

**Changes to legislation:** Judicial Pensions and Retirement Act 1993, SCHEDULE 6 is up to date with all changes known to be in force on or before 20 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

SCHEDULES

SCHEDULE 6

Section 26.

RETIREMENT DATES FOR CERTAIN JUDICIAL OFFICES

*The Judicial Committee of the Privy Council*

F11 .....

.....

**Textual Amendments**

F1 Sch. 6 para. 1 omitted (10.3.2022) by virtue of Public Service Pensions and Judicial Offices Act 2022 (c. 7), s. 131(1)(4)(a), Sch. 1 para. 48(3)

*Lords of Appeal*

F22 .....

.....

**Textual Amendments**

F2 Sch. 6 para. 2 omitted (10.3.2022) by virtue of Public Service Pensions and Judicial Offices Act 2022 (c. 7), s. 131(1)(4)(a), Sch. 1 para. 48(3)

*Lords of Appeal in Ordinary and senior judges in Scotland and Northern Ireland*

3 In subsection (1) of section 2 of the <sup>M1</sup>Judicial Pensions Act 1959 (which provides that any Lord of Appeal in Ordinary, Lord Justice General, Lord Justice Clerk, Senator of the College of Justice in Scotland, Lord Chief Justice of Northern Ireland, Lord Justice of Appeal in Northern Ireland or Judge of the High Court of Justice in Northern Ireland is to vacate his office on the day on which he attains the age of 75) for the words “seventy-five” there shall be substituted the word “seventy”.

.....

**Marginal Citations**

M1 1959 c. 9.

*Judges of the Supreme Court*

4 In subsection (2) of section 11 of the <sup>M2</sup>Supreme Court Act 1981 (which provides that any judge of the Supreme Court, other than the Lord Chancellor, is to vacate his office no later than the day on which he attains the age of 75) for the words “seventy-five” there shall be substituted the word “seventy”.

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### Marginal Citations

**M2** 1981 c. 54.

### *Acting and deputy judges*

- 5 (1) In section 9 of the Supreme Court Act 1981, after subsection (1) (persons who may act as judges) there shall be inserted—
- “(1A) A person shall not act as a judge by virtue of subsection (1) after the day on which he attains the age of 75.”
- (2) After subsection (4) of that section (appointment of deputy High Court judges) there shall be inserted—
- “(4A) No appointment of a person as a deputy judge of the High Court shall be such as to extend beyond the day on which he attains the age of 70, but this subsection is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (Lord Chancellor’s power to authorise continuance in office up to the age of 75).”
- (3) In subsection (6)(b) of that section (which refers to subsection (7) of that section, relating to the completion of proceedings after retirement), for the words “subject to subsection (7)” there shall be substituted the words “ subject to section 27 of the Judicial Pensions and Retirement Act 1993 ”.

### *Temporary Judges of the Court of Session*

<sup>F3</sup>6 . . . . .

### Textual Amendments

**F3** Sch. 6 para. 6 omitted (10.3.2022) by virtue of [Public Service Pensions and Judicial Offices Act 2022](#) (c. 7), s. 131(1)(4)(a), [Sch. 1 para. 48\(3\)](#)

### *Acting judges of the High Court or Court of Appeal in Northern Ireland*

- 7 In section 7 of the <sup>M3</sup>Judicature (Northern Ireland) Act 1978, in subsection (1) (which provides that certain judges and former judges may, at the request of the Lord Chancellor, sit as judges of the High Court or Court of Appeal in Northern Ireland)—
- (a) the words “at any time” shall be omitted; and
- (b) at the end, there shall be added the words “ at any time on or before the day on which he attains the age of seventy-five. ”

### Marginal Citations

**M3** 1978 c. 23.

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### *Circuit judges*

- 8 (1) Section 17 of the <sup>M4</sup>Courts Act 1971 (retirement of Circuit judges) shall be amended in accordance with the following provisions of this paragraph.
- (2) For subsection (1) (which requires a Circuit judge to vacate his office at the end of the completed year of service in which he attains the age of 72, subject to the possibility of extended appointment) there shall be substituted—
- “(1) Subject to subsection (4) below and to subsections (4) to (6) of section 26 of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of 75), a Circuit judge shall vacate his office on the day on which he attains the age of 70.”
- (3) Subsection (2) (which contains power to continue a Circuit judge’s appointment up to the age of 75 and which is superseded by section 26(4) to (6) of this Act) shall cease to have effect.
- (4) Subsection (3) (day on which certain persons are to be regarded as completing a year of service) shall cease to have effect.

