



# Courts Act 1971

## 1971 CHAPTER 23

### PART III

#### JUDGES

#### [<sup>F1</sup>23 Circuit judge or Recorder sitting as High Court Judge.

- (1) If requested to do so by or on behalf of the Lord Chancellor, a Circuit judge or Recorder shall sit as a judge of the High Court for the hearing of such case or cases or at such place and for such time as may be specified by or on behalf of the Lord Chancellor.
- (2) So long as a Circuit judge or Recorder sits as a judge of the High Court in pursuance of a request under this section he shall be treated, subject to subsection (3) below, for all purposes as, and accordingly may perform any of the functions of, a puisne judge of the High Court.
- (3) A Circuit judge or Recorder sitting as a judge of the High Court in pursuance of a request under this section shall not be treated as a judge of the High Court for the purpose of any provision made by or under any enactment and relating to—
  - (a) the appointment, retirement, removal or disqualification of judges of the High Court,
  - (b) the tenure of office and oaths to be taken by such judges, or
  - (c) the remuneration, allowances or pensions of such judges.
- (4) Where a Circuit judge or Recorder is requested to sit as a judge of the High Court for a period of time then, notwithstanding the expiry of that time, he may attend at the High Court for the purpose of continuing to deal with, giving judgment in, or dealing with any ancillary matter relating to, any case which may have been begun before him when sitting as a judge of that court, and for that purpose and for the purpose of any proceedings subsequent thereon he shall be treated as a judge of the High Court.]

#### Textual Amendments

**F1** S. 23 repealed (E.W.) by [Supreme Courts Act 1981 \(c. 54, SIF 37\)](#), s. 152(4), [Sch. 7](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Courts Act 1971, Section 23.