

2013 No. 3176 (C. 129)

LEGAL SERVICES, ENGLAND AND WALES

**The Crime and Courts Act 2013 (Commencement No. 7 and
Saving and Consequential Provisions) Order 2013**

<i>Made</i> - - - -	<i>12th December 2013</i>
<i>Laid before Parliament</i>	<i>17th December 2013</i>
<i>Coming into force</i> - -	<i>7th January 2014</i>

The Lord Chancellor makes the following Order in exercise of the powers conferred by sections 58 to 61 of the Crime and Courts Act 2013(a).

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Crime and Courts Act 2013 (Commencement No. 7 and Saving and Consequential Provisions) Order 2013 and comes into force on 7th January 2014.

(2) In this Order, “the Act” means the Crime and Courts Act 2013.

Provision coming into force on 7th January 2014

2. Section 24 of the Act (appeals relating to regulation of the Bar) comes into force on 7th January 2014.

Saving provision

3.—(1) Section 24 of the Act has no effect in relation to an appeal if—

- (a) the date of the decision which is the subject of the appeal is before 7th January 2014; and
- (b) the appellant serves notice on the Clerk to the Visitors of the Inns of Court in accordance with rule 4(1) of the Hearings before the Visitors Rules 2010(b) before 18th April 2014.

(2) In this article, the “date of the decision” means—

- (a) in a case where there is an oral hearing, the date on which the decision is announced at that hearing, whether or not the appellant is present at the announcement; or
- (b) in a case where there is no oral hearing, the date of the written notice of the outcome of the appeal.

(a) 2013 c. 22.

(b) These Rules were made by the Visitors to the Inns of Court; the version in force as at 7th January 2014 is the Hearings before the Visitors Rules 2010, updated on 1st November 2011. They can be found at <https://www.barstandardsboard.org.uk/regulatory-requirements/the-code-of-conduct/annexes-to-the-code/annexe-m-hearings-before-the-visitors-rules/> or obtained from the Clerk to the Visitors, Royal Courts of Justice, Strand, London WC2A 2LL.

Consequential provision

4.—(1) In the European Communities (Lawyer’s Practice) Regulations 2000(a), in the table in Schedule 1 to the Regulations (appeals concerning registration as a European lawyer, exemption from regulation 26(a) of the qualification regulations and entry into the profession of solicitor or barrister), for “The Visitors to the Inns of Court” substitute “The High Court”.

(2) In the European Communities (Recognition of Professional Qualifications) Regulations 2007(b), in the table in Schedule 5 to the Regulations (appeal bodies), for “The Visitors to the Inns of Court” substitute “The High Court”.

(3) Paragraphs (1) and (2) have no effect in relation to an appeal to which section 24 of the Act has no effect by virtue of article 3(1).

Signed by authority of the Lord Chancellor

Shailesh Vara
Parliamentary Under Secretary of State
Ministry of Justice

12th December 2013

EXPLANATORY NOTE

(This note is not part of the Order)

This Order is the seventh commencement order made under the Crime and Courts Act 2013 (c. 22) (“the Act”). It brings into force section 24 of the Act, which deals with appeals relating to the regulation of the Bar. Section 24 applies only to England and Wales.

The effect of section 24 is that appeals against disciplinary decisions will be dealt with by the High Court rather than the Visitors to the Inns of Court. The appeals which now go to the High Court after the commencement of section 24 are appeals against decisions of Disciplinary Tribunals of the Council of the Inns of Court, decisions of the General Council of the Bar under the Bar Training Regulations, and disputes between an Inn of Court and its members or between members of an Inn.

Article 3(1) provides that section 24 has no effect, and therefore preserves the Visitors’ jurisdiction, for an appeal where the date of the decision is before 7th January 2014 and the appellant gives notice of intention to appeal to the Clerk to the Visitors in accordance with rule 4(1) before 18th April 2014. Article 4 makes consequential provision to replace references to the Visitors to the Inns of Court with references to the High Court. This consequential provision has no effect in relation to an appeal falling within article 3(1).

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 1(1) and (2)	27th May 2013	2013/1042
Section 1(3) to (11)	7th October 2013	2013/1682
Section 1(12) (partially)	27th May 2013	2013/1042
Section 1(12), so far as not already in force	7th October 2013	2013/1682
Section 2	7th October 2013	2013/1682
Section 3	27th May 2013	2013/1042
Section 4(1)	7th October 2013	2013/1682
Section 4(2) to (9)	27th May 2013	2013/1042

(a) S.I. 2000/1119. There have been relevant amendments to Schedule 1 by S.I. 2009/1587.

(b) S.I. 2007/2781.