#### **Marginal Citations**

**M4** 1971 c. 23.

### *Recorders, deputy Circuit judges and assistant Recorders*

- 9 (1) In section 21 of the <sup>M5</sup>Courts Act 1971, in subsection (5) (Recorder not to hold office after the end of the completed year of service in which he attains the age of 72) for the words from “the end of” onwards there shall be substituted the words “ the day on which he attains the age of seventy, but this subsection is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (Lord Chancellor’s power to authorise continuance in office up to the age of 75). ”
- (2) In section 24 of that Act (deputy Circuit judges and assistant Recorders), after subsection (1) there shall be inserted—
- “(1A) No appointment of a person under subsection (1) above shall be such as to extend—
- (a) in the case of appointment as a deputy Circuit judge, beyond the day on which he attains the age of seventy-five; or
- (b) in the case of appointment as an assistant Recorder, beyond the day on which he attains the age of seventy;
- but paragraph (b) above is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (Lord Chancellor’s power to authorise continuance in office up to the age of 75).”

#### **Marginal Citations**

**M5** 1971 c. 23.

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*Sheriffs*

F410 .....

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**Textual Amendments**

F4 Sch. 6 para. 10 omitted (10.3.2022) by virtue of Public Service Pensions and Judicial Offices Act 2022 (c. 7), s. 131(1)(4)(a), Sch. 1 para. 48(3)

*Temporary sheriffs*

F511 .....

.....

**Textual Amendments**

F5 Sch. 6 para. 11 omitted (10.3.2022) by virtue of Public Service Pensions and Judicial Offices Act 2022 (c. 7), s. 131(1)(4)(a), Sch. 1 para. 48(3)

*County Court Judge in Northern Ireland*

12 In section 105 of the <sup>M6</sup>County Courts Act (Northern Ireland) 1959, for subsection (4) (which requires every judge to vacate his office at the end of the completed year of service in which he attains the age of 72, but subject to a proviso for judges who would not have completed 15 years’ service) there shall be substituted—

“(4) Every judge shall vacate his office on the day on which he attains the age of seventy years; but this subsection is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (Lord Chancellor’s power to authorise continuance in office up to the age of 75).”

.....

**Marginal Citations**

M6 1959 c. 25 (N.I.).

*Deputy judge of a county court in Northern Ireland*

13 In section 107 of the County Courts Act (Northern Ireland) 1959, for subsection (4) (which provides that, except in the case of a former judge, a deputy judge shall not hold office after the end of the completed year of service in which he attains the age of 72) there shall be substituted—

“(4) Neither the initial term for which a deputy judge is appointed nor any extension of that term under subsection (3) shall be such as to continue his appointment as a deputy judge after the day on which he attains the age of seventy; but this subsection is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (Lord Chancellor’s power to authorise continuance in office up to the age of 75).”

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### *Officers of the Supreme Court*

- 14 (1) Section 92 of the <sup>M7</sup>Supreme Court Act 1981 (tenure of office of certain officers of the Supreme Court) shall be amended in accordance with the following provisions of this paragraph.
- (2) In subsection (1) (certain Masters, Registrars and other officers of the Supreme Court to vacate office at the end of the completed year of service in which they attain the age of 72)—
- (a) after the words “Subject to the following provisions of this section” there shall be inserted the words “ and to subsections (4) to (6) of section 26 of the Judicial Pensions and Retirement Act 1993 (Lord Chancellor’s power to authorise continuance in office up to the age of 75) ”; and
- (b) for the words from “at the end” onwards there shall be substituted the words “ on the day on which he attains the age of seventy years. ”
- (3) In subsection (2B) (offices to which subsection (2A) applies) the words “and the office of Queen’s Coroner and Attorney and Master of the Crown Office and Registrar of Criminal Appeals” shall be omitted.
- (4) Subsection (2C) (which makes provision for determining the day on which persons who successively hold offices falling within column 1 of Part I or II of Schedule 2 to that Act are to be regarded as completing a year of service, and which is of no further utility) shall cease to have effect.
- (5) <sup>F6</sup> .....
- (6) Subsection (3) (which contains power to continue a person’s appointment to an office to which subsection (1) applies up to the age of 75 and which is superseded by section 26(4) to (6) of this Act) shall cease to have effect.
- (7) <sup>F6</sup> .....

#### **Textual Amendments**

**F6** Sch. 6 para. 14(5)(7) repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110(1), Sch. 10; S.I. 2005/910, art. 3(aa)

#### **Marginal Citations**

**M7** 1981 c. 54.

### *Deputy and temporary officers of the Supreme Court*

<sup>F7</sup>15 .....

