—

*Race Relations Act 1976 (c. 74)*

36 The Race Relations Act 1976 is amended in accordance with...

37 In section 67A (national security: procedure), in subsection (3)(a) for...

38 In section 72 (validity and revision of contracts), in subsection...

39 In Schedule 1A (bodies and other persons subject to general...

*Patents Act 1977 (c. 37)*

40 In section 102 of the Patents Act 1977 (rights of...

*Estate Agents Act 1979 (c. 38)*

41 In section 11 of the Estate Agents Act 1979 (powers...

*Magistrates' Courts Act 1980 (c. 43)*

42 The Magistrates' Courts Act 1980 is amended in accordance with...

43 In section 144 (rule committee and rules of procedure)—

44 In section 150 (interpretation), in subsection (1), in the definition...

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*Supreme Court Act 1981 (c. 54)*

- 45 The Supreme Court Act 1981 is amended in accordance with...
- 46 In section 86 (Crown Court Rule Committee)—
- 47 In section 90(3B) (conduct of proceedings by Official Solicitor) for...

*Representation of the People Act 1983 (c. 2)*

- 48 The Representation of the People Act 1983 is amended in...
- 49 In section 86 (authorised excuses for failures as to return...
- 50 In section 156 (costs of trying election petition)—
- 51 In section 162 (member of legal and certain other professions)—...
- 52 In section 181 (Director of Public Prosecutions)—

*Mental Health Act 1983 (c. 20)*

- 53 The Mental Health Act 1983 is amended in accordance with...
- 54 In section 35 (remand to hospital for report on accused's...
- 55 In section 36 (removal of accused person to hospital for...
- 56 In section 38 (interim hospital orders), in subsection (2) for...
- 57 In section 52 (further provisions as to persons remanded by...
- 58 In section 54 (requirements as to medical evidence), in subsection...
- 59 In section 55 (interpretation of Part 3), in subsection (1)...
- 60 In section 78 (procedure of Mental Health Review Tribunals), in...

*County Courts Act 1984 (c. 28)*

- 61 In section 147 of the County Courts Act 1984 (interpretation),...

*Inheritance Tax Act 1984 (c. 51)*

- 62 In section 219 of the Inheritance Tax Act 1984 (power...

*Companies Act 1985 (c. 6)*

- 63 In Schedule 15D of the Companies Act 1985 (disclosures)—

*Prosecution of Offences Act 1985 (c. 23)*

- 64 In section 15 of the Prosecution of Offences Act 1985...

*Administration of Justice Act 1985 (c. 61)*

- 65 The Administration of Justice Act 1985 is amended in accordance...
- 66 In section 41 (application of disciplinary provisions to legal aid...
- 67 In section 69(2) (commencement) for “Secretary of State” substitute “...

*Social Security Act 1986 (c. 50)*

- 68 In section 56 of the Social Security Act 1986 (legal...

*Building Societies Act 1986 (c. 53)*

- 69 The Building Societies Act 1986 is amended in accordance with...
- 70 In section 52 (powers to obtain information and documents etc)—...
- 71 In section 67 (directors, etc, not to accept commission in...
- 72 In section 69 (disclosure and record of income of related...

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*Ministry of Defence Police Act 1987 (c. 4)*

73 In section 4 of the Ministry of Defence Police Act...

*Income and Corporation Taxes Act 1988 (c. 1)*

74 In the Income and Corporation Taxes Act 1988, in section...

*Copyright, Designs and Patents Act 1988 (c. 48)*

75 The Copyright, Designs and Patents Act 1988 is amended in...  
76 In section 276 (persons entitled to describe themselves as patent...  
77 In section 280 (privilege for communications with patent agents)—  
78 In section 281 (power of comptroller to refuse to deal...  
79 In section 286 (interpretation)— (a) for “agent” substitute “ attorney...  
80 Omit section 292 (rights and duties of registered patent agents...

