



Deregulation Act 2015

2015 CHAPTER 20

Administration of justice

87 Licensed CLC practitioners

- (1) Section 53 of the Courts and Legal Services Act 1990 (the Council for Licensed Conveyancers: authorisation of individuals to carry on reserved legal activities) is amended as follows.
- (2) In subsection (2), omit “only if the person is a licensed conveyancer”.
- (3) In subsection (3)—
 - (a) for “a licensed conveyancer” substitute “a person”;
 - (b) for “the licensed conveyancer” substitute “the person in respect of that activity”.
- (4) In subsection (4), for “Any such” substitute “If the person granted a licence under this section is a licensed conveyancer, the”.
- (5) After subsection (4) insert—

“(4A) If the person granted a licence under this section is not a licensed conveyancer, the licence may be granted as a separate licence or as part of a composite licence comprising that and any other licence under this section which the Council may grant to the person.

(4B) A licence under this section granted to a person who is not a licensed conveyancer ceases to have effect if the person becomes a licensed conveyancer.”
- (6) In subsection (9)—
 - (a) in the opening words, after “respect to” insert “persons who apply for, or hold, an advocacy, litigation or probate licence and”;
 - (b) in paragraph (c), for “licensed conveyancer” substitute “person”;
 - (c) after paragraph (d) insert—

Status: This is the original version (as it was originally enacted).

- “(da) any case of an individual who describes himself or herself, or holds himself or herself out, as a licensed CLC practitioner without holding a licence in force under this section;”;
- (d) in the words following paragraph (f), after “respect to” insert “persons who apply for, or hold, a licence under Part 2 of the Act of 1985 and”.
- (7) After subsection (9) insert—
- “(9A) The modifications mentioned in subsection (9) may differ depending on whether the person applying for, or holding, an advocacy, litigation or probate licence is or is not a licensed conveyancer.
- (9B) Subsection (9) does not apply to section 34 of the Act of 1985 (modification of existing enactments relating to conveyancing etc).”
- (8) After subsection (10) insert—
- “(11) In this section—
- “advocacy licence” means a licence issued under this section by which the Council authorises the person concerned to exercise a right of audience;
- “CLC practitioner services” has the same meaning as in section 32B of the Act of 1985;
- “licensed CLC practitioner” means a person, other than a licensed conveyancer, who holds a licence under this section;
- “litigation licence” means a licence issued under this section by which the Council authorises the person concerned to carry on activities which constitute the conduct of litigation;
- “the practice of a licensed CLC practitioner” means the provision by a person, as the holder of a licence under this section, of CLC practitioner services in accordance with the licence; and
- “probate licence” means a licence issued under this section by which the Council authorises the person concerned to carry on activities that constitute probate activities.”
- (9) In the italic heading preceding section 53, after “conveyancers” insert “and licensed CLC practitioners”.