STATUTORY INSTRUMENTS

1982 No. 1437

BANKRUPTCY, ENGLAND AND WALES

The Bankruptcy (Amendment No. 3) Rules 1982

Made - - - - -	*23rd September* 1982
Laid before Parliament	*18th October* 1982
Coming into Operation	*18th November* 1982

The Lord Chancellor, in exercise of the powers conferred on him by section 132 of the Bankruptcy Act 1914**(a)** and of all other powers enabling him in that behalf, with the concurrence of the Secretary of State for Trade, and after consulting the committee appointed under section 10 of the Insolvency Act 1976**(b)** hereby makes the following Rules:—

1. These Rules may be cited as the Bankruptcy (Amendment No. 3) Rules 1982 and shall come into operation on 18th November 1982.

2. The Bankruptcy Rules 1952**(c)** shall be amended by adding at the end of Rule 132 the following words:—

> "but in their application to appeals from a county court to a Divisional Court of the High Court under section 108(2) of the Act they shall apply as if the expression "chief bankruptcy registrar" were substituted for the expression "registrar" wherever it so occurs and as if in Order 59 Rule 14(1) the expression "motion" were substituted for the expression "summons".

Dated 16th September 1982. *Hailsham of St. Marylebone*, C.

I concur,

Cockfield,
Dated 23rd September 1982. Secretary of State for Trade.

(a) 1914 c. 59. **(b)** 1976 c. 60.
(c) S.I. 1952/2113; there are no relevant amendment instruments.

EXPLANATORY NOTE

(This Note is not part of the Rules.)

These Rules amend Rule 132 of the Bankruptcy Rules 1952, which applies, subject to modification, Order 59 of the Rules of the Supreme Court to appeals under the Bankruptcy Act 1914 or under the Bankruptcy Rules. The amendment is made so as to provide that in the application of Order 59 to appeals from a County Court to a Divisional Court under section 108(2) of the 1914 Act the functions of the registrar of civil appeals, as set out in Order 59, shall be exercisable by the chief bankruptcy registrar instead of the registrar of civil appeals.

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