STATUTORY INSTRUMENTS

1972 No. 1593 (L.23)

COUNTY COURTS

PROCEDURE

The County Court (Amendment No. 3) Rules 1972

Made - - -	*20th October* 1972
Coming into Operation	*1st December* 1972

1.—(1) These Rules may be cited as the County Court (Amendment No. 3) Rules 1972.

(2) In these Rules an Order and Rule referred to by number means the Order and Rule so numbered in the County Court Rules 1936(**a**), as amended (**b**), and "the Higher Scales" means the Higher Scales of Costs in Appendix B to those Rules.

(3) The Interpretation Act 1889(**c**) shall apply for the interpretation of these Rules as it applies for the interpretation of an Act of Parliament.

2. In Order 1, Rule 1(2), the words "shall be in charge of the registrar, and" shall be omitted.

3. The following Rule shall be added at the end of Order 48:—

Carrying out of formal and administrative acts.

"26. Subject to the provisions of any Act, nothing in these Rules shall be construed as requiring the registrar personally to do or ensure the doing of any act which is of a formal or administrative nature and, subject as aforesaid, any such act shall be done by the chief clerk or by any other officer of the court acting on his behalf, in accordance with directions given by or on behalf of the Lord Chancellor."

4. In Note 1 to item 27 of the Higher Scales for the words "published in their Annual Statement" there shall be substituted the words "given to the Lord Chancellor".

We, the undersigned members of the Rule Committee appointed by the Lord Chancellor under section 102 of the County Courts Act 1959(**d**) having

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(**a**) S.R. & O. 1936/626 (1936 I, p. 282).
(**b**) The relevant amending instruments are S.I. 1970/204, 673 (1970 I, p. 911; II, p. 2180).
(**c**) 1889 c. 63.
(**d**) 1959 c. 22.

by virtue of the powers vested in us in this behalf made the foregoing Rules, do hereby certify the same under our hands and submit them to the Lord Chancellor accordingly.

D. O. McKee.
Conolly H. Gage.
H. S. Ruttle.
David Pennant.
W. Granville Wingate.
W. Ralph Davies.
E. A. Everett.
K. W. Mellor.
Arnold Russell Vick.
D. A. Marshall.
E. W. Sankey.

I allow these Rules, which shall come into operation on 1st December 1972.

Dated 20th October 1972.

Hailsham of St. Marylebone, C.

EXPLANATORY NOTE

(*This Note is not part of the Rules.*)

These Rules provide for a county court registrar's administrative functions to be carried out by the chief clerk under the directions of the Lord Chancellor (Rules 2 and 3). They also amend the Higher Scales of Costs as to enable a certificate of the Bar Council as to the existence of a local bar to be given to the Lord Chancellor instead of being published in their Annual Statement (Rule 4).

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