

Status: Point in time view as at 21/07/2008.

Changes to legislation: There are currently no known outstanding effects for the Land Registration Act 2002, SCHEDULE 9. (See end of Document for details)

SCHEDULES

SCHEDULE 9

Section 107

THE ADJUDICATOR

Holding of office

- 1 (1) The adjudicator may at any time resign his office by written notice to the Lord Chancellor .
- (2) The Lord Chancellor [^{F1}, with the concurrence of the Lord Chief Justice,] may remove the adjudicator from office on the ground of incapacity or misbehaviour.
- (3) Section 26 of the Judicial Pensions and Retirement Act 1993 (c. 8) (compulsory retirement at 70, subject to the possibility of annual extension up to 75) applies to the adjudicator.
- (4) Subject to the above, a person appointed to be the adjudicator is to hold and vacate office in accordance with the terms of his appointment and, on ceasing to hold office, is eligible for reappointment.

Textual Amendments

- F1** Words in [Sch. 9 para. 1\(2\)](#) inserted (3.4.2006) by [Constitutional Reform Act 2005 \(c. 4\), ss. 15, 148, Sch. 4 para. 303](#); [S.I. 2006/1014, art. 2](#)

Remuneration

- 2 (1) The Lord Chancellor shall pay the adjudicator such remuneration, and such other allowances, as the Lord Chancellor may determine.
- (2) The Lord Chancellor shall—
 - (a) pay such pension, allowances or gratuities as he may determine to or in respect of a person who is or has been the adjudicator, or
 - (b) make such payments as he may determine towards provision for the payment of a pension, allowances or gratuities to or in respect of such a person.
- (3) Sub-paragraph (2) does not apply if the office of adjudicator is a qualifying judicial office within the meaning of the Judicial Pensions and Retirement Act 1993.
- (4) If, when a person ceases to be the adjudicator, the Lord Chancellor determines that there are special circumstances which make it right that the person should receive compensation, the Lord Chancellor may pay to the person by way of compensation a sum of such amount as he may determine.

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Staff

- 3 (1) The adjudicator may appoint such staff as he thinks fit.
- (2) The terms and conditions of appointments under this paragraph shall be such as the adjudicator, with the approval of the Minister for the Civil Service, thinks fit.

Conduct of business

- 4 (1) Subject to sub-paragraph (2), any function of the adjudicator may be carried out by any member of his staff who is authorised by him for the purpose.
- (2) In the case of functions which are not of an administrative character, sub-paragraph (1) only applies if the member of staff [^{F2}satisfies the judicial-appointment eligibility condition on a 7-year basis.]

Textual Amendments

F2 Words in [Sch. 9 para. 4\(2\)](#) substituted (21.7.2008) by [Tribunals, Courts and Enforcement Act 2007 \(c. 15\)](#), [ss. 50\(6\), 148\(5\)](#), [Sch. 10 para. 35\(3\)](#); [S.I. 2008/1653](#), [art. 2\(b\)\(d\)](#) (with [arts. 3, 4](#))

- 5 The Lord Chancellor may by regulations make provision about the carrying out of functions during any vacancy in the office of adjudicator.

Finances

- 6 The Lord Chancellor shall be liable to reimburse expenditure incurred by the adjudicator in the discharge of his functions.
- 7 The Lord Chancellor may require the registrar to make payments towards expenses of the Lord Chancellor under this Schedule.

Application of Tribunals and Inquiries Act 1992

- 8 In Schedule 1 to the Tribunal and Inquiries Act 1992 (c. 53) (tribunals under the supervision of the Council on Tribunals), after paragraph 27 there is inserted—

“Land Registration	27B. The Adjudicator to Her Majesty’s Land Registry.”
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Parliamentary disqualification

- 9 In Part 1 of Schedule 1 to the House of Commons Disqualification Act 1975 (c. 24) (judicial offices), there is inserted at the end—

“Adjudicator to Her Majesty’s Land Registry.”;

and a corresponding amendment is made in Part 1 of Schedule 1 to the Northern Ireland Assembly Disqualification Act 1975 (c. 25).

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