
EXPLANATORY NOTE

(This note is not part of the Order)

This Order makes provision about the functions of the Chartered Institute of Legal Executives (CILEx). It modifies CILEx's functions both in its capacity as an approved regulator under the Legal Services Act 2007 and in its capacity as a designated qualifying regulator of immigration advice and immigration services under Part 5 of the Immigration and Asylum Act 1999 (c.33).

Article 2 enables CILEx to establish compensation arrangements, which are defined in section 21(2) of the Legal Services Act 2007 ("the Act"). Article 3 enables CILEx, by rules, to establish and maintain a compensation fund. Article 4 allows CILEx to make rules authorising it to take out and maintain a contract of insurance.

Article 5 applies Schedule 14 to the Act (licensing authority's powers of intervention), with modifications, to CILEx as an approved regulator and designated qualifying immigration regulator and to CILEx authorised entities. Schedule 14 contains provisions about the circumstances in which a licensing authority may intervene in a licensed body, and the powers that are exercisable upon intervention.

An impact assessment has been prepared for this instrument and can be found at www.legislation.gov.uk or obtained from the Head of Legal Services Policy, Law and Access to Justice Group, Ministry of Justice, 102 Petty France, London SW1H 9AJ.