



Legal Services (Scotland) Act 2010

2010 asp 16

PART 2

REGULATION OF LICENSED LEGAL SERVICES

CHAPTER 2

LICENSED LEGAL SERVICES PROVIDERS

Non-solicitor investors

65 Ban for improper behaviour

- (1) Where an approved regulator determines that a non-solicitor investor in a licensed provider has contravened section 66(1) or (2), the approved regulator must disqualify the investor from having an interest in the licensed provider.
- (2) A disqualification under subsection (1)—
 - (a) may be—
 - (i) without limit of time, or
 - (ii) for a fixed period,
 - (b) extends so as to apply in relation to every licensed provider (including a licensed provider that is subject to the regulation of a different approved regulator).
- (3) Before disqualifying an investor under subsection (1), the approved regulator must give the investor 28 days (or such longer period as it may allow) to—
 - (a) make representations to it,
 - (b) take such steps as the investor may consider expedient.
- (4) Practice rules must—
 - (a) set procedure (which the approved regulator is to follow) for imposing a disqualification under subsection (1),
 - (b) allow for review (and lifting) by the approved regulator of a disqualification imposed by it under that subsection.

Changes to legislation: There are currently no known outstanding effects for the
Legal Services (Scotland) Act 2010, Section 65. (See end of Document for details)

- (5) A person who is disqualified under subsection (1) may appeal against the disqualification—
- (a) to the sheriff,
 - (b) within the period of 3 months beginning with the date on which the disqualification is imposed.

Commencement Information

- I1** S. 65 in force at 1.4.2011 for specified purposes by S.S.I. 2011/180, art. 3, **Sch.**
- I2** S. 65 in force at 2.7.2012 in so far as not already in force by S.S.I. 2012/152, art. 2, **Sch.**

Changes to legislation:

There are currently no known outstanding effects for the Legal Services (Scotland) Act 2010, Section 65.