



Courts and Legal Services Act 1990

1990 CHAPTER 41

PART VI

MISCELLANEOUS AND SUPPLEMENTAL

Supplemental

119 Interpretation.

(1) In this Act—

“administration”, in relation to letters of administration, has the same meaning as in section 128 of the ^{M1}[^{F1}Senior Courts Act 1981];

“advocacy services” means any services which it would be reasonable to expect a person who is exercising, or contemplating exercising, a right of audience in relation to any proceedings, or contemplated proceedings, to provide;

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“conveyancing services” means the preparation of transfers, conveyances, contracts and other documents in connection with, and other services ancillary to, the disposition or acquisition of estates or interests in land;

[^{F3}“court” has the same meaning as in the Legal Services Act 2007 (see section 207 of that Act);]

“designated judge” means the Lord Chief Justice, the Master of the Rolls, [^{F4}the President of the Queen's Bench Division, the President of the Family Division or the Chancellor of the High Court];

[^{F5}“the FCA” means the Financial Conduct Authority;]
^{F6}

Changes to legislation: Courts and Legal Services Act 1990, Section 119 is up to date with all changes known to be in force on or before 25 May 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

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[^{F7}“licensed CLC practitioner” has the meaning given in section 53;]

“licensed conveyancer” has the same meaning as it has in the ^{M2}Administration of Justice Act 1985 by virtue of section 11 of that Act;

“litigation services” means any services which it would be reasonable to expect a person who is exercising, or contemplating exercising, a right to conduct litigation in relation to any proceedings, or contemplated proceedings, to provide;

“member”, in relation to any professional or other body (other than any body established by this Act), includes any person who is not a member of that body but who may be subject to disciplinary sanctions for failure to comply with any of that body’s rules;

“multi-national partnership” has the meaning given by section 89(9);

[^{F8}“officer”, in relation to a limited liability partnership, means a member of the limited liability partnership;]

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...

“probate services” means the drawing or preparation of any papers on which to found or oppose a grant of probate or a grant of letters of administration and the administration of the estate of a deceased person;

“prescribed” means prescribed by regulations under this Act;

“proceedings” means proceedings in any court;

[^{F10}“qualification regulations” and “conduct rules”, in relation to a body, have the same meaning as in the Legal Services Act 2007 (see section 21 of that Act);]

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“registered foreign lawyer” has the meaning given by section 89(9);

“right of audience” means the right to [^{F11}appear before and address a court including the right to call and examine] witnesses;

“right to conduct litigation” means the right—

(a) to [^{F12}issue] proceedings before any court [^{F13}in England and Wales];

(aa) [^{F14}to commence, prosecute and defend such proceedings; and]

(b) to perform any ancillary functions in relation to proceedings (such as entering appearances to actions);

“solicitor” means solicitor of the [^{F15}Senior Courts]; and

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(2) For the purposes of the definition of “conveyancing services” in subsection (1)—
“disposition”—

(i) does not include a testamentary disposition or any disposition in the case of such a lease as is referred to in section 54(2) of the ^{M3}Law of Property Act 1925 (short leases); but

(ii) subject to that, includes in the case of leases both their grant and their assignment; and

“acquisition” has a corresponding meaning.

(3) In this Act any reference [^{F16}to conduct rules includes a reference to practice rules (within the meaning of the Legal Services Act 2007 (see section 21 of that Act)).].

