

**2006 No. 115**

**LORD CHANCELLOR**

**LORD CHIEF JUSTICE**

**TRANSFER OF FUNCTIONS**

**The Lord Chancellor (Consequential Provisions) Order  
(Northern Ireland) 2006**

*Made - - - - - 13th March 2006*

*To be laid before Parliament*

*Coming into operation 3rd April 2006*

The Lord Chancellor makes the following Order in exercise of the powers conferred upon him by section 143 of the Constitutional Reform Act 2005(a).

**Citation and commencement**

**1.** This Order may be cited as the Lord Chancellor (Consequential Provisions) Order (Northern Ireland) 2006 and shall come into operation on 3rd April 2006.

**Consequential provision**

**2.** The Schedule has effect with respect to the making of provision consequential to that under the Constitutional Reform Act 2005.

Dated 13th March 2006

*Falconer of Thoroton, C.*

## CONSEQUENTIAL PROVISION

**County Court Rules (Northern Ireland) 1981**

1.—(1) Order 54 rule 2 of the County Court Rules (Northern Ireland) 1981<sup>(a)</sup> is amended as follows.

(2) In paragraph (2) for “Lord Chancellor” substitute “Lord Chief Justice”.

**Legal Aid in Criminal Proceedings (Costs) Rules (Northern Ireland) 1992**

2. The Legal Aid in Criminal Proceedings (Costs) Rules (Northern Ireland) 1992<sup>(b)</sup> is amended as follows.

3.—(1) Rule 9 is amended in accordance with this paragraph.

(2) In paragraph 3(a)(i) for “Lord Chancellor” substitute “Lord Chief Justice”.

4.—(1) Part II of Schedule 1 is amended in accordance with this paragraph.

(2) In paragraph 1(2)(a) for “Lord Chancellor” substitute “Lord Chief Justice”.

**Children (Allocation of Proceedings) Order (Northern Ireland) 1996**

5.—(1) Article 1 of the Children (Allocation of Proceedings) Order (Northern Ireland) 1996<sup>(c)</sup> is amended as follows.

(2) In the definition of “petty sessions districts” in paragraph (2), after “Lord Chancellor” insert “after consultation with the Lord Chief Justice”.

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(a) S.R. 1981/225, to which there have been amendments not relevant to this Order.

(b) S.R. 1992/314, to which there have been amendments not relevant to this Order.

(c) S.R. 1996/300, to which there have been amendments not relevant to this Order

## **EXPLANATORY NOTE**

*(This note is not part of the Order)*

Article 2 of this Order introduces the Schedule which makes amendments to certain functions of the Lord Chancellor which are contained in secondary legislation. These amendments are consequential to amendments that are effected by Schedule 5 to the Constitutional Reform Act 2005 (c.4) which transfers certain of the Lord Chancellor's functions to the Lord Chief Justice of Northern Ireland, and requires certain functions to be exercised by the Lord Chancellor only after consulting, or obtaining the concurrence of the Lord Chief Justice of Northern Ireland.