



# Administration of Justice Act 1985

## 1985 CHAPTER 61

### PART II

#### LICENSED CONVEYANCING

##### *Disciplinary and other proceedings*

#### **29 Appeals from decisions of Council in relation to licences.**

- (1) Where, in the case of any person, the Council—
- (a) refuses an application for a licence made by that person;
  - (b) decides to issue that person with a licence subject to conditions under section 16;<sup>F1</sup> . . .
  - (c) decides to give a direction in relation to that person under section 17,<sup>F2</sup> or
  - (d) refuses an application made by that person under section 17A,<sup>F3</sup>
- that person may appeal to the Discipline and Appeals Committee against that refusal or decision within one month of being notified of it.
- (2) On an appeal under this section the Discipline and Appeals Committee may—
- (a) in the case of an appeal under subsection (1)(a) or (b), by order direct the Council to issue the appellant with—
    - (i) a licence free from conditions; or
    - (ii) a licence subject to such conditions as may be specified by the Committee in the direction;
  - (b) in the case of an appeal under subsection (1)(c), by order—
    - (i) revoke the direction of the Council under section 17; or
    - (ii) direct that the appellant's licence shall have effect subject to such conditions as may be specified by the Committee in the direction;
- <sup>F3</sup>(ba) in the case of an appeal under subsection (1)(d), by order direct the Council to grant the application;]
- (c) in any case, except an appeal in respect of a deemed refusal under section 15(3), affirm the refusal or decision of the Council appealed against;

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*Changes to legislation: There are currently no known outstanding effects for the Administration of Justice Act 1985, Section 29. (See end of Document for details)*

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- (d) in the said excepted case, by order direct the Council not to issue a licence to the appellant.
- (3) On an appeal under this section the Committee may make such order as to the payment of costs by the Council or by the appellant as they think fit.

#### **Textual Amendments**

- F1** Word in s. 29(1)(b) repealed (31.3.2009) by Legal Services Act 2007 (c. 29), ss. 182, 210, 211, Sch. 17 para. 18(a), **Sch. 23** (with ss. 29, 192, 193); S.I. 2009/503, **art. 2(c)(i)(f)(v)(aa)**
- F2** S. 29(1)(d) and preceding word inserted (31.3.2009) by Legal Services Act 2007 (c. 29), ss. 182, 211, **Sch. 17 para. 18(b)** (with ss. 29, 192, 193); S.I. 2009/503, **art. 2(c)(i)**
- F3** S. 29(2)(ba) inserted (31.3.2009) by Legal Services Act 2007 (c. 29), ss. 182, 211, **Sch. 17 para. 18(c)** (with ss. 29, 192, 193); S.I. 2009/503, **art. 2(c)(i)**

**Changes to legislation:**

There are currently no known outstanding effects for the Administration of Justice Act 1985, Section 29.