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## STATUTORY INSTRUMENTS

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# 1976 No. 582

## Solicitors (Northern Ireland) Order 1976

### PART III

#### PROFESSIONAL PRACTICE, CONDUCT AND DISCIPLINE

##### *Control of solicitors' property in certain cases*

#### **Solicitors guilty of undue delay in certain matters**

**38.** Where—

(a) a complaint is made to the Council that there has been undue delay on the part of a solicitor in connection with any matter in which he or his firm has been instructed on behalf of a client<sup>F1</sup> . . . or any matter which relates to the administration of<sup>F1</sup> a controlled trust or in complying with an order of the Tribunal under Article 51(1)(j), (k) or (l) or (3) or Article 51A; and]

(b) the Council have by notice invited the solicitor to give an explanation in respect of that matter; and

(c) the solicitor has, within a period of not less than fourteen days specified in the said notice or such longer period as the Council may determine, failed to give an explanation in respect of that matter which the Council regard as sufficient and satisfactory; and

(d) the solicitor has been notified in writing by the Society that he has so failed;

the provisions of Schedule 1 shall apply in relation to that solicitor and the other persons mentioned in that Schedule, but as regards the documents specified in paragraph 2, and the sums of money specified in paragraph 10, of Part I of that Schedule, only in so far as they relate to the matter in the complaint.

**F1** 1989 NI 14

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to Solicitors (Northern Ireland) Order 1976. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- [art. 38\(a\)](#) words repealed by [2016 c. 14 \(N.I.\) Sch. 4 para. 2\(2\)](#)[Sch. 5](#)

**Changes and effects yet to be applied to the whole Order associated Parts and Chapters:**

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- [art. 6\(1A\)](#) inserted by [2011 c. 24 \(N.I.\) s. 88\(2\)](#)
- [art. 10\(2D\)](#) inserted by [2011 c. 24 \(N.I.\) s. 88\(4\)](#)
- [art. 51\(11A\)](#) inserted by [2016 c. 14 \(N.I.\) s. 3\(4\)](#)
- [art. 71H\(3\)](#) revoked by [1996 c. 23 s. 107\(2\)](#)[Sch.4](#)
- [art. 75\(1A\)](#) inserted by [2016 c. 14 \(N.I.\) s. 3\(6\)](#)
- [art. 75\(2A\)\(2B\)](#) inserted by [2011 c. 24 \(N.I.\) s. 90\(1\)](#)