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STATUTORY INSTRUMENTS

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**2014 No. 3307 (C. 152)**

**LEGAL SERVICES, ENGLAND AND WALES**

**The Legal Services Act 2007 (Commencement No. 12,  
Supplementary and Transitory Provision) Order 2014**

<i>Made</i>	- - - -	<i>15th December 2014</i>
<i>Laid before Parliament</i>		<i>17th December 2014</i>
<i>Coming into force</i>	- -	<i>20th January 2015</i>

The Lord Chancellor makes the following Order in exercise of the powers conferred by sections 208(2) and (4) and 211(2) of the Legal Services Act 2007<sup>(1)</sup>.

**Citation, commencement and interpretation**

1.—(1) This Order may be cited as the Legal Services Act 2007 (Commencement No. 12, Supplementary and Transitory Provision) Order 2014 and comes into force on 20th January 2015.

(2) In this Order—

“the 2007 Act” means the Legal Services Act 2007;

“Claims Management Services Regulator” means—

(a) the person designated as the Regulator under section 5(1) of the Compensation Act 2006<sup>(2)</sup>, or

(b) the person exercising the functions of the Regulator under section 5(9) of that Act<sup>(3)</sup>;

“regulated claims management services” has the same meaning as in Part 2 of the Compensation Act 2006.

**Commencement of section 161**

2. Section 161 (extension of Part 6 to claims management services) of the 2007 Act comes into force as follows—

(a) subsection (3) comes into force on 20th January 2015; and

(b) subsections (1), (2) and (4) come into force on 28th January 2015.

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(1) 2007 c. 29.

(2) 2006 c. 29.

(3) Section 5(9) has been amended by paragraph 3(7) of Schedule 19 to the Legal Services Act 2007, but the amendment has not yet been commenced.

### **Adaptation relating to acts or omissions before the commencement of section 161**

3. For the purposes of the extension of Part 6 of the 2007 Act to regulated claims management services, section 125 of that Act is to be read as if, for “this section”, there were substituted “section 161”.

### **Supplementary provision**

4. For the purposes of section 128 of the 2007 Act a person is to be regarded as an authorised person in relation to regulated claims management services at a time before section 161 of that Act comes into force, if the person was at that time a person authorised by the Claims Management Services Regulator under Part 2 of the Compensation Act 2006 to provide regulated claims management services.

### **Transitory modification**

5. Until the coming into force of paragraph 3(7) of Schedule 19 to the 2007 Act, section 161(4) of that Act is to be read as if the reference to “the Board” were to “the Secretary of State who is exercising functions under section 5(9) of the Compensation Act 2006”.

Signed by authority of the Lord Chancellor

15th December 2014

*Shailesh Vara*  
Parliamentary Under Secretary of State  
Ministry of Justice

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This is the twelfth Commencement Order made under the Legal Services Act 2007 (c.29) (“the 2007 Act”).

Article 2 commences section 161 (extension of Part 6 to claims management services) of the 2007 Act. That section extends the scope of the Legal Ombudsman scheme in Part 6 of the 2007 Act so as to allow the ombudsman, established under that Part, to consider complaints about the service provided by companies regulated by the Claims Management Services Regulator in accordance with the scheme rules under which the ombudsman operates. By virtue of section 5(9) of the Compensation Act 2006 (c.29) the Secretary of State currently exercises the functions of the Claims Management Services Regulator.

Article 3 adapts section 125 of the 2007 Act in consequence of the coming into force of section 161. Section 125(2) of the 2007 Act makes provision for the Legal Ombudsman to have jurisdiction over acts or omissions which occurred before the commencement of that section. Article 3 adapts the 2007 Act so that, in relation to complaints about claims management services, the ombudsman’s jurisdiction extends back from the coming into force of section 161. This means that the jurisdiction in respect of such complaints is equivalent to that in respect of other legal complaints.

Article 4 provides that persons authorised by the Claims Management Services Regulator are to be treated as respondents for the purposes of the ombudsman scheme where an act or omission to which a complaint relates pre-dates the commencement of section 161. This complements the provision made by section 161 itself which brings persons authorised by the Claims Management Services Regulator within the ombudsman scheme from the date of commencement.

Article 5 modifies section 161(4) of the 2007 Act to substitute the reference to the Legal Services Board in that subsection with a reference to the same Secretary of State who exercises the functions of the Claims Management Services Regulator. This is to reflect the fact that the provision in the 2007 Act which substitutes the Legal Services Board for the Secretary of State as the person who exercises the functions of the Claims Management Services Regulator in the absence of another person being so designated has not been commenced.

An impact assessment has not been produced for this instrument as no impact on the private or voluntary sectors is foreseen.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

*(This note is not part of the Order)*

The following provisions of the 2007 Act have been brought into force by commencement orders made before the date of this Order.