#### **Textual Amendments**

**F7** Sch. 6 para. 15 omitted (10.3.2022) by virtue of Public Service Pensions and Judicial Offices Act 2022 (c. 7), s. 131(1)(4)(a), Sch. 1 para. 48(3)

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*Deputy district judges of district registries of the High Court*

- 16 In section 102 of the Supreme Court Act 1981, at the end of subsection (3) (which permits certain appointments as a deputy district judge of a district registry of the High Court to be made, notwithstanding that the person would be disqualified by age from holding the office in question) there shall be added the words “ ; but no appointment by virtue of this subsection shall be such as to extend beyond the day on which the person in question attains the age of seventy-five years. ”

*District judges and deputy district judges of county courts*

- 17 (1) In section 8 of the <sup>M8</sup>County Courts Act 1984 (deputy district judges) after subsection (1) there shall be inserted—

“(1A) Any appointment of a person as a deputy district judge—

- (a) if he has previously held office as a district judge, shall not be such as to extend beyond the day on which he attains the age of 75 years; and
- (b) in any other case, shall not be such as to extend beyond the day on which he attains the age of 70 years, but subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of 75).”

- (2) Section 11 of that Act (tenure of office of district judge etc) shall be amended in accordance with the following provisions of this paragraph.

- (3) For subsections (1) and (2) (which provide for a person to whom subsection (1) applies to vacate his office at the end of the completed year of service in which he attains the age of 72) there shall be substituted—

“(1) This subsection applies to the office of district judge.

- (2) Subject to the following provisions of this section and to subsections (4) to (6) of section 26 of the Judicial Pensions and Retirement Act 1993 (Lord Chancellor’s power to authorise continuance in office up to the age of 75), a person who holds an office to which subsection (1) applies shall vacate his office on the day on which he attains the age of 70 years.”

- (4) Subsection (3) (which confers power to continue district judges etc in office up to the age of 75 and which is superseded by section 26(4) to (6) of this Act) shall cease to have effect.

**Marginal Citations**

**M8** 1984 c. 28.

*Statutory officers in Northern Ireland*

- 18 In section 71 of the <sup>M9</sup>Judicature (Northern Ireland) Act 1978, for subsection (3) (which provides that a statutory officer, within the meaning of that Act, is to retire at the end of the completed year of service in which he attains the age of 72, but subject to the substitution of a lower age, under subsection (4)) there shall be substituted—

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“(3) Subject to subsection (4) below and to subsections (4) to (6) of section 26 of the Judicial Pensions and Retirement Act 1993 (Lord Chancellor’s power to authorise continuance in office beyond the age of 70, up to the age of 75), a statutory officer shall retire on the day on which he attains the age of 70 years.”

**Marginal Citations**

**M9** 1978 c. 23.

*Stipendiary magistrates in England and Wales*

<sup>F8</sup>19 . . . . .

**Textual Amendments**

**F8** Sch. 6 para. 19 repealed (19.6.1997) by 1997 c. 25, ss. 73(3), 74(1), Sch. 6 Pt. I (with Sch. 4 para. 27)

*Resident Magistrates in Northern Ireland*

20 For section 1 of the <sup>M10</sup>Resident Magistrates’ Pensions Act (Northern Ireland) 1960 (Resident Magistrate to vacate office at the end of the completed year of service in which he attains the age of 70, but with power to continue in office up to the age of 72) there shall be substituted—

**“1 Retiring age of resident magistrates.**

Every resident magistrate (whether appointed before or after the passing of this Act) shall vacate his office on the day on which he attains the age of seventy; but this section is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (Lord Chancellor’s power to authorise continuance in office up to the age of 75).”

**Marginal Citations**

**M10** 1960 c. 2 (N.I.).

*Social security: Commissioners, and the President and chairmen of appeal tribunals*

<sup>F9</sup>21 . . . . .

**Textual Amendments**

**F9** Sch. 6 para. 21 repealed (29.11.1999 except for specified purposes) by 1998 c. 14, s. 86(2), Sch. 8; S.I. 1999/3178, art. 2(1)(2), Sch. 1 (subject to transitional provisions in Schs. 21-23)

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*Social security: Commissioners, and the President  
 and chairmen of appeal tribunals in Northern Ireland*

- 22 (1) Paragraph 1 of Schedule 2 to the <sup>M11</sup>Social Security Administration (Northern Ireland) Act 1992 (tenure of office as Commissioner, President or full-time chairman) shall be amended in accordance with the following provisions of this paragraph.
- (2) In sub-paragraph (2) (which requires such a person to vacate office at the end of the completed year of service in which he attains the age of 72) for the words from “at the end of” onwards there shall be substituted the words “ on the day on which they attain the age of 70, but subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of 75). ”
- (3) Sub-paragraph (3) (which contains power to continue such a person’s appointment up to the age of 75 and which is superseded by section 26(4) to (6) of this Act) shall cease to have effect.
- (4) In sub-paragraph (6) (sub-paragraph (2) or (3) not to apply in relation to deputy Commissioners) the words “or (3)” shall be omitted.

