The Matrimonial Causes (Amendment) (No. 2) Rules 1948

1948 No. 2725 (L. 33)

Made - - - -	*15th December,* 1948
Laid before Parliament	*18th December,* 1948
Coming into Operation	*1st January,* 1949

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 1948 " and shall come into operation on the first day of January 1949.

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

2. Bournemouth and Kingston-upon-Hull shall be Divorce Towns and accordingly in Appendix III to the Matrimonial Causes Rules 1947(**b**) there shall be inserted after the word " Bolton " the word " Bournemouth " and after the word " Ipswich (A) " the words " Kingston-upon-Hull ".

Dated the 15th day of December, 1948.

Jowitt, C.
Goddard, C.J.
Greene, M.R.
Merriman, P.
F. James Tucker, L.J.
F. L. C. Hodson, J.
H. B. Vaisey, J.
G. Justin Lynskey, J.
Cyril Radcliffe.
Douglas T. Garrett.
L. S. Holmes.

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(3) NON-CONTENTIOUS PROBATE RULES

The Non-Contentious Probate Rules, 1948

1948 No. 1204 (L. 8)

Made - - - -	*3rd June,* 1948
Laid before Parliament	*8th June,* 1948
Coming into Operation	*21st June,* 1948

I, the Right Honourable Frank Boyd, Baron Merriman, President of the Probate, Divorce and Admiralty Division of the High Court of Justice, with the concurrence of the Right Honourable William Allen Viscount Jowitt, Lord High Chancellor of Great Britain and the Right Honourable Rayner Lord Goddard, Lord Chief Justice of England, by virtue of s. 100 of the Supreme

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(**a**) 52 & 53 Vict. c. 63. (**b**) S.R. & O. 1947 (No. 523) I, p. 2036.

Court of Judicature (Consolidation) Act, 1925(a), and all other powers enabling me in this behalf, do hereby make the following Rules:—

1. In these Rules, " the Principal Rules " means the Rules and Orders and Instructions for the Registrars of the Principal Registry of the Court of Probate in respect of Non-Contentious business dated the 30th day of July, 1862(b), as amended by subsequent Rules.

2. In the proviso to Rule 81 of the Principal Rules (which provides that a photographic copy of Probate or Letters of Administration, or of the record of the resealing in England of a Scottish Confirmation may be sealed with the small seal of the Court, notwithstanding that it has not been certified to be an examined copy) there shall be inserted after the words " Scottish Confirmation ", the words " or of a Northern Irish grant or Colonial grant ".

3. These Rules may be cited as the Non-Contentious Probate Rules, 1948, and shall come into operation on the 21st day of June, 1948.

Dated the 3rd day of June, 1948.

Merriman, P.

We concur,
Jowitt, C.
Goddard, C.J.

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3. FEES

The Supreme Court Fees (Amendment) Order, 1948

1948 No. 1269 (L. 10)

Made - - - - 15*th June*, 1948
Coming into Operation 21*st June*, 1948

The Lord Chancellor, the Judges of the Supreme Court, and the Treasury, in pursuance of the powers and authorities vested in them respectively by Section 213 of the Supreme Court of Judicature (Consolidation) Act, 1925(a), Section 305 of the Companies Act, 1929(c), and Sections 2 and 3 of the Public Offices Fees Act, 1879(d), do hereby, according as the provisions of the above mentioned enactments respectively authorise and require them, make, advise, concur in, sanction and consent to, the following Order:—

In Fee No. 138 in Schedule I of the Supreme Court Fees Order, 1930(e), after paragraph (*b*) there shall be inserted the following new paragraph:—

" Item	Fee	Document to be stamped
(*c*) Where the records or documents are to be given in evidence in a matrimonial or probate cause or matter and the officer is required to produce them from the Principal Probate Registry or from a District Probate Registry, but is not required to remain in attendance at the Court...	s. d. 10 0	The application."

(a) 15 & 16 Geo. 5. c. 49.
(b) S.R. & O. Rev. 1904, XII, Supreme Court, E., p. 756.
(c) 19 & 20 Geo. 5. c. 23.
(d) 42 & 43 Vict. c. 58.
(e) S.R. & O. 1930 (No. 579) p. 1728.