

SCHEDULES

SCHEDULE 13

JUDICIAL APPOINTMENTS

PART 6

APPOINTMENT OF JUDGE TO EXERCISE FUNCTIONS OF A HEAD OF DIVISION IN CASE OF INCAPACITY OR A VACANCY ETC

88 After section 10(6) of the Senior Courts Act 1981 (where there is a vacancy in one or more of the offices of the Heads of Division, a newly-appointed Lord Chief Justice is to take the required oaths in the presence of the holders of such of the offices as are not vacant) insert—

“(6A) Where the holder of an office mentioned in subsection (5) is incapable of exercising the functions of the office, the office is to be treated as vacant for the purposes of subsection (6).”