
STATUTORY INSTRUMENTS

2008 No. 2341

The Legal Services Act 2007 (Transitional, Savings and Consequential Provisions) (Scotland) Order 2008

Sections 34, 34A and 34B of, and Schedule 3 to, the 1990 Act

3.—(1) Notwithstanding section 196(1) of the 2007 Act, sections 34, 34A and 34B of, and paragraph 6 of Schedule 3 to, the 1990 Act will continue to have effect in relation to a relevant complaint subject to the following modifications—

- (a) references to the ombudsman are to be read as references to the Commission and cognate expressions are to be construed accordingly; and
- (b) in section 34, omit subsections (1) and (9).

(2) Anything (including legal proceedings) which, immediately before the ombudsman's functions cease to be exercisable, is in the process of being done by or in relation to the ombudsman may, so far as it relates to a complaint described in article 1(3)(h)(i), be continued by or in relation to the Commission.

(3) Anything done (or having effect as if done) by or in relation to the ombudsman for the purposes of or in connection with a complaint described in article 1(3)(h)(i), if in force at the time immediately before the ombudsman's functions cease to be exercisable, has effect as if done by or in relation to the Commission in so far as that is required for continuing its effect on or after that time.