*Law of Property (Miscellaneous Provisions) Act 1989 (c. 34)*

81 In section 1 of the Law of Property (Miscellaneous Provisions)...

*Companies Act 1989 (c. 40)*

82 In section 87 of the Companies Act 1989 (exceptions from...

*Courts and Legal Services Act 1990 (c. 41)*

83 The Courts and Legal Services Act 1990 is amended in...  
84 Omit the following provisions— (a) section 17 (the statutory objective...  
85 In section 31B (advocates and litigators employed by Legal Services...  
86 In section 31C (change of authorised body)—  
87 Omit sections 34 to 52 (extension of conveyancing services).  
88 Omit sections 54 and 55 (preparation of probate papers etc)...  
89 In section 60 (regulation of right of Scottish and Northern...  
90 After that section insert— Procedural requirements relating to  
recommendations for...  
91 Omit section 63 (legal professional privilege).  
92 Omit section 69 (exemption from liability for damages etc).  
93 Omit section 70 (offences).  
94 In section 71 (qualification for judicial and certain other appointments)  
—...  
95 In section 75 (judges etc barred from legal practice), after...  
96 Omit section 113 (administration of oaths and taking of affidavits)...  
97 (1) Section 119 (interpretation) is amended as follows.  
98 In section 120 (regulations and orders) omit—  
99 In section 125 (power to make provision consequential on provision...  
100 Omit the following provisions— (a) Schedule 4 (authorised bodies);  
101 In paragraph 17 of Schedule 19 (revocation of appointment under...

*Environmental Protection Act 1990 (c. 43)*

102 In section 114 (appointment etc of inspectors), in subsection (4)...

*Friendly Societies Act 1992 (c. 40)*

103 In section 62 of the Friendly Societies Act 1992 (powers...

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*Trade Union and Labour Relations Consolidation Act 1992 (c. 52)*

- 104 The Trade Union and Labour Relations Consolidation Act 1992 is...
- 105 In section 194 (offence of failure to notify), in subsection...
- 106 In section 216 (constitution and proceedings of court of inquiry)—...
- 107 In section 288 (restriction on contracting out), in subsection (4B)(a)...

*Finance Act 1993 (c. 34)*

- 108 In Schedule 21 of the Finance Act 1993 (oil taxation)—...

*Trade Marks Act 1994 (c. 26)*

- 109 The Trade Marks Act 1994 is amended in accordance with...
- 110 In section 52 (power to make provision in connection with...
- 111 In section 84 (unregistered persons not to be described as...
- 112 In section 86 (use of the term “trade mark attorney”)...
- 113 In section 87 (privilege for communications with registered trade mark...
- 114 In section 88 (power of registrar to refuse to deal...
- 115 In section 104 (index of defined expressions, in the entry...

*Criminal Justice and Public Order Act 1994 (c. 33)*

- 116 In section 38 of the Criminal Justice and Public Order...

*Environment Act 1995 (c. 25)*

- 117 In section 54 of the Environment Act 1995 (appearance in...

*Disability Discrimination Act 1995 (c. 50)*

- 118 In Part 1 of Schedule 3A to the Disability Discrimination...

*Police Act 1996 (c. 16)*

- 119 In section 84 of the Police Act 1996 (representation at...

*Employment Rights Act 1996 (c. 18)*

- 120 In section 203 of the Employment Rights Act 1996 (restrictions...

*Family Law Act 1996 (c. 27)*

- 121 In Schedule 4 of the Family Law Act 1996—

*Civil Procedure Act 1997 (c. 12)*

- 122 In section 2 of the Civil Procedure Act 1997 (Civil...

*Sexual Offences (Protected Material) Act 1997 (c. 39)*

- 123 In section 2 of the Sexual Offences (Protected Material) Act...

*National Minimum Wage Act 1998 (c. 39)*

- 124 The National Minimum Wage Act 1998 is amended in accordance...
- 125 In section 33 (proceedings for offences)— (a) in subsection (1)...
- 126 In section 49 (restrictions on contracting out) for subsection (7)(a)...

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*Access to Justice Act 1999 (c. 22)*

- 127 The Access to Justice Act 1999 is amended in accordance...
- 128 In section 16(4) (code of conduct) after “consult” insert “... ”
- 129 In section 44 (barristers employed by solicitors)—
- 130 In section 45 (fees on application for appointment as Queen's... )
- 131 In section 46 (Bar practising certificates)— (a) omit subsection (2)(b)...

*Youth Justice and Criminal Evidence Act 1999 (c. 23)*

- 132 In section 63 of the Youth Justice and Criminal Evidence...

*Criminal Justice and Court Services Act 2000 (c. 43)*

- 133 In section 15 of the Criminal Justice and Court Services...

