



# Wales Act 2017

## 2017 CHAPTER 4

### PART 3

#### WELSH TRIBUNALS

#### **63 Cross-deployment of tribunal members and judges**

- (1) A member of a Welsh tribunal may act as a member of the First-tier Tribunal if—
  - (a) the Senior President of Tribunals asks the member to do so, and
  - (b) the President of Welsh Tribunals agrees to the request being made.
- (2) A judge or other member of—
  - (a) the First-tier Tribunal, or
  - (b) the Upper Tribunal,may act as a member of a specified Welsh tribunal if the President of Welsh Tribunals asks the member to do so and the Senior President of Tribunals agrees to the request being made.
- (3) Subsection (2) does not apply to a tribunal member who is a relevant judge.
- (4) A relevant judge may act as a member of a specified Welsh tribunal if—
  - (a) the President of Welsh Tribunals asks the judge to do so, and
  - (b) the Lord Chief Justice of England and Wales agrees to the request being made.
- (5) In subsections (2) and (4) “specified” means specified in the request.
- (6) In this section “relevant judge” means—
  - (a) a judge of the Senior Courts;
  - (b) a deputy judge of the High Court;
  - (c) a Circuit judge;
  - (d) a deputy Circuit judge;
  - (e) a recorder;
  - (f) a district judge;

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**Changes to legislation:** *Wales Act 2017, Section 63 is up to date with all changes known to be in force on or before 04 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*

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- (g) a deputy district judge;
  - (h) a District Judge (Magistrates' Courts);
  - (i) a Deputy District Judge (Magistrates' Courts);
  - (j) the holder of an office listed in—
    - (i) the first column of the table in section 89(3C) of the Senior Courts Act 1981 (senior High Court Masters etc), or
    - (ii) column 1 of Part 2 of Schedule 2 to that Act (High Court Masters etc).
- (7) A reference in this section to—
- (a) the President of Welsh Tribunals,
  - (b) the Senior President of Tribunals, or
  - (c) the Lord Chief Justice of England and Wales,
- includes a reference to an individual designated by that person to exercise the person's functions under this section.
- (8) A designation made by a person under subsection (7) that is in force immediately before the person ceases to hold the office in question continues in force until varied or revoked by a subsequent holder of that office.

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#### **Commencement Information**

- II** S. 63 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.](#)