**Marginal Citations**

**M11** 1992 c. 8.

*Child support: Commissioners and chairmen of appeal tribunals*

- 23 <sup>F10</sup>(1) . . . . .
- (2) In Schedule 4 to that Act (Child Support Commissioners), in paragraph 1—
- (a) in sub-paragraph (1) (Child Support Commissioner to retire at the end of the completed year of service in which he reaches the age of 72) for the words from “at the end” to the end of that sub-paragraph there shall be substituted the words “ on the date on which he reaches the age of 70; but this sub-paragraph is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of 75) ”; and
- (b) sub-paragraph (2) (which contains power to continue a Commissioner’s appointment up to the age of 75 and which is superseded by section 26(4) to (6) of this Act) shall cease to have effect.
- (3) In paragraph 4 of that Schedule (deputy Child Support Commissioners) at the beginning of paragraph (b) of sub-paragraph (2) there shall be inserted the words “ Subject to sub-paragraph (2A) ”, and after that sub-paragraph there shall be inserted—
- “(2A) No appointment of a person to be a deputy Child Support Commissioner shall be such as to extend beyond the date on which he reaches the age of 70; but this sub-paragraph is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of 75).”
- (4) <sup>F11</sup> . . . . .



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#### Textual Amendments

- F10** Sch. 6 para. 23(1) repealed (1.6.1999) by 1998 c. 14, s. 86(2), Sch. 8; S.I. 1999/1510, art. 2(f)(vii)  
**F11** Sch. 6 para. 23(4) omitted (3.11.2008) by virtue of The Transfer of Tribunal Functions Order 2008 (S.I. 2008/2833), art. 9(1), Sch. 3 para. 228(b)

#### *Chairmen of child support appeal tribunals in Northern Ireland*

<sup>F12</sup>24 . . . . .

#### Textual Amendments

- F12** Sch. 6 para. 24 repealed (1.6.1999) by S.I. 1998/1506 (N.I. 10), art. 78(2), Sch. 7; S.R. 1999/246, art. 2, Sch. 1 (subject to transitional provisions in arts. 23-25)

#### *Chairman of the Foreign Compensation Commission*

25 In section 1 of the <sup>M12</sup>Foreign Compensation Act 1950 (constitution of the Foreign Compensation Commission), at the beginning of subsection (3) there shall be inserted the words “ Subject, in the case of the chairman, to subsection (3A) of this section, ” and after that subsection there shall be inserted—

“(3A) The chairman of the Commission shall vacate his office on the day on which he attains the age of seventy years; but this subsection is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of seventy-five years).”

#### Marginal Citations

- M12** 1950 c. 12.

#### *Commons Commissioners*

26 <sup>F13</sup> . . . . .

#### Textual Amendments

- F13** Sch. 6 para. 26 repealed (1.12.2010) by Commons Act 2006 (c. 26), ss. 53, 56(1), Sch. 6 Pt. 1 (with s. 60); S.I. 2010/2356, art. 3

#### *President and chairmen of <sup>F14</sup>employment tribunals]*

#### Textual Amendments

- F14** Words in cross heading substituted (1.8.1998) by 1998 c.8, ss. 1(2)(b), 16; S.I. 1998/1658, art. 2(1)

<sup>F15</sup>27 . . . . .

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Textual Amendments

F15

Sch. 6 paras. 27-29 omitted (10.3.2022) by virtue of [Public Service Pensions and Judicial Offices Act 2022 \(c. 7\)](#), s. 131(1)(4)(a), [Sch. 1 para. 48\(3\)](#)

*President, Vice-President and chairmen of industrial tribunals and of the Fair Employment Tribunal*

<sup>F15</sup>28 . . . . .

Textual Amendments

F15

Sch. 6 paras. 27-29 omitted (10.3.2022) by virtue of [Public Service Pensions and Judicial Offices Act 2022 \(c. 7\)](#), s. 131(1)(4)(a), [Sch. 1 para. 48\(3\)](#)

*President of the Industrial Court in Northern Ireland*

<sup>F15</sup>29 . . . . .

Textual Amendments

F15

Sch. 6 paras. 27-29 omitted (10.3.2022) by virtue of [Public Service Pensions and Judicial Offices Act 2022 \(c. 7\)](#), s. 131(1)(4)(a), [Sch. 1 para. 48\(3\)](#)

*Members of the Employment Appeal Tribunal*

<sup>F16</sup>30 . . . . .

Textual Amendments

F16

Sch. 6 para. 30 repealed (22.8.1996) by [1996 c. 17](#), ss. 45, 46, [Sch. 3 Pt. 1](#) (with s. 38)

*The Lands Tribunal and the Lands Tribunal for Scotland*

31 In section 2 of the <sup>M13</sup>Lands Tribunal Act 1949, after subsection (5) (terms of appointment to membership of the Tribunal) there shall be inserted—  
“(5A) No person shall be appointed a member of the Tribunal for a term which extends beyond the day on which he attains the age of seventy, except in accordance with section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of 75).”

