



Courts Act 1971

1971 CHAPTER 23

PART III

JUDGES

22 Oaths to be taken by Circuit judges and Recorders.

- (1) Subject to the following provisions of this section, every Circuit judge and every Recorder shall take the oath of allegiance and the judicial oath; and the ^{M1}Promissory Oaths Act 1868 shall have effect as if the officers named in the Second Part of the Schedule to that Act included Circuit judges and Recorders.
- (2) Notwithstanding anything in the ^{M2}Promissory Oaths Act 1871, a Circuit judge shall take the oaths referred to in subsection (1) above before the [^{F1}Lord Chief Justice], and a Recorder shall take those oaths before a judge of the Court of Appeal or of the High Court or a Circuit judge.
- (3) Nothing in this section shall require an oath to be taken by a person who becomes a Circuit judge in accordance with any provision of Part I of Schedule 2 to this Act.

[^{F2}(3A) The Lord Chief Justice may nominate a judicial office holder (as defined in section 109(4) of the Constitutional Reform Act 2005) to exercise his functions under subsection (2).]

Textual Amendments

- F1** Words in s. 22(2) substituted (3.4.2006) by Constitutional Reform Act 2005 (c. 4), ss. 15, 148, **Sch. 4 para. 70(2)**; S.I. 2006/1014, **art. 2(a)**, Sch. 1 para. 11(e)
- F2** S. 22(3A) inserted (3.4.2006) by Constitutional Reform Act 2005 (c. 4), ss. 15, 148, **Sch. 4 para. 70(3)**; S.I. 2006/1014, **art. 2(a)**, Sch. 1 para. 11(e)

Marginal Citations

- M1** 1868 c. 72.
M2 1871 c. 48.

Changes to legislation:

There are currently no known outstanding effects for the Courts Act 1971, Section 22.