



# Solicitors Act 1974

## 1974 CHAPTER 47

### PART III

#### REMUNERATION OF SOLICITORS

##### *Remuneration—general*

#### 73 Charging orders.

- (1) Subject to subsection (2), any court in which a solicitor has been employed to prosecute or defend any suit, matter or proceedings may at any time—
- (a) declare the solicitor entitled to a charge on any property recovered or preserved through his instrumentality for his [<sup>F1</sup>assessed] costs in relation to that suit, matter or proceeding; and
  - (b) make such orders for the [<sup>F2</sup>assessment] of those costs and for raising money to pay or for paying them out of the property recovered or preserved as the court thinks fit;

and all conveyances and acts done to defeat, or operating to defeat, that charge shall, except in the case of a conveyance to a bona fide purchaser for value without notice, be void as against the solicitor.

- (2) No order shall be made under subsection (1) if the right to recover the costs is barred by any statute of limitations.

#### Textual Amendments

- F1** Word in s. 73(1) substituted (1.1.2010) by [Legal Services Act 2007 \(c. 29\)](#), ss. 177, 211, [Sch. 16 para. 68\(a\)](#) (with ss. 29, 192, 193); [S.I. 2009/3250](#), [art. 2\(f\)\(ii\)](#) (with art. 9)
- F2** Word in s. 73(1) substituted (1.1.2010) by [Legal Services Act 2007 \(c. 29\)](#), ss. 177, 211, [Sch. 16 para. 68\(b\)](#) (with ss. 29, 192, 193); [S.I. 2009/3250](#), [art. 2\(f\)\(ii\)](#) (with art. 9)

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*Changes to legislation: There are currently no known outstanding effects for the Solicitors Act 1974, Section 73. (See end of Document for details)*

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**Modifications etc. (not altering text)**

- C1** S. 73 extended (1.1.1992) by Administration of Justice Act 1985 (c. 61, SIF 34), s. 9, **Sch. 2 para. 22(2)**; s.I. 1991/2683, art. 2  
S. 73 extended (31.1.1997) by 1996 c. 23, ss. 75, 93(6), **Sch. 2 para. 12** (with ss. 1, 2, 5, 81, 84, 93(6), 94, 95, 106); S.I. 1996/3146, **art. 3**  
S. 73 extended (22.5.2000) by S.I. 2000/1119, regs. 1, 37(3), **Sch. 4 para. 7(2)**
- C2** Ss. 70-74 applied (with modifications) (23.12.2011) by The Legal Services Act 2007 (Designation as a Licensing Authority) (No. 2) Order 2011 (S.I. 2011/2866), art. 1(2), Sch. 1 paras. 1, 3, **5**

**Changes to legislation:**

There are currently no known outstanding effects for the Solicitors Act 1974, Section 73.