1974 No. 1937 (L.25)

SUPREME COURT OF JUDICATURE, ENGLAND

The Enrolment of Deeds (Change of Name) (Amendment) Regulations 1974

Made - - -	18*th November* 1974
Laid before Parliament	29*th November* 1974
Coming into Operation	30*th December* 1974

The Master of the Rolls, in exercise of the powers conferred on him by section 218 of the Supreme Court of Judicature (Consolidation) Act 1925 (**a**), hereby makes the following Regulations:—

1.—(1) These Regulations may be cited as the Enrolment of Deeds (Change of Name) (Amendment) Regulations 1974 and shall come into operation on 30th December 1974.

(2) The Interpretation Act 1889 (**b**) shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

2. The Enrolment of Deeds (Change of Name) Regulations 1949 (**c**), as amended (**d**), shall be further amended in accordance with the following provisions of these Regulations.

3. For paragraph (2) of regulation 2 there shall be substituted the following paragraph:—

"(2) The applicant must be described as single, married, widowed or divorced."

4. For paragraph (2) of regulation 3 there shall be substituted the following paragraph:—

"(2) In addition to the documents set out in the last preceding paragraph, an applicant who is married must—

(*a*) produce his certificate of marriage and must show that notice of his intention to apply for the enrolment of the deed poll evidencing the change of name has been given to his spouse by delivery or by post to his spouse's last known address;

(*b*) show that he has obtained the consent of his spouse to the proposed change of name or that there is good reason why such consent should be dispensed with."

(a) 1925 c. 49. **(b)** 1889 c. 63. **(c)** S.I. 1949/316 (1949 I, p. 3997).

(d) There are no relevant amendments.

5. For regulation 7 there shall be substituted the following regulation:—

"7.—(1) Upon enrolment the deed poll shall be advertised in the London Gazette by the appropriate officer of the Central Office of the Supreme Court.

(2) The expense of the advertisement required by the last preceding paragraph shall be borne by the applicant, and shall be paid by him to the appropriate officer when the deed is enrolled.

(3) In this regulation the "appropriate officer" shall be the Head Clerk for the time being of the Filing and Record Department of the Central Office of the Supreme Court."

Dated 18th November 1974.

Denning, M. R.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations alter the procedure for the enrolment in the Central Office of the Supreme Court of a deed poll evidencing a change of name, so as to apply equally to applicants of either sex. They require all applicants to declare their marital status, and replace the special requirements imposed on married, widowed and divorced women with a requirement that all married applicants must normally obtain the consent of their spouses to the change of name.

The Regulations also provide that in future the change of name shall be advertised in the London Gazette by the Head Clerk of the Filing and Record Department and that the applicant shall pay the cost of the advertisement in advance.

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