

## SCHEDULES

### SCHEDULE 13

#### JUDICIAL APPOINTMENTS

##### PART 1

##### JUDGES OF THE SUPREME COURT: NUMBER AND SELECTION

##### *Consequential amendments, repeals and revocations*

- 7 (1) Omit—
- (a) section 27(2) and (3) and Parts 1 and 2 of Schedule 8 (selection commissions), and
  - (b) sections 28 to 31 and 60(5) (detailed provision about selection process).
- (2) In section 26(3)(a) (person whose name is notified under section 29 must be recommended for appointment) for “whose name is notified to him under section 29” substitute “who is selected as a result of the convening of a selection commission under this section”.
- (3) For section 26(4) (person recommended for appointment as President or Deputy President must also be recommended for appointment as a judge if not already a judge of the Court) substitute—
- “(4) Where a person who is not a judge of the Court is recommended for appointment as President or Deputy President, the recommendation must also recommend the person for appointment as a judge.”
- (4) For section 26(7) (cases where duty to convene a selection commission is suspended) substitute—
- “(7) Subsections (5) and (5A) are subject to Schedule 8 (cases where duty to convene a selection commission are suspended).
- (7A) For the purposes of this section and Schedule 8, a person is selected as a result of the convening of a selection commission if the person’s selection is the final outcome of—
- (a) the selection process mentioned in section 27(1) being applied by the commission, and
  - (b) any process provided for by regulations under section 27A being applied in the particular case.”
- (5) In section 26(8) (application of sections 27 to 31) for “Sections 27 to 31 apply” substitute “Section 27 applies”.
- (6) In section 27(1)(a) (selection commission to determine selection process to be applied) after “applied” insert “by it”.

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*Status: This is the original version (as it was originally enacted).*

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- (7) In section 27(4) (section 27(5) to (10) apply to selections under section 27 or 31) for “section 31” substitute “regulations under section 27A”.
- (8) In section 139(2)(a) (if confidential information is obtained for purposes of sections 26 to 31 it is not to be disclosed without lawful authority) for “to 31” substitute “and 27 and regulations under section 27A”.
- (9) In section 144(5) (subordinate legislation which may not be made unless a draft has been laid before and approved by a resolution of each House of Parliament) before paragraph (a) insert—
  - “(za) regulations under section 27A;”
- (10) In section 144(6) (certain orders are not subject to parliamentary procedure)) after “an order under section” insert “27B(5),”.
- (11) In paragraph 13(2) of Schedule 8 (end of suspension of duty to convene selection commission for office of Deputy President) for “the Lord Chancellor notifies a selection made by” substitute “a person has been selected as a result of the convening of”.
- (12) In paragraph 14(2) of that Schedule (end of suspension of duty to convene selection commission for office of judge) for “the Lord Chancellor notifies a selection made by” substitute “a person has been selected as a result of the convening of”.