



# 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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*Status: This is the original version (as it was originally enacted).*

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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.