

Changes to legislation: Tribunals, Courts and Enforcement Act 2007, Cross Heading: Chamber Presidents and Deputies: removal from office and extension of appointment is up to date with all changes known to be in force on or before 17 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 4

CHAMBERS AND CHAMBER PRESIDENTS: FURTHER PROVISION

PART 1

CHAMBER PRESIDENTS: APPOINTMENT, DELEGATION, DEPUTIES AND FURTHER PROVISION

[^{F1}Chamber Presidents and Deputies: removal from office and extension of appointment

Textual Amendments

F1 Sch. 4 para. 5A and cross-heading inserted (1.10.2013) by [Crime and Courts Act 2013 \(c. 22\), s. 61\(3\)](#), [Sch. 13 para. 47\(14\)](#); [S.I. 2013/2200, art. 3\(e\)](#) (with savings in [S.I. 2013/2192](#), regs. 48, 49)

- 5A (1) This paragraph applies to a person—
- (a) appointed under section 7(6) or (7) as a Chamber President, or
 - (b) appointed under paragraph 5(1) or (2) as a Deputy Chamber President of a chamber.
- (2) If the terms of the person's appointment provide that the person is appointed otherwise than on a fee-paid basis, the person may be removed from office—
- (a) only by the Lord Chancellor with the concurrence of the Senior President of Tribunals, and
 - (b) only on the ground of inability or misbehaviour.
- (3) If the terms of the person's appointment provide that the person is appointed on a fee-paid basis, the person may be removed from office—
- (a) only by the Lord Chancellor with the concurrence of the Senior President of Tribunals, and
 - (b) only on—
 - (i) the ground of inability or misbehaviour, or
 - (ii) a ground specified in the person's terms of appointment.
- (4) If the period (or extended period) for which the person is appointed ends before—
- (a) the day on which the person attains the age of [^{F2}75]
 - ^{F3}(b)
- then, subject to sub-paragraph (5), the Lord Chancellor must extend the period of the person's appointment (including a period already extended under this sub-paragraph) before it ends.
- (5) Extension under sub-paragraph (4)—
- (a) requires the person's agreement,

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- (b) is to be for such period as the Lord Chancellor considers appropriate, and
- (c) may be refused on—
 - (i) the ground of inability or misbehaviour, or
 - (ii) a ground specified in the person's terms of appointment,but only with any agreement of a senior judge (see section 46(7)), or a nominee of a senior judge, that may be required by those terms.]

Textual Amendments

- F2** Word in Sch. 4 para. 5A(4)(a) substituted (10.3.2022) by [Public Service Pensions and Judicial Offices Act 2022 \(c. 7\)](#), s. 131(1)(4)(a), [Sch. 1 para. 36\(5\)\(a\)](#) (with Sch. 1 para. 43)
- F3** Sch. 4 para. 5A(4)(b) 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. 36\(5\)\(b\)](#) (with Sch. 1 para. 43)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 13(8)(bza) inserted by [2022 c. 36 s. 23\(2\)](#)
- s. 13(8)(bzb) inserted by [2022 c. 36 s. 24\(9\)](#)
- s. 16(3)(a) word inserted by [2015 c. 2 s. 85\(3\)\(a\)](#)
- s. 16(3)(b) and word inserted by [2015 c. 2 s. 85\(3\)\(b\)](#)
- s. 16(3A)(3B) inserted by [2015 c. 2 s. 85\(4\)](#)
- s. 22(6) inserted by [2022 c. 35 Sch. 4 para. 4\(2\)](#)
- s. 23(8) inserted by [2022 c. 35 Sch. 4 para. 4\(3\)](#)
- s. 25A inserted by [2022 c. 36 s. 80\(1\)](#)
- s. 29(3A) inserted by [2022 c. 36 s. 81\(6\)](#)
- Sch. 5 para. 11A and cross-heading inserted by [2022 c. 36 s. 80\(2\)](#)
- Sch. 7 para. 6(1)(e) words substituted by [2013 c. 22 Sch. 14 para. 13\(2\)](#) (Sch. 7 was already repealed when this amendment came into force)
- Sch. 7 para. 6(4)(b) words substituted by [2013 c. 22 Sch. 14 para. 13\(2\)](#) (Sch. 7 was already repealed when this amendment came into force)