Marginal Citations

M13

[1949 c. 42.](#)

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*The Lands Tribunal for Northern Ireland*

32 In section 2 of the <sup>M14</sup>Lands Tribunal and Compensation Act (Northern Ireland) 1964, for paragraph (b) of subsection (2) (which requires a member to vacate his office at the end of the completed year of service in the course of which he attains the age of 72) there shall be substituted—

“(b) shall vacate his office on the day on which he attains the age of seventy years, but subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (Lord Chancellor’s power to authorise continuance in office up to the age of 75); and”.

**Marginal Citations**

M14 1964 c. 29 (N.I.).

*Judge Advocate of Her Majesty’s Fleet*

<sup>F17</sup>33 .....

**Textual Amendments**

F17 Sch. 6 para. 33 omitted (10.3.2022) by virtue of Public Service Pensions and Judicial Offices Act 2022 (c. 7), s. 131(1)(4)(a), Sch. 1 para. 48(3)

*Judge Advocate General and related offices*

34 In subsection (2) of section 32 of that Act (which makes similar provision for the Judge Advocate General and also provides for certain other judicial officers to vacate office at the end of the completed year of service in which they attain the age of 65, but with a proviso for continuance in office up to the age of 70)—

- (a) after the words “The Judge Advocate General shall” there shall be inserted the words “, subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of 75), ”;
- (b) for the words “at the end of the completed year of service in the course of which”, in both places where they occur, there shall be substituted the words “ on the day on which ”; and
- (c) the proviso (which in relation to the Judge Advocate General is superseded by section 26(4) to (6) of this Act) shall cease to have effect.

*Value added tax tribunals*

<sup>F18</sup>35 .....

**Textual Amendments**

F18 Sch. 6 para. 35 repealed (1.9.1994 with effect as mentioned in s. 100(1) of the repealing Act) by 1994 c. 23, s. 100(2), Sch. 15

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*Special, and deputy Special, Commissioners for Income Tax*

F1936 .....

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**Textual Amendments**  
**F19** Sch. 6 para. 36 omitted (10.3.2022) by virtue of [Public Service Pensions and Judicial Offices Act 2022](#) (c. 7), s. 131(1)(4)(a), [Sch. 1 para. 48\(3\)](#)

*President or other member of the Immigration Appeal Tribunal*

F2037 .....

.....

**Textual Amendments**  
**F20** Sch. 6 para. 37 repealed (14.2.2000) by [1999 c. 33, s. 169\(1\)\(3\)](#), [Sch. 14 para. 98\(1\)\(4\)](#), [Sch. 16](#); [S.I. 2000/168, art. 2](#), [Sch.](#) (with art. 3)

*Immigration adjudicators*

F2138 .....

.....

**Textual Amendments**  
**F21** Sch. 6 para. 38 repealed (14.2.2000) by [1999 c. 33, s. 169\(1\)\(4\)](#), [Sch. 14 para. 98\(1\)\(4\)](#), [Sch. 16](#); [S.I. 2000/168, art. 2](#), [Sch.](#) (with art. 3)

*Pensions Appeal Tribunals*

39 In the Schedule to the <sup>M15</sup>Pensions Appeal Tribunals Act 1943, for paragraph 2 (appointment, remuneration and removal of members) there shall be substituted—

“2 (1) The members of the Tribunals shall be appointed by the Lord Chancellor.

(2) There shall be paid to them such remuneration as the Treasury may determine.

(3) The Lord Chancellor may, if he thinks fit, remove any member of such a Tribunal.

(4) Subject to sub-paragraph (3) above and to subsections (4) to (6) of section 26 of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of 75), a member of such a Tribunal shall vacate his office on the day on which he attains the age of seventy years.”

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**Marginal Citations**  
**M15** [1943 c. 39](#).

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### *Mental Health Review Tribunals*

40 In Schedule 2 to the <sup>M16</sup>Mental Health Act 1983 (which makes provision with respect to Mental Health Review Tribunals), at the beginning of paragraph 2 there shall be inserted the words “ Subject to paragraph 2A below, ” and after that paragraph there shall be inserted—

“2A A member of a Mental Health Review Tribunal shall vacate office on the day on which he attains the age of 70 years; but this paragraph is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of 75 years).”

#### **Marginal Citations**

**M16** 1983 c. 20.

### *The Financial Services Tribunal*

<sup>F22</sup>41 . . . . .

#### **Textual Amendments**

**F22** Sch. 6 para. 41 repealed (1.12.2001) by S.I. 2001/3649, arts. 1, 115(a)

### *Tribunals and advisory bodies under the Misuse of Drugs Act 1971*

42 (1) Schedule 3 to the <sup>M17</sup>Misuse of Drugs Act 1971 (which includes provision in relation to tribunals and advisory bodies established for the purposes of sections 14 and 15 of that Act) shall be amended in accordance with this paragraph.