Provision	Date of Commencement	S.I. No.
Sections 1, 2, 3, 5, 6 and 7	07.03.2008	2008/2222
Section 4	01.01.2010	2009/3250
Sections 8, 9, 10, 11, 20(5), 24(3), 26(2), 27, 29, 30, 33, 37(4) and (5), 41(4) and (5), 42 (6) to	01.01.2009	2008/3149

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Provision	Date of Commencement	S.I. No.
(10), 44(2), 45(3)(b) and (c), (4) and (7), 48(6) to (9), 49, 50 and 51(1), (3), (4) and (6) to (8)		
Sections 12 to 17, 18(1)(a) subject to transitory provision, 19, 20, 21 partially, 22 to 24 and 25 partially and subject to transitory provision	01.01.2010	2009/3250
Section 18(2) and (4), and section 21 wholly	01.10.2011	2011/2196
Section 18 wholly	06.10.2011	2011/2196
Section 25 wholly but subject to transitional provision	29.03.2010	2010/1118
Sections 26, 28, 31, 32, 34 to 48, 51, 52 to 63, 64 partially and subject to transitory provision and 65 to 68	01.01.2010	2009/3250
Section 64 wholly	01.10.2011	2011/2196
Sections 69 and 70	07.03.2008	2008/2222
Sections 71, 72, 73(1)(b), (2)(b) and (4)	01.10.2011	2011/2196
Sections 74, 76(3)(b) and (c), (4) and (7), 79(6) to (10), 84(2) partially, 87(4) and (5), 89, 95(3) and (4), 96(1), 112(2) and (4)	01.01.2009	2008/3149
Sections 75 to 79 wholly	29.03.2010	2010/1118
Sections 80 and 81	30.11.2010	2010/2842
Section 82 subject to transitory provision	01.10.2011	2011/2196
Section 83(3) to (7)	29.03.2010	2010/1118
Sections 84(1) subject to transitory provision, (3), (4), (5) subject to transitional provision, and (6), 85 subject to transitory provision, 86(1), (3) and (4), 87, 88, 90 to 102, 104, 110 and 111	01.10.2011	2011/2196
Sections 112(1) and (3) and 113 subject to transitory provision	06.10.2010	2010/2089
Section 114	07.03.2008	2008/2222
Sections 115 to 124	01.01.2009	2008/3149
Sections 125 and 126 wholly but subject to transitory provision	06.10.2010	2010/2089
Sections 126(3), 127 and 128(3)(b), (4)(d) and (5)(c)	01.01.2009	2008/3149
Sections 128 wholly and 129	06.10.2010	2010/2089
Section 130	01.01.2009	2008/3149
Section 131	06.10.2010	2010/2089
Sections 132 and 133	01.01.2009	2008/3149

Provision	Date of Commencement	S.I. No.
Sections 134 and 135	06.10.2010	2010/2089
Sections 136 and 137(4), 140(6)(c), 141(5), (6) and (7), 144(1) and (3) to (7), 145(2) and (3)	01.01.2009	2008/3149
Sections 137 to 143 wholly, 144 and 145 wholly but subject to transitory provision and 146 to 154 wholly	06.10.2010	2010/2089
Sections 155 and 156	01.01.2009	2008/3149
Section 157(3)	29.03.2010	2010/1118
Sections 157 and 158 wholly but subject in part to transitory and transitional provisions and section 159(1) and (2)(a) and (b) for limited purposes	06.10.2010	2010/2089
Section 159(1) and (2)(b) for limited purposes	31.12.2011	2010/2089
Section 159(2)(b) for limited purposes	01.01.2011	2010/2089
Sections 160 and 162	01.01.2009	2008/3149
Section 163	01.01.2010	2009/3250
Sections 164 to 166	06.10.2010	2010/2089
Sections 167 to 171 all subject to transitory provision	01.01.2010	2009/3250
Section 172	07.03.2008	2008/2222
Sections 173(1) and (3) to (11), 174(1), (3), (4), (6) and (7)	01.01.2009	2008/3149
Section 173 wholly, 174 and 175(1)(a), (b), (d), (j) and (l) and (2)(a) and (b)	01.01.2010	2009/3250
Section 175(1)(c), (k), (m) and (n)	01.01.2009	2008/3149
Section 175(1)(g), (h) and (i)	06.10.2010	2010/2089
Section 175(2)(c) and (d)	29.03.2010	2010/1118
Section 175(2)(e)	01.04.2011	2011/720
Section 176 partially	01.01.2010	2009/3250
Section 177	07.03.2008	2008/2222
Sections 178 and 179	01.01.2010	2009/3250
Section 180	07.03.2008	2008/2222
Section 181	01.01.2010	2009/3250
Section 182	07.03.2010	2008/2222
Sections 183 to 185	01.01.2010	2009/3250
Section 186	01.04.2011	2011/720
Section 187	07.03.2008	2008/2222

