

Status: Point in time view as at 07/12/2004.

Changes to legislation: Courts and Legal Services Act 1990, Cross Heading: Consideration by Secretary of State and President is up to date with all changes known to be in force on or before 28 May 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)

SCHEDULES

SCHEDULE 9

PROBATE

Consideration by [F¹Secretary of State] and President

Textual Amendments

- F1** Words in Sch. 9 substituted (19.8.2003) by [The Secretary of State for Constitutional Affairs Order 2003 \(S.I. 2003/1887\)](#), art. 9, **Sch. 2 para. 8(1)(d)** (with arts. 6, 8)

- 11 (1) It shall be the duty of the [F²Secretary of State] to consider—
- (a) any advice given to him by the [F³Consultative Panel] under paragraph 7; and
 - (b) any representations duly made under paragraph 9 or 10.
- (2) Having done so, the [F²Secretary of State] shall—
- (a) send to the President a copy of any such advice and of any such representations (including a note of any oral representations); and
 - (b) inform the President of his view as to whether or not a revoking order with respect to the approved body concerned should be made.
- (3) It shall be the duty of the President—
- (a) to consider the information sent to him by the [F²Secretary of State] ;
 - (b) to inform the [F²Secretary of State] of his own decision in the matter; and
 - (c) to give his reasons, in writing, for his decision.
- (4) No revoking order shall be made with respect to the approved body unless the [F²Secretary of State] and the President agree that it should be made.

Textual Amendments

- F2** Words in Sch. 9 substituted (19.8.2003) by [The Secretary of State for Constitutional Affairs Order 2003 \(S.I. 2003/1887\)](#), art. 9, **Sch. 2 para. 8(1)(d)** (with arts. 6, 8)
- F3** Words in Sch. 9 para. 11(1)(a) substituted (1.1.2000) by [1999 c. 22, s. 35\(4\)\(a\)](#) (with Sch. 14 para. 7(2)); [S.I. 1999/3344](#) art. 2(a)

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