FEES

# The County Court Fees (Amendment) Order, 1951

## 1951 No. 1403 (L. 8)

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| *Made* - - - - | 1*st August*, 1951 |
| *Laid before Parliament* | 2*nd August*, 1951 |
| *Coming into Operation* | 3*rd August*, 1951 |

The Lord Chancellor and the Treasury, in pursuance of the powers and authorities vested in him and them respectively by section 167 of the County Courts Act, 1934(a), section 2 of the Public Offices Fees Act, 1879(b), and section 365 of the Companies Act, 1948(c), do hereby, according as the provisions of the above-mentioned enactments respectively authorise and require him and them, make, concur in, and sanction the following Order:—

**1.** In this Order unless the context otherwise requires, a Fee and Section referred to by number means the Fee and Section so numbered in the Table of Fees contained in the Schedule to the County Court Fees Order, 1949(d).

**2.** In Fee No. 3 for the amount of "£2" there shall be substituted the amount of "30s.".

**3.** The following Fee shall be substituted for Fee No. 10:—

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| "10. On the delivery of a counter claim ... ... ... | The amount (if any) whereby the fee payable on entering proceedings for the sum of money or other remedy or relief counterclaimed exceeds the fee paid by the plaintiff or applicant." |

**4.** The following Fee shall be inserted in Section II and shall stand as Fee No. 26:—

"*The Reserve and Auxiliary Forces* (*Protection of Civil Interests*) *Act*, 1951

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| 26.—(i) On an application for leave to distrain ... ... | For every £1 (or part of £) of the amount to be distrained for, 1s. Maximum fee, 10s. |
| (ii) On an originating application for a declaratory order ... ... ... | 2s. 6d. |
| (iii) On any other originating application ... ... | 5s. |

*Where leave is given to institute proceedings, credit shall be given for Fee No. 26 (iii) in calculating fees on the proceedings so instituted.*"

**5.** The following Fee shall be inserted in Section II and shall stand as Fee No. 28A:—

"*The Maintenance Orders Act*, 1950

28A.—(i) An an application under section 16 for registration of a maintenance order, including the supply of a certified copy of the order to be registered ... ... ... ... ... ... ... 5s.

(a) 24 & 25 Geo. 5. c. 53. (b) 42 & 43 Vict. c. 58. (c) 11 & 12 Geo. 6. c. 38.
(d) S.I. 1949 (No. 2230) I, p. 1202.

(ii) On an application under section 22 (5) to adduce evidence for the variation or discharge of a maintenance order registered under section 16, including the preparation and transmission of a transcript or summary of the evidence to the court of registration 5s."

**6.** This Order may be cited as the County Court Fees (Amendment) Order, 1951, and shall come into operation on the 3rd day of August, 1951.

Dated the 1st day of August, 1951.

*Jowitt*, C.
1st August, 1951.

*H. W. Bowden*, } Lords Commissioners of
*Charles Royle*, } His Majesty's Treasury.
25th July, 1951.

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EXPLANATORY NOTE

*(This Note is not part of the Order, but is intended to indicate its general purport.)*

This Order amends the County Court Fees Order, 1949, as amended by the County Court Fees (Amendment) Order, 1950.

The Order prescribes Fees to be paid in proceedings under the Maintenance Orders Act, 1950, and the Reserve and Auxiliary Forces (Protection of Civil Interests) Act, 1951. The Fee payable upon entering an appeal to a county court is reduced from £2 to 30s. and the Fee payable on the delivery of a counterclaim, hitherto paid only by a defendant or respondent, will henceforth be payable by any party delivering a counterclaim.

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## JURISDICTION

## The County Courts (Bankruptcy and Companies Winding-up Jurisdiction) (Brighton and Lewes) Order, 1951

## 1951 No. 1146

*Made* - - - - 28*th June*, 1951
*Coming into Operation* 1*st July*, 1951

I, William Allen Viscount Jowitt, Lord High Chancellor of Great Britain, in exercise of the powers conferred upon me by section 96 of the Bankruptcy Act, 1914(a), and section 218 (5) of the Companies Act, 1948(b), and of all other powers enabling me in this behalf, do hereby order as follows:—

**1.** The Lewes County Court is hereby excluded from having jurisdiction in bankruptcy and jurisdiction under the Companies Act, 1948, to wind up a company and for the purposes of such jurisdiction the district of that Court shall be attached to the Brighton County Court.

**2.**—(1) The County Courts (Bankruptcy and Companies Winding-up Jurisdiction) Order, 1949(c), shall have effect as amended by this Order.

(2) This Order may be cited as the County Courts (Bankruptcy and Companies Winding-up Jurisdiction) (Brighton and Lewes) Order, 1951, and shall come into operation on the first day of July, 1951.

Dated this 28th day of June, 1951.

*Jowitt*, C.

(a) 4 & 5 Geo. 5. c. 59. (b) 11 & 12 Geo. 6. c. 38. (c) S.I. 1949 (No. 2060) I, p. 1242.