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Provision	Date of Commencement	S.I. No.
Sections 188 to 190, 192 and 193	01.01.2010	2009/3250
Section 194(8) and (9) and (10)	30.06.2008	2008/1436
Section 194 (wholly), 195 and 196	01.10.2008	2008/1436
Sections 197 and 198	01.01.2010	2009/3250
Section 199(1) and (2)	07.03.2008	2008/2222
Section 199(3)	31.03.2009	2009/503
Section 199(4), (5) and (6)(b)	30.06.2008	2008/1436
Section 199(5) wholly, (6)(a) partially, (6)(b) wholly	31.03.2009	2009/503
Section 199 wholly	01.01.2010	2009/3250
Section 200(1)	07.03.2008	2008/2222
Sections 200(2) to (4), 201, 202 and 203	01.01.2009	2008/3149
Section 204(1), (3) and (4)(a)	07.03.2008	2008/2222
Section 204 wholly and 205	01.01.2009	2008/3149
Sections 206, 209 and 210	07.03.2008	2008/2222
Certain definitions in section 207	07.03.2008, 30.06.2008 and 31.03.2009	2008/222 2008/1436 2009/503
Section 207 wholly	01.01.2010	2009/3250
Section 208(1)	31.03.2009	2009/503
Section 213	01.01.2010	2009/3250
Schedule 1	07.03.2008	2008/2222
Schedules 2 and 3	01.01.2010	2009/3250
Paragraphs 3(1), (3) and (4), 4(2), 11(3), 13, 20 and 23(3) of Schedule 4	01.01.2009	2008/3149
Schedule 4 remainder except paragraph 19(2)(f)	01.01.2010	2009/3250
Schedule 4, paragraph 19(2)(f)	01.04.2011	2011/720
Schedule 5 subject to transitory provision	01.01.2010	2009/3250
Paragraphs 12(1) to (3), 13 and 14 of Schedule 6	01.01.2009	2008/3149
Schedule 6 wholly	01.01.2010	2009/3250
Paragraphs 1, 2(5) and 10(3) of Schedule 7	01.01.2009	2008/3149
Schedule 7 wholly	01.01.2010	2009/3250
Paragraphs 1, 2(5), 10(5), 13(2)(a) and 21(5) of Schedule 8	01.01.2009	2008/3149

Provision	Date of Commencement	S.I. No.
Schedule 8 wholly	01.01.2010	<a href="#">2009/3250</a>
Paragraphs 1, 2(5) and 9(5) of Schedule 9	01.01.2009	<a href="#">2008/3149</a>
Schedule 9 wholly	01.01.2010	<a href="#">2009/3250</a>
Paragraphs 1(1), (4) and (5), 2(2), 9(3), 11, 17, 18(5) and 25(5) of Schedule 10	01.01.2009	<a href="#">2008/3149</a>
Schedules 10 and 11 wholly	29.03.2010	<a href="#">2010/1118</a>
Paragraphs 2(4) and (5) and 4 of Schedule 12	01.01.2009	<a href="#">2008/3149</a>
Paragraph 8 and other paragraphs (for limited purposes only) of Schedule 13	01.01.2009	<a href="#">2008/3149</a>
Schedule 13 wholly	01.10.2011	<a href="#">2011/2196</a>
Schedule 14	01.10.2011	<a href="#">2011/2196</a>
Paragraphs 1 to 12 of Schedule 15	07.03.2008	<a href="#">2008/2222</a>
Paragraphs 13 to 34 of Schedule 15	01.01.2009	<a href="#">2008/3149</a>
Paragraphs 1, 2(b), 4(b), 7(b), 8(1) and (2), 21, 31(1) and (2)(a) and (d), 34(1), (2)(a) and (3), 38(a) in part, 38(b)(i) and (ii), 50(a)(ii), 53, 54(1) and (4)(b), 64(1), (3) and (4), 71 subject to transitory provision, 72(a) and 75(c) partially, 80, 115, 124, 126, 128(a) and (c)(i) and 130 of Schedule 16	07.03.2008	<a href="#">2008/2222</a>
Paragraphs 38(b)(iii), 47, 48, 54(2)(a) and (c), (3), (4)(a), (5), (6)(a) and (9)(b), 56(c), 81(1) and (9), 86(g) partially, 111, 112(a), (c) and (d) and 113(b)(iii), 125(c), (d), (e), (f) and (g) and 128(c)(ii) of Schedule 16	30.06.2008	<a href="#">2008/1436</a>
Paragraphs 31(2)(c) and (e), 32(1), (2)(a) and (c) to (e) and (3) to (7), 33, 35, 36, 37, 41(1) and (2), 42, 43, 44, 45, 46, 49(b), (d), (f) and (h), 50(b) and (c), 54(6)(b) and (7), 59(b)(iii), 62(d) and (e), 70, 72(b), 74, 75(a) and (c) partially, 77, 79, 81 wholly, 82, 83, 84(1), (2) and (4), 85, 86 wholly, 87 to 93, 94, 95 to 99, 101, 102, 103, 104, 105(a), (b)(i) and (iii) and (c), 106(a), (b), (d) and (e) partially, 107, 108 to 110, 113(b)(iv) and (c), 114, 116 to 123, 125 wholly, 127, 131, 132, 133, 134 and 136 of Schedule 16	31.03.2009	<a href="#">2009/503</a>
Paragraphs 3, 5, 6, 7(a), 8(3) to (5), 9, 10, 11 subject to transitory provision, 12, 13, 14, 15 subject to transitory provision, 16, 17, 18, 19, 20, 22, 23, 30, 40, 41(3) to (6), 49(a), (c) and (e), 50(a)(i), 51, 52, 54(2)(b), 75(b) and (c) (partially), 128(d), (e)(ii), (f) and (g), 129, 135 and 138 of Schedule 16	01.07.2009	<a href="#">2009/1365</a>

