
DRAFT STATUTORY INSTRUMENTS

2011 No.

The Legal Services Act 2007 (The Law Society
and The Council for Licensed Conveyancers)
(Modification of Functions) Order 2011

Functions of the Council for Licensed Conveyancers

Power to make licensing rules to require payment of certain costs

10.—(1) Licensing rules made by the Council for Licensed Conveyancers may make provision requiring a relevant person to pay charges to the Council in respect of costs incurred by the Council in ascertaining whether—

- (a) the terms of a licensed body's licence are being, or have been, complied with; or
- (b) the relevant person otherwise complies, or has complied, with any requirement imposed on the person by or under the 2007 Act or by licensing rules made by the Council for Licensed Conveyancers.

(2) The provision which may be made under paragraph (1) includes provision as to the circumstances in which—

- (a) charges may be imposed on a relevant person;
- (b) the whole or part of any charge payable under the licensing rules is to be repaid.

(3) Any charge which a relevant person is required to pay under licensing rules made under paragraph (1) is recoverable by the Council for Licensed Conveyancers as a debt due to the Council from the relevant person.

(4) In this article—

- (a) references to the Council for Licensed Conveyancers are to the Council for Licensed Conveyancers in its capacity as a licensing authority;
- (b) references to a licensed body are to a licensed body which holds a licence granted by the Council for Licensed Conveyancers; and
- (c) references to a relevant person, in relation to a licensed body, are to—
 - (i) the licensed body;
 - (ii) any employee or manager (or former employee or manager) of the licensed body;
 - (iii) the Head of Legal Practice of the licensed body;
 - (iv) the Head of Finance and Administration of the licensed body;
 - (v) any person who has an interest or an indirect interest, or holds a material interest, in the licensed body.