
Changes to legislation: Wales Act 2017, Paragraph 9 is up to date with all changes known to be in force on or before 22 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 5

PRESIDENT OF WELSH TRIBUNALS

PART 2

SELECTION BY THE JUDICIAL APPOINTMENTS COMMISSION

Effect of acceptance of selection

- 9 (1) Subject to the following provisions of this paragraph, where the Lord Chief Justice accepts a selection made under paragraph 4(4) he or she must appoint the person selected.
- (2) Before making the appointment the Lord Chief Justice may direct the Commission to make arrangements in accordance with the direction—
- (a) for any assessment of the health of the person selected that the Lord Chief Justice considers appropriate, and
 - (b) for a report of the assessment to be made to the Lord Chief Justice.
- (3) Sub-paragraph (4) applies in any of the following circumstances—
- (a) the Lord Chief Justice notifies the Commission that he or she is not satisfied on the basis of a report under sub-paragraph (2)(b), having consulted the Welsh Ministers, that the health of the person selected is satisfactory for the purposes of the appointment;
 - (b) the person selected declines to be appointed, or does not agree within a time specified to him for that purpose;
 - (c) the person selected is otherwise not available within a reasonable time to be appointed.
- (4) Where this sub-paragraph applies—
- (a) the selection accepted and any previous selection for the appointment are to be disregarded;
 - (b) the request pursuant to which the selection was made continues to have effect;
 - (c) any subsequent selection pursuant to that request may be made in accordance with the same or a different selection process.

Commencement Information

- II** [Sch. 5 para. 9](#) in force at 10.7.2017 or the first day on which regulations made under 2017 c. 4, [Sch. 5 para. 7\(1\)](#) come into force, whichever is the later by [S.I. 2017/351](#), [reg. 2](#)

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Changes and effects yet to be applied to :

- specified provision(s) transitional and savings provisions for commencing S.I. 2017/1179 by [S.I. 2018/278](#) [reg. 2](#)[Sch.](#)