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Provision	Date of Commencement	S.I. No.
Paragraphs 2(a) and (c) wholly, 4(a) and (c) wholly, 24 and 25, 26 subject to transitory provision, 27 subject to transitory provision, 28 subject to transitory provision, 29, 31(2)(b), (3) and (4), 32(2)(b), 34(2)(b), 38(a), 54(8) and (9) (a), 55, 56(a) and (b), 57, 58, 59(a) and (b)(i) and (ii), 60, 61, 62(a) to (c), 63, 64(2), 65 to 69, 73 subject to saving, 75(c) partially, 76, 112(b), 113(a) and (b)(i) and (ii), 128(b) and (e)(i) and 137 of Schedule 16	01.01.2010	2009/3250
Paragraphs 39, 78, 100, 105(b)(ii) and 106(c) of Schedule 16 all subject to transitional provision	06.10.2010	2010/2089
Schedule 16 wholly	01.10.2011	2011/2196
Paragraph 1 of Schedule 17	07.03.2008	2008/2222
Paragraph 10 of Schedule 17	01.01.2010	2009/3250
Paragraph 11 of Schedule 17	07.03.2008	2008/2222
Paragraphs 2(a), 4, 5(1), (2)(a) and (b) partially and (3)(a) and (b) partially, 6, 7(1) and (2)(a) and (b) partially, 8, 9, 12 to 19, 20, 21, 22, 24 to 26, 28, 29, 30(1), (2)(b) and (3), 31 and 32(1) to (6)(f), (6)(g) partially and (7) to (18), 33, 34(1), (5) and (6) and 35(1), (5) and (7) to (11) of Schedule 17	31.03.2009	2009/503
Paragraphs 2 wholly and 3 of Schedule 17	01.01.2010	2009/3250
Paragraphs 23, 27, 30 wholly, 34 wholly and 35(2) to (4) and (6) of Schedule 17	01.01.2010	2009/3250
Paragraph 32 of Schedule 17	06.10.2010	2010/2089
Schedule 17 wholly	01.10.2011	2011/2196
Parts 1 and 2 of Schedule 18	01.04.2011	2011/720
Paragraphs 1, 5, 8 and 9 of Schedule 19	07.03.2008	2008/2222
Paragraphs 6(1) and (2) and 11(1) and (6) of Schedule 19	30.06.2008	2008/1436
Schedule 20	01.10.2008	2008/1436
Paragraphs 65, 67, 83, 87, 99, 100(b) to (d) and 101 of Schedule 21	31.03.2009	2009/503
Schedule 21 wholly save transitory and saving provision in respect of paragraphs 84(f), 88, 96 and 100(a) and (f)	01.01.2010	2009/3250
Paragraphs 1 to 5 and paragraph 9 (for certain purposes) of Schedule 22	07.03.2008	2008/2222
Paragraph 18 of Schedule 22	30.06.2008	2008/1436



Provision	Date of Commencement	S.I. No.
Paragraphs 6 to 8, 11(1), 13, 14, 15, 16 and 17 of Schedule 22	31.03.2009	2009/503
Schedule 23 partially	07.03.2008,	2008/222
	30.06.2008,	2008/1436
	01.10.2008,	2008/1436
	31.03.2009,	2009/503
	01.07.2009,	2009/1365
	01.01.2010,	2009/3250,
	06.10.2010,	2011/2089,
	01.01.2011,	2011/2089,
	31.12.2011 and	2010/2089 and
01.10.2011	2011/2196	
Schedule 24	01.01.2010	2009/3250