

Status: Point in time view as at 18/07/2014.

*Changes to legislation: There are currently no known outstanding effects for the Legal Services Act 2007,
Cross Heading: Duty to notify Board of decisions under this Schedule. (See end of Document for details)*

SCHEDULES

SCHEDULE 13

OWNERSHIP OF LICENSED BODIES

PART 5

ENFORCEMENT

RECORDS OF DECISIONS

Duty to notify Board of decisions under this Schedule

- 47 (1) The relevant licensing authority must notify the Board where—
- (a) it has objected under paragraph 19, 31, or 36 to a person's holding of a restricted interest, or
 - (b) it has imposed conditions under paragraph 17, 28, or 33 on a person's holding of a restricted interest.
- (2) The notification must state—
- (a) the reasons for the objection or imposition of conditions, and
 - (b) the kind of restricted interest to which the objection or conditions related.
- (3) If the licensing authority takes any action under paragraph 43 in relation to a person notified to the Board under sub-paragraph (1), it must notify the Board of that fact.
- (4) If there is an appeal to the relevant appellate body against the objection or imposition of conditions, the licensing authority must notify the Board of the outcome of that appeal (and any subsequent appeal to the High Court).
- (5) If the licensing authority has imposed conditions on a person's holding of a restricted interest, it must notify the Board of any decision taken by it under paragraph 35 (variation and cancellation of conditions).
- (6) The licensing authority must give the person and the licensed body concerned a copy of any notification it gives the Board under this paragraph.

Modifications etc. (not altering text)

- C1** Sch. 13 para. 47 modified (with effect in accordance with art. 2 of the amending S.I.) by [Legal Services Act 2007 \(Appeals from Licensing Authority Decisions\) Order 2011 \(S.I. 2011/1712\)](#), arts. 2(1), 5, **Sch. para. 2(8)**
- C2** Sch. 13 para. 47 modified (18.7.2014) by [The Legal Services Act 2007 \(Appeals from Licensing Authority Decisions\) \(Chartered Institute of Patent Attorneys and Institute of Trade Mark Attorneys\) Order 2014 \(S.I. 2014/1897\)](#), art. 2(1), Sch. para. 2(1)(8) (with art. 2(2))

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C3 Sch. 13 para. 47 modified (18.7.2014) by [The Legal Services Act 2007 \(Appeals from Licensing Authority Decisions\) \(Institute of Chartered Accountants in England and Wales\) Order 2014 \(S.I. 2014/1898\)](#), art. 2, Sch. para. 2(1)(8)

Commencement Information

I1 Sch. 13 para. 47 in force at 1.10.2011 by [S.I. 2011/2196](#), art. 2(1)(d)

- 48 (1) A licensing authority must notify the Board where under paragraph 16, 17, 27 or 28 it approves the holding of a restricted interest in a licensed body by a person included in the list kept by the Board under paragraph 51.
- (2) The notification must state—
- (a) if the approval was under paragraph 17 or 28, the conditions to which the approval was subject, and
 - (b) the reasons for the licensing authority's decision to approve the person's holding of the interest.
- (3) If the approval was under paragraph 17 or 28 and there is an appeal to the relevant appellate body against the imposition of conditions, the licensing authority must notify the Board of the outcome of that appeal (and any subsequent appeal to the High Court).
- (4) If the approval was under paragraph 17 or 28, the licensing authority must notify the Board of any decision taken by it under paragraph 35 (variation and cancellation of conditions).
- (5) The licensing authority must give the person and the licensed body concerned a copy of any notification it gives the Board under this paragraph.

Modifications etc. (not altering text)

- C4** Sch. 13 para. 48 modified (with effect in accordance with art. 2 of the amending S.I.) by [Legal Services Act 2007 \(Appeals from Licensing Authority Decisions\) Order 2011 \(S.I. 2011/1712\)](#), arts. 2(1), 5, **Sch. para. 2(9)**
- C5** Sch. 13 para. 48 modified (18.7.2014) by [The Legal Services Act 2007 \(Appeals from Licensing Authority Decisions\) \(Institute of Chartered Accountants in England and Wales\) Order 2014 \(S.I. 2014/1898\)](#), art. 2, Sch. para. 2(1)(9)
- C6** Sch. 13 para. 48 modified (18.7.2014) by [The Legal Services Act 2007 \(Appeals from Licensing Authority Decisions\) \(Chartered Institute of Patent Attorneys and Institute of Trade Mark Attorneys\) Order 2014 \(S.I. 2014/1897\)](#), art. 2(1), Sch. para. 2(1)(9) (with art. 2(2))

Commencement Information

I2 Sch. 13 para. 48 in force at 1.10.2011 by [S.I. 2011/2196](#), art. 2(1)(d)

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