
Changes to legislation: There are currently no known outstanding effects for the Legal Services Act 2007, Part 2. (See end of Document for details)

SCHEDULES

SCHEDULE 11

LICENSING RULES

PART 2

STRUCTURAL REQUIREMENTS

Management

- 9 (1) Licensing rules must require a licensed body to comply with the following requirement at all times.
- (2) At least one of the licensed body's managers must be a person (other than a licensed body) who is an authorised person in relation to a licensed activity.
- (3) No manager of the licensed body may be a person who under this Part of this Act is disqualified from acting as a manager of a licensed body.

Commencement Information

11 Sch. 11 para. 9 in force at 2.8.2010 by S.I. 2010/1118, art. 2(c)

- 10 (1) Licensing rules may make further provision as to—
- (a) the managers of licensed bodies, and
- (b) the arrangements for the management by them of the licensed body and its activities.
- (2) They must not require all the managers of a licensed body to be authorised persons in relation to a reserved legal activity.

Commencement Information

12 Sch. 11 para. 10 in force at 2.8.2010 by S.I. 2010/1118, art. 2(c)

Head of Legal Practice

- 11 (1) Licensing rules must include the following requirements.
- (2) A licensed body must at all times have an individual—
- (a) who is designated as Head of Legal Practice, and
- (b) whose designation is approved by the licensing authority.
- (3) A designation of an individual as Head of Legal Practice has effect only while the individual—

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- (a) consents to the designation,
 - (b) is an authorised person in relation to one or more of the licensed activities, and
 - (c) is not under this Part of this Act disqualified from acting as Head of Legal Practice of a licensed body.
- (4) The licensing authority may approve a person's designation only if it is satisfied that the person is a fit and proper person to carry out the duties imposed by section 91 in relation to that body.
- (5) The licensing authority may approve a person's designation in the course of determining an application for a licence under section 84.
- (6) If the licensing authority is satisfied that the person designated as a licensed body's Head of Legal Practice has breached a duty imposed by section 91, it may withdraw its approval of that person's designation.

Commencement Information

I3 Sch. 11 para. 11 in force at 2.8.2010 by S.I. 2010/1118, art. 2(c)

- 12 (1) Licensing rules must make provision—
- (a) about the procedures and criteria that will be applied by the licensing authority when determining under paragraph 11(4) whether an individual is a fit and proper person;
 - (b) for a review by the licensing authority of a determination under that paragraph that an individual is not a fit and proper person;
 - (c) about the procedures and criteria that will be applied by the licensing authority in determining under paragraph 11(6) whether to withdraw its approval;
 - (d) for a review by the licensing authority of a determination under that paragraph to withdraw its approval;
 - (e) about the procedure which is to apply where a licensed body ceases to comply with the requirement imposed by virtue of paragraph 11(2).
- (2) Rules made in accordance with sub-paragraph (1)(e) may in particular provide that the requirement imposed by virtue of paragraph 11(2) is suspended until such time as may be specified by the licensing authority if the licensed body complies with such other requirements as may be specified in the rules.

Commencement Information

I4 Sch. 11 para. 12 in force at 2.8.2010 by S.I. 2010/1118, art. 2(c)

Head of Finance and Administration

- 13 (1) Licensing rules must include the following requirements.
- (2) A licensed body must at all times have an individual—
- (a) who is designated as Head of Finance and Administration, and
 - (b) whose designation is approved by the licensing authority.

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- (3) A designation of an individual as Head of Finance and Administration has effect only while the individual—
 - (a) consents to the designation, and
 - (b) is not under this Part of this Act disqualified from acting as Head of Finance and Administration of a licensed body.
- (4) The licensing authority may approve a person's designation only if it is satisfied that the person is a fit and proper person to carry out the duties imposed by section 92 in relation to that body.
- (5) The licensing authority may approve a person's designation in the course of determining an application for a licence under section 84.
- (6) If the licensing authority is satisfied that the person designated as a licensed body's Head of Finance and Administration has breached a duty imposed by section 92, it may withdraw its approval of that person's designation.

Commencement Information

I5 Sch. 11 para. 13 in force at 2.8.2010 by S.I. 2010/1118, art. 2(c)

- 14 (1) Licensing rules must make provision—
- (a) about the procedures and criteria that will be applied by the licensing authority when determining under paragraph 13(4) whether an individual is a fit and proper person;
 - (b) for a review by the licensing authority of a determination under that paragraph that an individual is not a fit and proper person;
 - (c) about the procedures and criteria that will be applied by the licensing authority in determining under paragraph 13(6) whether to withdraw its approval;
 - (d) for a review by the licensing authority of a determination under that paragraph to withdraw its approval;
 - (e) about the procedure which is to apply where a licensed body ceases to comply with the requirement imposed by virtue of paragraph 13(2).
- (2) The rules made in accordance with sub-paragraph (1)(e) may in particular provide that the requirement imposed by virtue of sub-paragraph 13(2) is suspended until such time as may be specified by the licensing authority if the licensed body complies with such other requirements as may be specified in the rules.

Commencement Information

I6 Sch. 11 para. 14 in force at 2.8.2010 by S.I. 2010/1118, art. 2(c)

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