



Judicature (Northern Ireland) Act 1978

1978 CHAPTER 23

PART I

CONSTITUTION OF THE [F¹COURT OF JUDICATURE] OF NORTHERN IRELAND

7 Further assistance for transaction of judicial business.

- (1) A person who not being a judge of the High Court or the Court of Appeal—
- (a) holds or has held the office of a [F¹judge of the Supreme Court] and before his appointment to that office [F²was a member of the Bar of Northern Ireland, or a solicitor of the [F³Court of Judicature], of at least ten years' standing]; F⁴...
 - F⁴(b)
- F⁵may [at anytime] at the request of the [F⁶Lord Chief Justice] sit and act as a judge of the High Court or the Court of Appeal [F⁷at any time on or before the day on which he attains the age of seventy-five.]
- (2) A county court judge shall, if requested to do so by the [F⁶Lord Chief Justice], sit and act as a judge of the High Court.
- [F⁸(3) The Northern Ireland Judicial Appointments Commission may appoint a person qualified for appointment as a judge of the High Court to sit and act as a judge of the High Court as a temporary measure in order to facilitate the disposal of business in the High Court or the Crown Court.]
- (4) For any period during which a person who does not hold office as a [F¹judge of the Supreme Court] or as a county court judge sits and acts under this section [F⁹the Department of Justice shall pay] to him such remuneration and allowances as the Lord Chancellor may, with the concurrence of the Minister for the Civil Service, determine.
- [F¹⁰(5) The Lord Chief Justice may nominate any of the following to exercise his functions under this section—
- (a) the holder of one of the offices listed in Schedule 1 to the Justice (Northern Ireland) Act 2002;
 - (b) a Lord Justice of Appeal (as defined in section 88 of that Act).]

Changes to legislation: Judicature (Northern Ireland) Act 1978, Section 7 is up to date with all changes known to be in force on or before 09 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Textual Amendments

- F1** Words in s. 7(1)(a)(4) substituted (1.10.2009) by [Constitutional Reform Act 2005 \(c. 4\), ss. 145, 148\(1\), Sch. 17 para. 21\(2\)](#); S.I. 2009/1604, [art. 2\(e\)](#)
- F2** Words in s. 7(1) substituted (15.10.2002) by [2002 c. 26, s. 18\(2\)](#); S.R. 2002/319, [art. 2, Sch.](#)
- F3** Words in s. 7(1)(a) substituted (1.10.2009) by [Constitutional Reform Act 2005 \(c. 4\), ss. 59, 148, Sch. 11 para. 6\(1\)](#); S.I. 2009/1604, [art. 2\(d\)](#)
- F4** [S. 7\(1\)\(b\)](#) and word omitted (10.3.2022 for specified purposes, 1.10.2022 in so far as not already in force) by virtue of [Public Service Pensions and Judicial Offices Act 2022 \(c. 7\), s. 131\(1\)\(4\)\(c\), Sch. 4 para. 4](#); S.I. 2022/1014, [reg. 2\(d\)](#) (with [reg. 3](#))
- F5** Words in s. 7(1) repealed (31.3.1995) by [1993 c. 8, ss. 26, 31, Sch. 6 para. 7\(a\), Sch. 9](#) (with [Sch. 7 paras. 2\(2\), 3\(2\), 4](#)); S.I. 1995/631 [art. 2](#)
- F6** Words in s. 7(1)(2) substituted (3.4.2006) by [Constitutional Reform Act 2005 \(c. 4\), ss. 15\(2\), 148\(1\), Sch. 5 para. 23\(2\)](#); S.I. 2006/1014, [art. 2\(a\)](#), [Sch. 1 para. 12\(a\)](#)
- F7** Words in s. 7(1) added (31.3.1995) by [1993 c. 8, ss. 26, 31\(2\), Sch. 6 para. 7\(b\)](#) (with [Sch. 7 paras. 2\(2\), 3\(2\), 4](#)); S.I. 1995/631 [art. 2](#)
- F8** [S. 7\(3\)](#) substituted (12.4.2010) by [Northern Ireland Act 2009 \(c. 3\), s. 5\(7\), Sch. 4 para. 12](#) (with [Sch. 5 para. 16](#)); S.I. 2010/812, [art. 2](#)
- F9** Words in s. 7(4) substituted (12.4.2010) by [The Northern Ireland Act 1998 \(Devolution of Policing and Justice Functions\) Order 2010 \(S.I. 2010/976\), Sch. 18 para. 13](#) (with [arts. 28-31](#))
- F10** [S. 7\(5\)](#) inserted (3.4.2006) by [Constitutional Reform Act 2005 \(c. 4\), ss. 15\(2\), 148\(1\), Sch. 5 para. 23\(3\)](#); S.I. 2006/1014, [art. 2\(a\)](#), [Sch. 1 para. 12\(a\)](#)

Modifications etc. (not altering text)

- C1** [S. 7](#) restricted (31.3.1995) by [1993 c. 8, ss. 26\(7\)\(e\), 31\(2\)](#) (with [Sch. 7 paras. 2\(2\), 3\(2\), 4](#)); S.I. 1995/631 [art. 2](#)
- C2** [S. 7\(4\)](#) transfer of functions (12.4.2010) by [The Northern Ireland Act 1998 \(Devolution of Policing and Justice Functions\) Order 2010 \(S.I. 2010/976\), art. 1\(2\), Sch. 17 para. 6\(a\)](#) (with [arts. 28-31](#))

Changes to legislation:

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Changes and effects yet to be applied to :

- s. 7(1)(2) words substituted by [2002 c. 26 Sch. 5 para. 4](#) (This amendment not applied to legislation.gov.uk. Sch. 5 repealed (3.4.2006) without ever being in force by 2005 c. 4, Sch. 5 para. 125, Sch. 18 Pt. 3; S.I. 2006/1014, art. 2, Sch. 1 paras. 12(f), 30(c))
- s. 7(3) words substituted by [2002 c. 26 Sch. 3 para. 1\(a\)](#)
- s. 7(3) words substituted by [2002 c. 26 Sch. 3 para. 1\(b\)](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 14(1)(1A) substituted for s. 14(1) by [2002 c. 26 Sch. 12 para. 13](#) (This amendment not applied to legislation.gov.uk. Sch. 5 repealed (3.4.2006) without ever being in force by 2005 c. 4, Sch. 5 para. 125, Sch. 18 Pt. 3; S.I. 2006/1014, art. 2, Sch. 1 paras. 12(f), 30(c))
- s. 106(3A) inserted by [2011 c. 24 \(N.I.\) s. 89\(1\)](#)