

*Changes to legislation: There are currently no known outstanding effects for the Architects Act 1997, Part II. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 1

#### THE BOARD AND ITS COMMITTEES

#### PART II

##### THE PROFESSIONAL CONDUCT COMMITTEE

- [<sup>F1</sup>13] The Professional Conduct Committee is to consist of—
- (a) at least three persons who are legally qualified;
  - (b) at least three [<sup>F2</sup>registered persons] of whom at least one must be a person whose address in the Register is in Scotland; and
  - (c) at least three persons who are not legally qualified and are not [<sup>F3</sup>registered persons].]

#### Textual Amendments

- F1** Sch. 1 para. 13 substituted (7.1.2019) by [The Architects Act 1997 \(Amendments etc.\) Order 2018 \(S.I. 2018/947\)](#), arts. 1(1), **4(2)** (with art. 7)
- F2** Words in Sch. 1 para. 13(b) substituted (31.12.2020) by [The Architects Act 1997 \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/717\)](#), regs. 1(2), **20(4)(a)** (with regs. 22-47) (as amended by S.I. 2019/810, regs. 1(3), 4 and S.I. 2020/1038, regs. 1(3), Sch. 3 para. 4); 2020 c. 1, Sch. 5 para. 1(1)
- F3** Words in Sch. 1 para. 13(c) substituted (31.12.2020) by [The Architects Act 1997 \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/717\)](#), regs. 1(2), **20(4)(b)** (with regs. 22-47) (as amended by S.I. 2019/810, regs. 1(3), 4 and S.I. 2020/1038, regs. 1(3), Sch. 3 para. 4); 2020 c. 1, Sch. 5 para. 1(1)

- 14 (1) The members of the Professional Conduct Committee shall elect a [<sup>F4</sup>chair] from among themselves.
- (2) The [<sup>F4</sup>chair]—
- (a) may resign by notice in writing addressed to the Registrar; and
  - (b) may be removed by a majority vote of the other members of the Professional Conduct Committee.
- (3) Rules made by the Board may make provision for the appointment of a person to act as [<sup>F4</sup>chair] in the event of a vacancy in the office of [<sup>F4</sup>chair] or in such other circumstances as may be prescribed.

#### Textual Amendments

- F4** Word in Act substituted (7.1.2019) by [The Architects Act 1997 \(Amendments etc.\) Order 2018 \(S.I. 2018/947\)](#), **art. 2** (with art. 7)

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15 [F5(1) Subject to sub-paragraph (2), the quorum of the Professional Conduct Committee is —

- (a) one member appointed under paragraph 13(a);
- (b) one member appointed under paragraph 13(b); and
- (c) one member appointed under paragraph 13(c).]

(2) F6... Where the Committee is considering the case of a person whose address in the Register is in Scotland, the Committee is not quorate unless there is present a member of the Committee who is a [F7registered person] and whose address in the Register is in Scotland.

**Textual Amendments**

- F5** Sch. 1 para. 15(1) substituted for Sch. 1 para. 15(1)(1A) (7.1.2019) by [The Architects Act 1997 \(Amendments etc.\) Order 2018 \(S.I. 2018/947\)](#), arts. 1(1), **4(3)(a)** (with art. 7)
- F6** Words in Sch. 1 para. 15(2) omitted (7.1.2019) by virtue of [The Architects Act 1997 \(Amendments etc.\) Order 2018 \(S.I. 2018/947\)](#), arts. 1(1), **4(3)(b)** (with art. 7)
- F7** Words in Sch. 1 para. 15(2) substituted (31.12.2020) by [The Architects Act 1997 \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/717\)](#), regs. 1(2), **20(5)** (with regs. 22-47) (as amended by S.I. 2019/810, regs. 1(3), 4 and S.I. 2020/1038, regs. 1(3), Sch. 3 para. 4); 2020 c. 1, Sch. 5 para. 1(1)

16 In the event of a tie in any vote of the Professional Conduct Committee the [F4chair] shall have an additional casting vote; and in any proceedings relating to a registered person the additional vote shall be cast in favour of that person.

**Textual Amendments**

- F4** Word in Act substituted (7.1.2019) by [The Architects Act 1997 \(Amendments etc.\) Order 2018 \(S.I. 2018/947\)](#), **art. 2** (with art. 7)

17 The Board may make rules governing the selection and term of office of members of the Professional Conduct Committee (including casual vacancies).

[F817A. In paragraph 13 the reference to a person who is legally qualified means—

- (a) a person who for the purposes of the Legal Services Act 2007 is an authorised person in relation to an activity that constitutes a reserved legal activity (within the meaning of that Act);
- (b) a solicitor or barrister in Northern Ireland; or
- (c) a solicitor or advocate in Scotland.]

**Textual Amendments**

- F8** Sch. 1 para. 17A inserted (7.1.2019) by [The Architects Act 1997 \(Amendments etc.\) Order 2018 \(S.I. 2018/947\)](#), arts. 1(1), **4(4)** (with art. 7)

**Changes to legislation:**

There are currently no known outstanding effects for the Architects Act 1997, Part II.