



2011 CHAPTER 1

Functions of the Commissioner

Power to bring, intervene in or assist in legal proceedings

10.—(1) Subject to the following provisions of this section, the Commissioner may in any court or tribunal—

- (a) bring proceedings (other than criminal proceedings) involving law or practice concerning the interests of older persons;
- (b) intervene in any proceedings involving law or practice concerning the interests of older persons;
- (c) act as *amicus curiae* in any such proceedings.

(2) An intervention under subsection (1)(b) may not be made except—

- (a) with the leave of the court or tribunal; and
- (b) in accordance with any such provision as may be made by the rules regulating the practice and procedure of the court or tribunal.

(3) The Commissioner may not bring or apply to intervene in proceedings unless the Commissioner is satisfied that—

- (a) the case raises a question of principle; or
- (b) there are other special circumstances which make it appropriate for the Commissioner to do so.