

*Changes to legislation: Courts and Legal Services Act 1990, Paragraph 4 is up to date with all changes known to be in force on or before 01 July 2023. 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*

## SCHEDULES

### SCHEDULE 8

#### LICENSED CONVEYANCERS [F1] AND LICENSED CLC PRACTITIONERS]

##### Textual Amendments

- F1** Words in Sch. 8 heading inserted (29.6.2015) by [Deregulation Act 2015 \(c. 20\)](#), s. 115(6)(b), [Sch. 19 para. 13\(2\)](#); S.I. 2015/1402, art. 2(b)

#### PART I

##### ADDITIONAL POWERS OF COUNCIL FOR LICENSED CONVEYANCERS IN CONNECTION WITH SECTIONS 27, 28, AND 53

###### *Issue of licences*

- 4 (1) If, on an application for an advocacy, litigation or probate licence, the Council is satisfied that—
- (a) the applicant has complied with such qualification regulations, [F1conduct rules] or other requirements as are applicable in his case in relation to the licence applied for;
  - (b) that he has made adequate arrangements for the purpose of complying with any provisions which are applicable in his case in relation to the licence applied for; and
  - (c) that he is a fit and proper person to [F2carry on the reserved legal activities] in question,
- the Council may issue the applicant either with a licence free of conditions or with a licence subject to such conditions as it sees fit to impose.
- (2) If the Council is for any reason not so satisfied, or for any other reason refuses the application, it shall notify the applicant of its refusal and of the grounds on which the application has been refused.
- (3) Subsections (3) to (6) of section 15 of the Act of 1985 (issue of licences under section 14 of that Act) shall apply, with the necessary modifications, [F3with respect to—
- (a) any application under paragraph 3 for an advocacy licence and any advocacy licence in force under section 53;
  - (b) any application under paragraph 3 for a litigation licence and any litigation licence in force under section 53; and
  - (c) any application under paragraph 3 for a probate licence and any probate licence in force under section 53 (as the case may be),

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as they] apply with respect to any application under section 14 of that Act and any licence under Part II of that Act.

#### **Textual Amendments**

- F1** Words in Sch. 8 para. 4(1)(a) substituted (1.1.2010) by [Legal Services Act 2007 \(c. 29\)](#), ss. 182, 211, [Sch. 17 para. 35\(4\)\(a\)](#) (with ss. 29, 192, 193); S.I. 2009/3250, [art. 2\(f\)\(iii\)](#) (with art. 9)
- F2** Words in Sch. 8 para. 4(1)(c) substituted (1.1.2010) by [Legal Services Act 2007 \(c. 29\)](#), ss. 182, 211, [Sch. 17 para. 35\(4\)\(b\)](#) (with ss. 29, 192, 193); S.I. 2009/3250, [art. 2\(f\)\(iii\)](#) (with art. 9)
- F3** Words in Sch. 8 para. 4(3) substituted (29.6.2015) by [Deregulation Act 2015 \(c. 20\)](#), s. 115(6)(b), [Sch. 19 para. 13\(4\)](#); S.I. 2015/1402, art. 2(b)

#### **Commencement Information**

- II** Sch. 8 Pt. 1 para. 4 wholly in force at 7.12.2004; Sch. 8 Pt. 1 para. 4 in force at 1.4.1991 (except in so far as it relates to certain exemptions under section 55) see s. 124(3) and S.I. 1991/608, [art. 2](#), [Sch.](#); Sch. 8 Pt. 1 para. 4 otherwise in force at 7.12.2004 by S.I. 2004/2950, [art. 2](#)

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**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. 58A(2)(fe) inserted by [2021 c. 17 s. 53](#)