1954 No. 1026 (L. 8)

The Matrimonial Causes (Amendment) (No. 2) Rules, 1954

Made - - - -	*27th July*, 1954
Laid before Parliament	*3rd August*, 1954
Coming into Operation	*1st September*, 1954

We, the Rule Committee of the Supreme Court, hereby make the following Rules:—

1.—(1) These Rules may be cited as the Matrimonial Causes (Amendment) (No. 2) Rules, 1954, and shall be construed as one with the Matrimonial Causes Rules, 1950(a) (hereinafter referred to as "the principal Rules").

(2) These Rules shall come into operation on the first day of September, 1954.

2. Stockton-on-Tees shall be a divorce town and accordingly Appendix II of the principal Rules shall be amended by inserting after the word "Southampton" the words "Stockton-on-Tees".

3. The proviso to Rule 33 of the principal Rules (which relates to the right of a respondent, co-respondent or party cited to be heard without filing an answer) shall be amended by inserting after paragraph (*a*) the following paragraph—

"(*b*) no allegation shall be made against a party claiming costs or damages unless the party making the allegation has filed an answer;"

and by re-lettering paragraphs (*b*) and (*c*) accordingly.

4. The following amendments shall be made in Form 7 in Appendix III of the principal Rules:—

(1) The following question shall be substituted for question 6:—

"6. Even if you do not intend to defend the case or to make any allegation against the husband, do you wish to be heard on the claim for damages?

(Answer "Yes" or "No".)"

(2) The following Note shall be inserted after question 7:—

"NOTE: If you intend to make any allegation against the person claiming damages or costs, you must send or deliver an Answer in writing, giving full particulars of the allegations."

Dated the twenty-seventh day of July, 1954.

Simonds, C.
Goddard, C.J.
Raymond Evershed, M.R.
Merriman, P.
Donald Somervell, L.J.
H. B. Vaisey, J.
R. G. Micklethwait.
L. S. Holmes.
W. Charles Norton.

(a) S.I. 1950/1940 (1950 II, p. 929).

EXPLANATORY NOTE

(This Note is not part of the Rules, but is intended to indicate their general purport.)

These Rules add Stockton-on-Tees to the list of towns at which matrimonial causes may be tried, and make it clear that a party who wishes to resist a claim for costs or damages by making allegations against the party claiming them must file an answer.

1954 No. 796 (L. 6)

The Non-Contentious Probate Rules, 1954

Made - - - -	15*th June*, 1954
Laid before Parliament	21*st June*, 1954
Coming into Operation	1*st October*, 1954

ARRANGEMENT OF RULES

Rule

1. Citation and commencement.
2. Interpretation.
3. Applications for grants through solicitors.
4. Personal applications.
5. Duty of registrar on receiving application for grant.
6. Oath in support of grant.
7. Grant in additional name.
8. Marking of wills.
9. Engrossments for purposes of record.
10. Evidence as to due execution of will.
11. Execution of will of blind or illiterate testator.
12. Evidence as to terms, condition and date of execution of will.
13. Attempted revocation of will.
14. Affidavit as to due execution, terms etc., of will.
15. Wills not proved under section 9 of Wills Act, 1837.
16. Wills of persons on military service and seamen.
17. Wills of naval personnel.
18. Evidence of foreign law.
19. Order of priority for grant where deceased left a will.
20. Grants to attesting witnesses etc.
21. Order of priority for grant in case of intestacy.
22. Right of assignee to a grant.
23. Joinder of administrator.
24. Additional personal representatives.
25. Grants where two or more persons entitled in same degree.
26. Exceptions to rules as to priority.
27. Grants to persons having *spes successionis*.
28. Grants in respect of settled land.
29. Grants where deceased died domiciled outside England.
30. Grants to attorneys.
31. Grants on behalf of infants.
32. Grants where infant co-executor.
33. Grants in case of mental or physical incapacity.
34. Grants to trust corporations and other corporate bodies.
35. Renunciation of probate and administration.