

SCHEDULES

SCHEDULE 6

MINOR AND CONSEQUENTIAL AMENDMENTS

Solicitors Act 1974 (c. 47)

- 22 (1) The Solicitors Act 1974 (c. 47) is amended as follows.
- (2) For section 12(1)(j) (application for practising certificate by solicitor lacking capacity) substitute—
- “(j) while he lacks capacity (within the meaning of the Mental Capacity Act 2005) to act as a solicitor and powers under sections 15 to 20 or section 48 of that Act are exercisable in relation to him;”.
- (3) In section 62(4) (contentious business agreements made by clients) for paragraphs (c) and (d) substitute—
- “(c) as a deputy for him appointed by the Court of Protection with powers in relation to his property and affairs, or
- (d) as another person authorised under that Act to act on his behalf.”.
- (4) In paragraph 1(1) of Schedule 1 (circumstances in which Law Society may intervene in solicitor’s practice), for paragraph (f) substitute—
- “(f) a solicitor lacks capacity (within the meaning of the Mental Capacity Act 2005) to act as a solicitor and powers under sections 15 to 20 or section 48 of that Act are exercisable in relation to him;”.