(2) In paragraph 1 (membership of tribunals) after sub-paragraph (2) there shall be inserted—

“(2A) The chairman of a tribunal shall vacate his office on the day on which he attains the age of seventy years; but this sub-paragraph is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of seventy-five years).”

(3) In paragraph 13 (membership of advisory bodies) after sub-paragraph (1) there shall be inserted—

“(1A) The chairman of an advisory body shall vacate his office on the day on which he attains the age of seventy years; but this sub-paragraph is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of seventy-five years).”

#### **Marginal Citations**

**M17** 1971 c. 38.

*Changes to legislation:* Judicial Pensions and Retirement Act 1993, SCHEDULE 6 is up to date with all changes known to be in force on or before 20 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](#)

*Restrictive Practices Court*

F23 43 . . . . .

Textual Amendments

F23 Sch. 6 para. 43 omitted (10.3.2022) by virtue of [Public Service Pensions and Judicial Offices Act 2022](#) (c. 7), s. 131(1)(4)(a), [Sch. 1 para. 48\(3\)](#)

*Tribunals constituted under section 706 of the Income and Corporation Taxes Act 1988*

F24 44 . . . . .

Textual Amendments

F24 Sch. 6 para. 44 omitted (10.3.2022) by virtue of [Public Service Pensions and Judicial Offices Act 2022](#) (c. 7), s. 131(1)(4)(a), [Sch. 1 para. 48\(3\)](#)

*Arbitrator appointed under the Agricultural Holdings Act 1986*

45 F25 . . . . .

Textual Amendments

F25 Sch. 6 para. 45 repealed (19.10.2006) by [The Regulatory Reform \(Agricultural Tenancies\) \(England and Wales\) Order 2006](#) (S.I. 2006/2805), art. 18, [Sch. 2](#) (with art. 10)

*Agricultural Land Tribunals*

- 46
- (1) Schedule 9 to the <sup>M18</sup>Agriculture Act 1947 (constitution etc of Agricultural Land Tribunals) shall be amended in accordance with this paragraph.

(2) In paragraph 13 (which relates to the chairmen of such Tribunals), in sub-paragraph (2)—

(a) at the beginning there shall be inserted the words “ Subject to sub-paragraph (2A) of this paragraph, ”; and

(b) for the words “three years” there shall be substituted “ such period as may be specified in the terms of his appointment ”.

(3) After that sub-paragraph there shall be inserted—

“(2A) No appointment of a person to be the chairman shall be such as to extend beyond the day on which he attains the age of seventy years; but this sub-paragraph is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of seventy-five years).”

(4) Paragraph 14 (which provides for there to be a panel of deputy-chairmen for each such Tribunal) shall be numbered as sub-paragraph (1) of that paragraph, and at the end of that paragraph there shall be added—

**Changes to legislation:** Judicial Pensions and Retirement Act 1993, SCHEDULE 6 is up to date with all changes known to be in force on or before 20 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](#)

- “(2) A member of the panel of deputy-chairmen shall vacate his office on the day on which he attains the age of seventy years; but this sub-paragraph is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of seventy-five years).”
- (5) In paragraph 15 (which provides for there to be panels of persons representing farmers’ and landowners’ interests), after sub-paragraph (1) there shall be inserted—
- “(1A) A member of either of the panels drawn up under sub-paragraph (1) of this paragraph shall vacate his office on the day on which he attains the age of seventy years; but this sub-paragraph is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of seventy-five years).”

**Marginal Citations**  
**M18** 1947 c. 48.

*The Aircraft and Shipbuilding Industries Arbitration Tribunal*

<sup>F26</sup>47 .....

**Textual Amendments**  
**F26** Sch. 6 para. 47 omitted (22.3.2013) by virtue of [The Public Bodies \(Abolition of the Aircraft and Shipbuilding Industries Arbitration Tribunal\) Order 2013 \(S.I. 2013/686\)](#), art. 1(2), [Sch. 1 para. 6\(3\)](#)

*Chairman of a tribunal established by section 29  
of the Betting, Gaming and Lotteries Act 1963*

- 48 In section 29 of the <sup>M19</sup>Betting, Gaming and Lotteries Act 1963 (appointment of a tribunal to hear appeals concerning bookmakers’ levy) at the end of subsection (2) there shall be added the words “ , but subject, in the case of the chairman, to subsection (2A) of this section ”, and after that subsection there shall be inserted—
- “(2A) The chairman of any such tribunal shall vacate his office on the day on which he attains the age of seventy years; but this subsection is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of seventy-five years).”

