

IS A PRACTISING CERTIFICATE REQUIRED ? - STATUTORY LIABILITY

	Practising Certificate Required	Guarantee Fund Contribution Required
Solicitors in private practices as principals in Scottish firms.	Yes	Yes
Solicitors in private practice as associates.	Yes	No
Qualified assistants employed by a solicitor or a firm of solicitors.	Yes	No
Consultants.	Yes	No
Solicitors in the employment of the Crown or government departments.	Yes	No
Solicitors who carry on legal work in the employment of or in an office connected with the administration of a local authority or a statutory undertaking or a designated body within the meaning of Section 35(4)(c) of the Act.	Yes	No
Solicitors in the employment of or in an office connected with the administration of a local authority or a statutory undertaking or other body, who do not carry on legal work.	No	No
Solicitors who are legal assessors in a District Court All Local Authorities are exempt under Section 35(4)(C) of the Act with the result that legal assessors are exempt from contributing to the Guarantee Fund.	Yes	No
Principal solicitors (employed to give advice) at a neighbourhood law centre or other similar establishment.	Yes	Yes
Solicitors employed by undesignated bodies, including solicitors in the employment of limited companies or corporations, who carry out legal work. (They could seek to be relieved of liability for contributions to the Guarantee Fund if their employers are designated under Section 35(4)(C) of the Act). Contact Records department for a Designated Body application form.	Yes	Yes
Solicitors carrying out second year of training under a training contract <u>after</u> admission as a solicitor.	Yes	No
Solicitors who do not require Practising Certificates This category includes full-time sheriffs, teachers of law, solicitors (including retired solicitors) who do not carry on legal business of any kind and who do not act as consultants. In these cases, where the solicitor concerned has elected to become a non-practising member of the Society, the subscription for non-practising membership together with the normal fee for retention on the Roll requires to be paid. If that member is not in gainful employment only half the non-practising membership subscription is payable. The retention fee is, however, payable in full.	No	No