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Textual Amendments

- F1** S. 119: for the words "Supreme Court Act 1981" wherever they occur there is substituted (1.10.2009) the words "Senior Courts Act 1981" by virtue of [Constitutional Reform Act 2005 \(c. 4\), ss. 59, 148\(1\), Sch. 11 para. 1\(2\); S.I. 2009/1604, art. 2\(d\)](#)
- F2** S. 119(1): definitions of "authorised advocate", "authorised body" and "appropriate authorised body", "authorised litigator", "authorised practitioner", "Consultative Panel", "duly certificated notary public", "the general principle", "qualified person" and "the statutory objective" repealed (1.1.2010) by [Legal Services Act 2007 \(c. 29\), ss. 208, 211, Sch. 21 para. 97\(2\), Sch. 23 \(with ss. 29, 192, 193\); S.I. 2009/3250, art. 2\(h\)\(i\)\(viii\)\(II\) \(with art. 9\)](#)
- F3** S. 119(1): definition of "court" substituted (1.1.2010) by [Legal Services Act 2007 \(c. 29\), ss. 208, 211, Sch. 21 para. 97\(3\) \(with ss. 29, 192, 193\); S.I. 2009/3250, art. 2\(h\) \(with art. 9\)](#)
- F4** S. 119(1): words in definition of "designated judge" substituted (1.10.2005) by [Constitutional Reform Act 2005 \(c. 4\), ss. 15\(1\), 148, Sch. 4 para. 216; S.I. 2005/2505, art. 2\(c\)](#)
- F5** Words in s. 119(1) inserted (26.7.2013 for specified purposes, 1.4.2014 in so far as not already in force) by [The Financial Services and Markets Act 2000 \(Regulated Activities\) \(Amendment\) \(No.2\) Order 2013 \(S.I. 2013/1881\), art. 1\(2\)\(6\), Sch. para. 2\(4\)\(a\)](#)
- F6** S. 119(1): definition of "the Director" repealed (1.4.2003) by [2002 c. 40, ss. 278, 279, Sch. 25 para. 23\(9\)\(a\), Sch. 26; S.I. 2003/766, art. 2, Sch. \(with art. 3\)](#)
- F7** Words in s. 119(1) inserted (29.6.2015) by [Deregulation Act 2015 \(c. 20\), s. 115\(6\)\(b\), Sch. 19 para. 12; S.I. 2015/1402, art. 2\(b\)](#)
- F8** S. 119(1): definition of "officer" inserted (6.4.2001) by [S.I. 2001/1090, reg. 9\(1\), Sch. 5 para. 17](#)
- F9** Words in s. 119(1) omitted (26.7.2013 for specified purposes, 1.4.2014 in so far as not already in force) by virtue of [The Financial Services and Markets Act 2000 \(Regulated Activities\) \(Amendment\) \(No.2\) Order 2013 \(S.I. 2013/1881\), art. 1\(2\)\(6\), Sch. para. 2\(4\)\(b\)](#)
- F10** S. 119(1): definitions substituted (1.1.2010) by [Legal Services Act 2007 \(c. 29\), ss. 208, 211, Sch. 21 para. 97\(4\) \(with ss. 29, 192, 193\); S.I. 2009/3250, art. 2\(h\) \(with art. 9\)](#)
- F11** S. 119(1): words in definition of "right of audience" substituted (27.9.1999) by [1999 c. 22, s. 43, Sch. 6 para. 10\(1\)\(2\) \(with Sch. 14 para. 7\(2\)\); S.I. 1999/2657, art. 2\(a\)](#)
- F12** S. 119(1): word in para. (a) in definition of "right to conduct litigation" substituted (27.9.1999) by [1999 c.22, s. 43, Sch. 6 para. 10\(1\)\(3\) \(with Sch. 14 para. 7\(2\)\); S.I. 1999/2657, art. 2\(a\)](#)
- F13** S. 119(1): words in definition of "right to conduct litigation" inserted (1.1.2010) by [Legal Services Act 2007 \(c. 29\), ss. 208, 211, Sch. 21 para. 97\(5\)\(a\) \(with ss. 29, 192, 193\); S.I. 2009/3250, art. 2\(h\) \(with art. 9\)](#)
- F14** S. 119(1): para. (aa) in definition of "right to conduct litigation" substituted (1.1.2010) for preceding word by [Legal Services Act 2007 \(c. 29\), ss. 208, 211, Sch. 21 para. 97\(5\)\(b\) \(with ss. 29, 192, 193\); S.I. 2009/3250, art. 2\(h\) \(with art. 9\)](#)
- F15** Words in s. 119(1) substituted (1.10.2009) by [Constitutional Reform Act 2005 \(c. 4\), ss. 59, 148, Sch. 11 para. 4; S.I. 2009/1604, art. 2\(d\)](#)
- F16** Words in s. 119(3) substituted (1.1.2010) by [Legal Services Act 2007 \(c. 29\), ss. 208, 211, Sch. 21 para. 97\(6\) \(with ss. 29, 192, 193\); S.I. 2009/3250, art. 2\(h\) \(with art. 9\)](#)

Marginal Citations

- M1** 1981 c. 54.
M2 1985 c. 61.
M3 1925 c. 20.

Changes to legislation:

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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](#)