

Status: This version of this provision is prospective.

Changes to legislation: Justice (Northern Ireland) Act 2002, Section 73 is up to date with all changes known to be in force on or before 04 April 2024. 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



Justice (Northern Ireland) Act 2002

2002 CHAPTER 26

PART 5

MISCELLANEOUS

Civil procedure

PROSPECTIVE

73 Constitution of Rules Committees

- (1) In section 54(1) of the Judicature (Northern Ireland) Act 1978 (c. 23) (membership of [^{F1}Court of Judicature] Rules Committee), for paragraphs (b) to (f) substitute—
- “(b) three judges of the Supreme Court nominated by the Lord Chief Justice;
 - (c) one Master of the Supreme Court nominated by the Society of Masters;
 - (d) two barristers nominated by the General Council of the Bar of Northern Ireland and one barrister nominated by the [^{F2}Department of Justice];
 - (e) two solicitors nominated by the Law Society of Northern Ireland and one solicitor nominated by the [^{F2}Department of Justice]; ^{F3}...
 - (f) two persons nominated by the [^{F2}Department of Justice] who do not hold (and have never held) judicial office and are not (and have never been) barristers or solicitors.
- [^{F4}(g) the Attorney General for Northern Ireland or a barrister or solicitor nominated by the Attorney General for Northern Ireland.”]
- (2) In Article 46(1) of the County Courts (Northern Ireland) Order 1980 (S.I. 1980/ 397 (N.I. 3)) (membership of County Court Rules Committee), for the words from “be appointed” to the end substitute “consist of—

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- (a) a county court judge nominated by the Lord Chancellor who shall be chairman;
- (b) two county court judges nominated by Her Majesty's Council of County Court Judges;
- (c) one district judge nominated by the Association of District Judges;
- (d) two barristers nominated by the General Council of the Bar of Northern Ireland and one barrister nominated by the [^{F5}Department of Justice];
- (e) two solicitors nominated by the Law Society of Northern Ireland and one solicitor nominated by the [^{F5}Department of Justice];
- (f) one [^{F6}civil servant in the Department of Justice] nominated by [^{F7}that Department]; and
- (g) two persons nominated by the [^{F5}Department of Justice] who do not hold (and have never held) judicial office and are not (and have never been) barristers or solicitors."

Textual Amendments

- F1** Words in s. 73 substituted (1.10.2009) by [Constitutional Reform Act 2005 \(c. 4\)](#), ss. 59, 148, **Sch. 11 para. 6**; S.I. 2009/1604, **art. 2**
- F2** Words in s. 73(1) substituted (12.4.2010) by [The Northern Ireland Act 1998 \(Devolution of Policing and Justice Functions\) Order 2010 \(S.I. 2010/976\)](#), art. 1(2), **Sch. 18 para. 66(a)** (with arts. 28-31)
- F3** Word in s. 73(1) omitted (5.7.2011) by virtue of [Justice Act \(Northern Ireland\) 2011 \(c. 24\)](#), **ss. 97(2)**, 111(3); S.R. 2011/224, **art. 2**
- F4** Words in S. 73(1) inserted (5.7.2011) by [Justice Act \(Northern Ireland\) 2011 \(c. 24\)](#), **ss. 97(2)**, 111(3); S.R. 2011/224, **art. 2**
- F5** Words in s. 73(2) substituted (12.4.2010) by [The Northern Ireland Act 1998 \(Devolution of Policing and Justice Functions\) Order 2010 \(S.I. 2010/976\)](#), art. 1(2), **Sch. 18 para. 66(b)(i)** (with arts. 28-31)
- F6** Words in s. 73(2) substituted (12.4.2010) by [The Northern Ireland Court Service \(Abolition and Transfer of Functions\) Order \(Northern Ireland\) 2010 \(S.R. 2010/133\)](#), art. 1, **Sch. para. 9(3)** (with arts. 5-7)
- F7** Words in s. 73(2) substituted (12.4.2010) by [The Northern Ireland Act 1998 \(Devolution of Policing and Justice Functions\) Order 2010 \(S.I. 2010/976\)](#), art. 1(2), **Sch. 18 para. 66(b)(ii)** (with arts. 28-31)

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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. 31(1A) inserted by [2023 c. 41 Sch. 13 para. 5\(2\)](#)
- s. 31(7) inserted by [2023 c. 41 Sch. 13 para. 5\(4\)](#)