

Changes to legislation: Coroners and Justice Act 2009, Part 3 is up to date with all changes known to be in force on or before 11 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 3

APPOINTMENT ETC OF SENIOR CORONERS, AREA CORONERS AND ASSISTANT CORONERS

PART 3

VACANCIES; FUNCTIONS OF AREA AND ASSISTANT CORONERS

Filling of vacancies

- 5 (1) This paragraph applies where a vacancy occurs—
- (a) in the office of senior coroner for an area, or
 - (b) in an office of area coroner for an area.
- (2) The relevant authority for the area must—
- (a) give notice in writing of the vacancy to the Lord Chancellor and the Chief Coroner as soon as practicable after the vacancy occurs;
 - (b) appoint a person to fill the vacancy under paragraph 1 or 2 (as the case may be) within 3 months of the vacancy occurring, or within whatever further period the Lord Chancellor allows;
 - (c) give notice in writing of the appointment of a person to fill the vacancy to the Lord Chancellor and the Chief Coroner as soon as practicable after it is filled.

Commencement Information

II Sch. 3 para. 5 in force at 25.7.2013 by S.I. 2013/1869, art. 2(j)

- 6 (1) This paragraph applies where—
- (a) a vacancy occurs in an office of assistant coroner for an area, and
 - (b) the vacancy causes the number of assistant coroners for the area to fall below (or further below) the minimum number specified under paragraph 2(1)(b).
- (2) Within 3 months of the vacancy occurring, or within whatever further period the Lord Chancellor allows, the relevant authority for the area must appoint a person to fill the vacancy.

Commencement Information

I2 Sch. 3 para. 6 in force at 25.7.2013 by S.I. 2013/1869, art. 2(j)

Changes to legislation: *Coroners and Justice Act 2009, Part 3 is up to date with all changes known to be in force on or before 11 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*

Person to act as senior coroner in case of vacancy

- 7
- (1) This paragraph applies where a vacancy occurs in the office of senior coroner for an area.
 - (2) Subject to sub-paragraph (3), the area coroner for the area (or, if there is more than one such area coroner, whichever of them is nominated by the relevant authority for the area) is to act as senior coroner for the area while the office remains vacant.
 - (3) Where there is no area coroner for the area, whichever assistant coroner for the area is nominated by the relevant authority for the area is to act as senior coroner for the area while the office remains vacant.
 - (4) In the case of a coroner area that consists of the area of two or more local authorities, the relevant authority for the area must consult the other authority or authorities before making a nomination under this paragraph.
 - (5) A person who acts as senior coroner for an area by virtue of this paragraph is to be treated for all purposes of this Part of this Act (except those of this paragraph and paragraphs 1 to 5 and 9 to 19 of this Schedule) as being the senior coroner for the area.

Commencement Information

I3 Sch. 3 para. 7 in force at 25.7.2013 by S.I. 2013/1869, art. 2(j)

Functions of area and assistant coroners

- 8
- (1) An area coroner or assistant coroner for an area may perform any functions of the senior coroner for the area (including functions which that senior coroner has by virtue of section 2 or 3)—
 - (a) during a period when that senior coroner is absent or unavailable;
 - (b) at any other time, with the consent of that senior coroner.
 - (2) Accordingly a reference in a statutory provision (whenever made) to a senior coroner is to be read, where appropriate, as including an area coroner or assistant coroner.

Commencement Information

I4 Sch. 3 para. 8 in force at 25.7.2013 by S.I. 2013/1869, art. 2(j)

Changes to legislation:

Coroners and Justice Act 2009, Part 3 is up to date with all changes known to be in force on or before 11 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.

[View outstanding changes](#)

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. 11A and cross-heading inserted by [2023 c. 41 Sch. 11 para. 1\(1\)](#)
- Sch. 1A inserted by [2023 c. 41 Sch. 11 para. 1\(2\)](#)