**Marginal Citations**  
**M19** 1963 c. 2.

*The Copyright Tribunal*

- 49 In section 146 of the <sup>M20</sup>Copyright, Designs and Patents Act 1988 (membership of the Copyright Tribunal) after subsection (3) there shall be inserted—

*Changes to legislation:* Judicial Pensions and Retirement Act 1993, SCHEDULE 6 is up to date with all changes known to be in force on or before 20 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](#)

“(3A) A person who is the chairman or a deputy chairman of the Tribunal shall vacate his office on the day on which he attains the age of 70 years; but this subsection is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of 75 years).”

**Marginal Citations**

M20 1988 c. 48.

*The Data Protection Tribunal*

[<sup>F27</sup>50 In Schedule 2 to the <sup>M21</sup>Data Protection Act 1984, in paragraph 8 (tenure of office of members of the Data Protection Tribunal), at the beginning of sub-paragraph (1) there shall be inserted the words “ Subject to the following provisions of this paragraph, ” and at the end of that paragraph there shall be added—

“(3) A person who is the chairman or a deputy chairman of the Tribunal shall vacate his office on the day on which he attains the age of seventy years; but this sub-paragraph is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of seventy-five years).”]

**Textual Amendments**

F27 Sch. 6 para. 50 repealed (1.3.2000) by 1998 c. 29, s. 74(2), Sch. 16 Pt. I; S.I. 2000/183, art. 2

**Marginal Citations**

M21 1984 c. 35.

*Independent Schools Tribunals*

<sup>F28</sup>51 .....

**Textual Amendments**

F28 Sch. 6 para. 51 repealed (1.11.1996) by 1996 c. 56, ss. 582(2), 583(2), Sch. 38 Pt. I (with ss. 1(4), 561, 562, Sch. 39)

*President of a tribunal constituted under Schedule 3 to the Industry Act 1975*

52 (1) In Schedule 3 to the <sup>M22</sup>Industry Act 1975, paragraph 6 (terms of appointment of members of a tribunal established to arbitrate in a dispute arising under that Act) shall be numbered as sub-paragraph (1) of that paragraph.

(2) At the beginning of that sub-paragraph there shall be inserted the words “ Subject, in the case of the president of a tribunal, to sub-paragraph (2) below ”, and after that sub-paragraph there shall be added—



**Changes to legislation:** Judicial Pensions and Retirement Act 1993, SCHEDULE 6 is up to date with all changes known to be in force on or before 20 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](#)

“(2) No appointment of a person to be the president of a tribunal shall be such as to extend beyond the day on which he attains the age of 70 years; but this paragraph is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of 75 years).”

Marginal Citations

M22 1975 c. 68.

*Tribunal constituted under Schedule 9 to the National Health Service Act 1977*

F2953 . . . . .

Textual Amendments

F29 Sch. 6 para. 53 omitted (10.3.2022) by virtue of [Public Service Pensions and Judicial Offices Act 2022](#) (c. 7), s. 131(1)(4)(a), [Sch. 1 para. 48\(3\)](#)

*Chairman of the Plant Varieties and Seeds Tribunal*

F3054 . . . . .

Textual Amendments

F30 Sch. 6 para. 54 repealed (8.5.1998) by [1997 c. 66](#), s. 52, [Sch. 4](#); [S.I. 1998/1028](#), art. 2

*Chairman of a Registered Homes Tribunal*

F3155 . . . . .

Textual Amendments

F31 Sch. 6 para. 55 omitted (10.3.2022) by virtue of [Public Service Pensions and Judicial Offices Act 2022](#) (c. 7), s. 131(1)(4)(a), [Sch. 1 para. 48\(3\)](#)

*Rent Assessment Committees*

56 In Schedule 10 to the <sup>M23</sup>Rent Act 1977, after paragraph 2 (appointment by Lord Chancellor or Secretary of State of persons to constitute the panels from which the members of rent assessment committees are selected) there shall be inserted—

“2A No appointment of a person to any panel by the Lord Chancellor shall be such as to extend beyond the day on which the person attains the age of seventy years; but this sub-paragraph is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (Lord Chancellor’s power to authorise continuance in office up to the age of seventy-five years).”

*Changes to legislation:* Judicial Pensions and Retirement Act 1993, SCHEDULE 6 is up to date with all changes known to be in force on or before 20 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](#)

Marginal Citations

M23 1977 c. 42.

*The Transport Tribunal*

- 57
- (1) Paragraph 3 of Schedule 4 to the <sup>M24</sup>Transport Act 1985 (tenure of office of judicial members) shall be amended in accordance with the following provisions of this paragraph.

(2) In sub-paragraph (1) (judicial member to hold office until the end of the completed year of service in which he attains the age of 72 and then retire)—

(a) after the words “Subject to the following provisions of this paragraph” there shall be inserted the words “and to subsections (4) to (6) of section 26 of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of seventy-five) ”; and

(b) for the words “the end of the completed year of service in which he attains the age of seventy-two” there shall be substituted the words “ the day on which he attains the age of seventy ”.