*Finance Act 2002 (c. 23)*

- 134 The Finance Act 2002 is amended in accordance with paragraphs...
- 135 In Schedule 34 (stamp duty: withdrawal of group relief: supplementary... )
- 136 In Schedule 35 (stamp duty: withdrawal of relief for company... )

*Income Tax (Earnings and Pensions) Act 2003 (c. 1)*

- 137 In section 343 of the Income Tax (Earnings and Pensions)...

*Finance Act 2003 (c. 14)*

- 138 In Schedule 13 to the Finance Act 2003 (stamp duty... )

*Licensing Act 2003 (c. 17)*

- 139 The Licensing Act 2003 is amended in accordance with paragraphs...
- 140 In section 58 (meaning of “certified copy” in section 57... )
- 141 In section 95 (meaning of “certified copy” in section 94... )

*Courts Act 2003 (c. 39)*

- 142 The Courts Act 2003 is amended in accordance with paragraphs...
- 143 In section 70 (Criminal Procedure Rule Committee)—
- 144 (1) Section 77 (Family Procedure Rule Committee) is amended as...

*Criminal Justice Act 2003 (c. 44)*

- 145 The Criminal Justice Act 2003 is amended in accordance with...
- 146 In section 56 (interpretation of Part 8), in subsection (1),...
- 147 In section 159 (disclosure of pre-sentence reports etc), in subsection...
- 148 In section 160 (other reports of local probation boards and... )

*Children Act 2004 (c. 31)*

- 149 In section 37 of the Children Act 2004 (Welsh family... )

*Civil Partnership Act 2004 (c. 33)*

- 150 In section 42 of the Civil Partnership Act 2004 (attempts... )



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*Public Services Ombudsman (Wales) Act 2005 (c. 10)*

151 In section 13 of the Public Services Ombudsman (Wales) Act...

*Equality Act 2006 (c. 3)*

152 In Schedule 2 to the Equality Act 2006 (representations to...

*Natural Environment and Rural Communities Act 2006 (c. 16)*

153 In section 12(2) of the Natural Environment and Rural Communities...

*National Health Service Act 2006 (c. 41)*

154 In section 194(4) of the National Health Service Act 2006...

*National Health Service (Wales) Act 2006 (c. 42)*

155 In section 142(4) of the National Health Service (Wales) Act...

*Companies Act 2006 (c. 46)*

156 In Schedule 2 to the Companies Act 2006 (exceptions from...

*Income Tax Act 2007 (c. 3)*

157 The Income Tax Act 2007 is amended in accordance with...

158 In section 748 (power to obtain information)—

159 In section 749 (restrictions on particulars to be provided by...

160 In section 771 (power to obtain information)—

161 In section 788 (power to obtain information)—

*Tribunals, Courts and Enforcement Act 2007 (c. 15)*

162 (1) Section 51 of the Tribunals, Courts and Enforcement Act...

SCHEDULE 22 — Transitional and transitory provision

*Transitory power to modify the functions of bodies*

1 (1) Paragraphs 2 to 4 have effect until such time...

2 (1) The Lord Chancellor may by order modify, or make...

3 (1) This paragraph applies where a body makes a recommendation...

4 Paragraphs 2 and 3 apply in relation to the Solicitors...

*Approved regulators*

5 (1) Sub-paragraph (2) applies where during the pre-commencement period—

*Licensed Conveyancers*

6 (1) In this paragraph the transitional period means the period...

7 (1) This paragraph applies to any licence issued by the...

8 Until the repeal of paragraphs 17 and 19 of Schedule...

*Exercise of Board's functions pending appointment of Chief Executive*

9 (1) Until the first Chief Executive of the Board is...

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*Interim Chief Executive of the OLC*

- 10 (1) The Lord Chancellor may appoint a person as the...

*I Solicitors*

- 11 (1) Until such time as section 59(1) of the Constitutional...

*Solicitors Act 1974 (c. 47)*

- 12 (1) During the transitional period, the reference to an authorised...  
13 (1) During the transitional period, section 44B of the Solicitors...  
14 (1) During the transitional period, section 69 of the Solicitors...

*Recognised bodies*

- 15 (1) During the transitional period, any reference in sections 9,...  
16 (1) During the transitional period (within the meaning of paragraph...  
17 (1) During the relevant period, the legal professional privilege provisions...

*Functions transferred to the Lord Chancellor*

- 18 (1) This paragraph applies where, by virtue of an amendment...

SCHEDULE 23 — Repeals

SCHEDULE 24 — Index of defined expressions

**Status:**

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