

Schedule 13: rules for the prescribed period for the making of appeals against licensing authority decisions relating to ownership of licensed bodies

Version 3, April 2018

A. DEFINITIONS

1. Words defined in these **rules** have the following meanings:

Act	the Legal Services Act 2007
Board	the Legal Services Board
licensed body	has the meaning given in section 71(2) of the Act
licensing authority	has the meaning given in section 73(1) of the Act
relevant appellate body	has the meaning given in section 111(1) of the Act but excludes the First Tier Tribunal (whose proceedings are governed by the Tribunals, Courts and Enforcement Act 2007)

B. WHAT DO THESE RULES APPLY TO?

2. These **rules** are the rules that the **Board** has made in compliance with paragraph 8 of Schedule 13 to the **Act** in order to prescribe the periods within which appeals against **licensing authority** decisions must be taken.
3. These **rules** are to be read in conjunction with the **Act**, together with any other relevant provisions made by or by virtue of this **Act**, or any other enactment, rules, policies or guidance produced by the **Board** from time to time.
4. In the event of any inconsistency between these **rules** and the provisions of the **Act**, the provisions of the **Act** prevail.
5. The **Board** reserves the right to modify these **rules** from time to time. When amendments are made, the **Board** will, when required to do so under section 205 of the **Act**, publish a draft of the amended **rules** and invite representations.

C. PRESCRIBED PERIODS FOR APPEALS

6. The prescribed period for the making of an appeal to the **relevant appellate body** is 28 days for:
 - a) paragraph 18(1);
 - b) paragraph 20(1);
 - c) paragraph 29(1);
 - d) paragraph 32(1);
 - e) paragraph 34(1);
 - f) paragraph 37(1); and
 - g) paragraph 50(1) of Schedule 13 to the **Act**.

7. Each prescribed period set out in **rule 3** above is from the date on which the notice of the decision of the **licensing authority** is given to the applicant, investor or other person subject to the **licensing authority's** decision.

8. The prescribed period for the making of an appeal against the decision of the **relevant appellate body** to the High Court on a point of law arising from the decision of the **relevant appellate body** (but only with permission of the High Court) is 28 days for:
 - a) paragraph 18(3);
 - b) paragraph 20(3);
 - c) paragraph 29(3);
 - d) paragraph 32(3);
 - e) paragraph 34(3);
 - f) paragraph 37(4); and
 - g) paragraph 50(3) of Schedule 13 to the **Act**.

9. The prescribed period of 28 days is from the date on which a party to an appeal referred to in **rule 8** above is given notice of the decision of the **relevant appellate body**.

D. FURTHER INFORMATION

10. If you have any questions about these **rules** you should contact the **Board** as set out below:
 - a) if by email, to: contactus@legalservicesboard.org.uk

 - b) if by post or courier, to: the relevant address of the **Board** as set out on its website

For the attention of: Licensing Authority Administrator