(3) Sub-paragraph (2) (which contains power to continue the member’s appointment up to the age of 75 and which is superseded by section 26(4) to (6) of this Act) shall cease to have effect.

Marginal Citations

M24 1985 c. 67.

*Tribunal established under section 9 of the Wireless Telegraphy Act 1949*

58

F32

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Textual Amendments

F32 Sch. 6 para. 58 repealed (25.7.2003 for specified purposes and 29.12.2003 for further specified purposes) by Communications Act 2003 (c. 21), ss. 406(7), 411(2), Sch. 19(1), Note 1 (with Sch. 18); S.I. 2003/1900, arts. 2(1), 3, Sch. 1; S.I. 2003/3142, art. 3(2)

*Wreck commissioner*

59

F33

.....

Textual Amendments

F33 Sch. 6 para. 59 repealed (1.1.1996) by 1995 c. 21, ss. 314, 316, Sch. 12 (with s. 312(1), Sch. 14 para. 1)

**Changes to legislation:** Judicial Pensions and Retirement Act 1993, SCHEDULE 6 is up to date with all changes known to be in force on or before 20 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

*Chairman of a Reinstatement Committee*

60 In Schedule 2 to the <sup>M25</sup>Reserve Forces (Safeguard of Employment) Act 1985, paragraph 2 (composition of Reinstatement Committees) shall be numbered as sub-paragraph (1) of that paragraph and at the end of that paragraph there shall be added—

“(2) A member of the panel of persons referred to in sub-paragraph (1)(a) shall vacate his office on the day on which he attains the age of seventy years; but this sub-paragraph is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of seventy-five years).”

**Marginal Citations**

**M25** 1985 c. 17.

*Tribunals constituted for the purposes of section 150(4) of the Mines and Quarries Act 1954*

<sup>F34</sup>61 .....

**Textual Amendments**

**F34** Sch. 6 para. 61 omitted (10.3.2022) by virtue of Public Service Pensions and Judicial Offices Act 2022 (c. 7), s. 131(1)(4)(a), **Sch. 1 para. 48(3)**

*Courts of inquiry under section 52 of the Merchant Shipping Act 1970*

<sup>F35</sup>62 .....

**Textual Amendments**

**F35** Sch. 6 para. 62 omitted (10.3.2022) by virtue of Public Service Pensions and Judicial Offices Act 2022 (c. 7), s. 131(1)(4)(a), **Sch. 1 para. 48(3)**

*Chairman of a vaccine damage tribunal in Northern Ireland*

<sup>F36</sup>63 .....

**Textual Amendments**

**F36** Sch. 6 para. 63 repealed (29.11.1999 except for specified purposes) by S.I. 1998/1506 (N.I. 10), art. 78(2), **Sch. 7**; S.R. 1999/472, art. 2(1)(a)(2), **Sch. 1** (subject to transitional provisions in arts. 20-22)

*Chairman of a tribunal constituted under section 47 of the Building Societies Act 1986*

<sup>F37</sup>64 .....

*Changes to legislation: Judicial Pensions and Retirement Act 1993, SCHEDULE 6 is up to date with all changes known to be in force on or before 20 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*

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Textual Amendments

F37 Sch. 6 para. 64 repealed (1.12.2001) by S.I. 2001/3649, arts. 1, 115(b)

Chairman of a tribunal constituted under section 28 of the Banking Act 1987

F3865.....

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Textual Amendments

F38 Sch. 2 para. 65 repealed (1.12.2001) by S.I. 2001/3649, arts. 1, 115(c)

Arbitrators appointed under Schedule 10 to the Electricity Act 1989

66F39.....

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Textual Amendments

F39 Sch. 6 para. 66 repealed (1.10.2006) by The Employment Equality (Age) Regulations 2006 (S.I. 2006/1031), reg. 49(2), Sch. 6 para. 66 (with regs. 44-46)

Chairman of a tribunal constituted under Schedule 3 to the Education (Schools) Act 1992

F4067.....

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Textual Amendments

F40 Sch. 6 para. 67 repealed (1.11.1996) by 1996 c. 57, ss. 47(2), 48(2), Sch. 7

Chairman of a tribunal constituted under section 59 of the Friendly Societies Act 1992

F4168.....

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Textual Amendments

F41 Sch. 2 para. 68 repealed (1.12.2001) by S.I. 2001/3649, arts. 1, 115(d)

**Changes to legislation:**

Judicial Pensions and Retirement Act 1993, SCHEDULE 6 is up to date with all changes known to be in force on or before 20 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.

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**Changes and effects yet to be applied to :**

- Sch. 6 para. 55 repealed by [2000 c. 14 Sch. 6](#)