
31. Barrister (Admission) Rules

ARRANGEMENT OF SECTIONS

Section

1. Commencement
2. Application for admission as a barrister
3. Admission
4. Certificate of admission
5. Roll of barristers
6. Exemption

Consequential Amendments Admission and Registration Rules

7. Part repealed
8. Forms
9. Savings

Legal Practitioners (Fees) Rules

10. Fees payable under the Admission and Registration Rules

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| Schedule 1 | Fees |
| Schedule 2 | Forms |

1. Commencement

[Omitted as spent]

2. Application for admission as a barrister

- (1) Any person seeking to be admitted as a barrister shall file with the Registrar a notice of motion and pay to the Registrar the fee set out in Schedule 1.
- (2) On receipt of the notice of motion, the Registrar shall fix a date for the hearing of the motion, which shall not be less than –
 - (a) 14 days after the filing of the notice of motion, if the person concerned is seeking to be admitted generally; or
 - (b) 14 days after the filing of the notice of motion, if the person concerned is seeking to be admitted for the purpose of any particular case or cases.
- (3) Every notice of motion in respect of a person seeking to be admitted as a barrister under section 27(1) of the Ordinance shall be accompanied by –
 - (a) a certificate of qualification for admission issued by the Bar Council under section 8(3) of the Barristers (Qualification for Admission and Pupillage) Rules (L.N. 9 of 2003);
 - (b) an affidavit attesting to each of the matters which the person must establish as set out in section 27(2) of the Ordinance; and
 - (c) an affidavit of identity in Form 1 in Schedule 2.
- (4) Every notice of motion in respect of a person seeking to be admitted as a barrister under section 27(4) of the Ordinance shall be accompanied by –
 - (a) a certificate of admission as a legal practitioner from the appropriate authority in the jurisdiction in which he was admitted, together with evidence that the certificate of admission is currently valid and in force;
 - (b) an affidavit attesting to each of the matters which the person must establish as set out in section 27(2)(a) and (4) of the Ordinance; and
 - (c) an affidavit of identity in Form 1 in Schedule 2.
- (5) A copy of the notice of motion and of every document accompanying the notice of motion shall be served on the Secretary for Justice and the Bar Council at the time when such notice of motion is filed with the Registrar.

3. Admission

- (1) On the hearing of the motion filed under section 2 by the Court, the Secretary for Justice or any counsel shall move the Court that the person concerned be admitted and enrolled as a barrister.
- (2) The Court, upon hearing the Secretary for Justice or such counsel and upon hearing any representation which may be made by or on behalf of the Secretary for Justice and the Bar Council, may –
 - (a) upon being satisfied that the person concerned is eligible for admission as a barrister, order that the person concerned be admitted as a barrister; or
 - (b) if the Court is not so satisfied, dismiss the application upon such terms as regards costs or otherwise as the Court may think appropriate.