Section 4(10) (partially)	27th May 2013	2013/1042
Section 4(10), so far as not already in force	7th October 2013	2013/1682
Section 5(1) to (9), (11) and (12)	7th October 2013	2013/1682
Section 5(10) (partially)	8th May 2013	2013/1042
Section 5(10), so far as not already in force	7th October 2013	2013/1682
Section 6(1), (3) and (4)	7th October 2013	2013/1682
Section 6(2)	27th May 2013	2013/1042
Section 7	7th October 2013	2013/1682
Section 8(1) to (5)	7th October 2013	2013/1682
Section 8(6) (partially)	8th May 2013	2013/1042
Section 8(6), so far as not already in force	7th October 2013	2013/1682
Section 9(1) to (3) and (5) to (8)	7th October 2013	2013/1682
Section 9(4) (partially)	8th May 2013	2013/1042
Section 9(4) (partially)	27th May 2013	2013/1042
Section 9(4), so far as not already in force	7th October 2013	2013/1682
Section 10	7th October 2013	2013/1682
Section 11(1) to (5), (7) and (8)	7th October 2013	2013/1682
Section 11(6) (partially)	8th May 2013	2013/1042
Section 11(6), so far as not already in force	7th October 2013	2013/1682
Section 11(9) (partially)	8th May 2013	2013/1042
Section 11(9), so far as not already in force	7th October 2013	2013/1682
Section 12	7th October 2013	2013/1682
Section 13	7th October 2013	2013/1682
Section 14	8th May 2013	2013/1042
Section 15(1) and (2)	7th October 2013	2013/1682
Section 15(3) (partially)	8th May 2013	2013/1042
Section 15(3) (partially)	27th May 2013	2013/1042
Section 15(3) (partially)	7th October 2013	2013/1682
Section 16	8th May 2013	2013/1042
Section 17(4)	4th September 2013	2013/2200
Section 17(5) (partially)	1st October 2013	2013/1725
Section 20 (partially)	15th July 2013	2013/1725
Section 20 (partially)	4th September 2013	2013/2200
Section 20 (partially)	1st October 2013	2013/2200
Section 21	1st October 2013	2013/2200
Section 22	1st November 2013	2013/2200
Section 23	15th July 2013	2013/1725
Section 25(4) (partially)	15th July 2013	2013/1725
Section 25(5) and (8)	15th July 2013	2013/1725
Section 27	11th December 2013	2013/2981
Section 29	15th July 2013	2013/1725
Section 30	1st October 2013	2013/2200
Section 32	15th July 2013	2013/1725
Section 44 (partially)	11th December 2013	2013/2981
Section 50 (partially)	29th July 2013	2013/1682
Section 50 (partially, as to England and Wales)	29th July 2013	2013/1682
Section 50 (partially)	18th September 2013	2013/2349
Section 50 (partially, as to England and Wales and Northern Ireland)	14th October 2013	2013/2349
Section 50 (partially, as to Northern Ireland)	14th October 2013	2013/2349
Section 51	8th May 2013	2013/1042
Section 52	25th June 2013	2013/1042

Section 53	25th June 2013	2013/1042
Section 54	25th June 2013	2013/1042
Section 55(1) and (2)	25th June 2013	2013/1042
Section 55(3) (partially)	25th June 2013	2013/1042
Section 55(5)	25th June 2013	2013/1042
Section 55(6) to (13)	25th June 2013	2013/1042
Section 55(14) (partially)	25th June 2013	2013/1042
Section 57	1st February 2014	2013/2981
Schedule 1, paragraph 7	27th May 2013	2013/1042
Schedule 1, so far as not already in force	7th October 2013	2013/1682
Schedule 2, paragraph, 1, 4 and 5	27th May 2013	2013/1042
Schedule 2, so far as not already in force	7th October 2013	2013/1682
Schedule 3, paragraph 34	8th May 2013	2013/1042
Schedule 3, so far as not already in force	7th October 2013	2013/1682
Schedule 4, paragraph 1	8th May 2013	2013/1042
Schedule 4, so far as not already in force	7th October 2013	2013/1682
Schedule 5, paragraphs 5, 27, 28, 29 and 30	8th May 2013	2013/1042
Schedule 5, paragraph 4	27th May 2013	2013/1042
Schedule 5, so far as not already in force	7th October 2013	2013/1682
Schedule 6, paragraph 5(5) and (6)	8th May 2013	2013/1042
Schedule 6, so far as not already in force	7th October 2013	2013/1682
Schedule 7	7th October 2013	2013/1682
Schedule 8, paragraphs 1 to 5 and 13	8th May 2013	2013/1042
Schedule 8, paragraphs 101 to 103	27th May 2013	2013/1042
Schedule 8, paragraphs 6 to 10, 12 to 100 and 104 to 190	7th October 2013	2013/1682
Schedule 9, paragraphs 21 (except for sub-paragraph (3)), 27 and 30	1st October 2013	2013/1725
Schedule 13, Parts 2, 6 and 7	15th July 2013	2013/1725
Schedule 13, Part 3	4th September 2013	2013/2200
Schedule 13, Parts 1 and 4 (partially)	1st October 2013	2013/2200
Schedule 14	1st October 2013	2013/2200
Schedule 16, Parts 1 to 3 and 5 to 7, and so far as extending to the United Kingdom, Part 8 except paragraph 37	11th December 2013	2013/2981
Schedule 20, paragraphs 16 to 29	29th July 2013	2013/1682
Schedule 20, paragraphs 10 to 15, as to England and Wales	29th July 2013	2013/1682
Schedule 20, paragraphs 3 and 6 (partially)	18th September 2013	2013/2349
Schedule 20, Part 1, so far as not already in force as to England and Wales and Northern Ireland	14th October 2013	2013/2349
Schedule 20, Part 2, as to Northern Ireland	14th October 2013	2013/2349
Schedule 21, paragraphs 1 to 13	25th June 2013	2013/1042
Schedule 21, paragraph 14 (partially)	25th June 2013	2013/1042
Schedule 21, paragraphs 19 and 30 to 38	25th June 2013	2013/1042
Schedule 21, paragraphs 39 to 50	25th June 2013	2013/1042

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£4.00

UK201312136 12/2013 19585

<http://www.legislation.gov.uk/id/uksi/2013/3176>

ISBN 978-0-11-110741-6



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