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*Status: Point in time view as at 01/10/2013.*

*Changes to legislation: There are currently no known outstanding effects for the Crime and Courts Act 2013, Cross Heading: Requests for assistance under section 9(1) of the Senior Courts Act 1981. (See end of Document for details)*

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## SCHEDULES

### SCHEDULE 14

#### DEPLOYMENT OF THE JUDICIARY

##### PART 1

#### DEPLOYMENT UNDER SECTION 9 OF THE SENIOR COURTS ACT 1981

##### *Requests for assistance under section 9(1) of the Senior Courts Act 1981*

- 1 (1) Section 9 of the Senior Courts Act 1981 (which includes provision for certain judges to act as judges of other courts) is amended as follows.
- (2) In the table in subsection (1) (judges deployable to certain courts) in column 2 of each of entries 2 and 4 (person who has been a judge of the Court of Appeal, or has been a puisne judge of the High Court, may be asked to act as a judge of the Court of Appeal, High Court or Crown Court) before “and the Crown Court” insert “, the family court, the county court”.
- (3) In that table after entry 4 insert—

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“4A. The Senior President of Tribunals.	The Court of Appeal and the High Court.”
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- (4) In that table, in column 1 of entry 6 (Recorders) after “Recorder” insert “ or a person within subsection (1ZB) ”.

- (5) After subsection (1) insert—

“(1ZA) The Senior President of Tribunals is to be treated as not being within any entry in column 1 of the Table other than entry 4A.

(1ZB) A person is within this subsection if the person—

- (a) is a Chamber President, or a Deputy Chamber President, of a chamber of the Upper Tribunal or of a chamber of the First-tier Tribunal,
- (b) is a judge of the Upper Tribunal by virtue of appointment under paragraph 1(1) of Schedule 3 to the Tribunals, Courts and Enforcement Act 2007,
- (c) is a transferred-in judge of the Upper Tribunal (see section 31(2) of that Act),
- (d) is a deputy judge of the Upper Tribunal (whether under paragraph 7 of Schedule 3 to, or section 31(2) of, that Act), or
- (e) is the President of Employment Tribunals (England and Wales) or the President of Employment Tribunals (Scotland).”

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- (6) In subsection (2B) (requests under certain entries in table in subsection (1) to be made only after consulting Lord Chancellor) after “3,” insert “ 4A, ”.
- (7) In subsection (2D) (requests to Circuit judge or Recorder to act in High Court require concurrence of Judicial Appointments Commission)—
  - (a) omit “or Recorder”, and
  - (b) for “High Court” substitute “ Court of Appeal ”.
- (8) For subsection (3) (certain requests under subsection (1) must be complied with) substitute—
  - “(3) The person to whom a request is made under subsection (1) must comply with the request, but this does not apply to—
    - (a) a request made to a person who has been a judge of the Court of Appeal,
    - (b) a request made to a person who has been a puisne judge of the High Court and is not a judge of the Court of Appeal, or
    - (c) a request made to the Senior President of Tribunals if the holder of that office is a judge of the Court of Session or of the High Court, or Court of Appeal, in Northern Ireland.”
- (9) In subsection (6A) (Circuit judge or Recorder not to act by virtue of subsection (5) as single judge in Court of Appeal for certain purposes) for “or Recorder” substitute “ , Recorder or person within subsection (1ZB) ”.

**Commencement Information**

**II** Sch. 14 para. 1 in force at 1.10.2013 by S.I. 2013/2200, art. 3(g) (with savings in S.I. 2013/2192, reg. 49)

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