

Status: This version of this provision no longer has effect.

Changes to legislation: There are currently no known outstanding effects for the Professions Supplementary to Medicine Act 1960, Paragraph 4. (See end of Document for details)

SCHEDULES

^{F1}SECOND SCHEDULE

Textual Amendments

- F1** Act repealed by 1999 c. 8, ss. 60(3), 65, Sch. 5 (the repeal being brought into force as regards Schs. 1, 2 on 1.4.2002 by S.I. 2002/1167, arts. 2, 4, 5)

PART II

PROCEDURE OF DISCIPLINARY COMMITTEES

- 4 (1) For the purpose of advising a disciplinary committee on questions of law arising in proceedings before it, there shall in all such proceedings be an assessor to the committee who shall be
- (a) a person who has a 10 year general qualification, within the meaning of section 71 of the Courts and Legal Services Act 1990;
 - (b) an advocate or solicitor in Scotland of at least 10 years' standing; or
 - (c) a member of the Bar of Northern Ireland or solicitor of the Supreme Court of Northern Ireland of at least 10 years' standing.
- (2) The power of appointing an assessor for a disciplinary committee shall be exercisable by the Council after consultation with the board concerned, but if no assessor appointed by the Council is available to act in any particular proceedings the committee may itself appoint an assessor qualified as aforesaid for those proceedings.
- (3) The Lord Chancellor may, by statutory instrument, make rules as to the functions of assessors appointed under this paragraph, and in particular such rules may contain provision for securing—
- (a) that where an assessor advises a disciplinary committee on any question of law as to evidence, procedure or any other matters specified by the rules, he shall do so in the presence of every party or person representing a party to the proceedings who appears thereat or, if the advice is tendered while the committee is deliberating in private, that every such party or person as aforesaid shall be informed what advice the assessor has tendered;
 - (b) that every such party or person as aforesaid shall be informed if in any case the committee does not accept the advice of the assessor on such a question as aforesaid,
- and may contain such incidental and supplementary provisions as the Lord Chancellor considers expedient.
- (4) Except in the case of an assessor appointed by the committee itself under subparagraph (2) above, an assessor may be appointed under this paragraph either

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generally or for any particular proceedings or class of proceedings, and shall hold and vacate office in accordance with the terms of the instrument under which he is appointed.

- (5) The relevant board may pay to an assessor appointed under this paragraph remuneration at such rates as may be determined by the Council with the consent of the Lord Chancellor.

Textual Amendments

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