



County Courts Act 1984

1984 CHAPTER 28

PART V

ENFORCEMENT OF JUDGMENTS AND ORDERS

Execution against goods

85 Execution of judgments or orders for payment of money.

- (1) [^{F1}Subject to article 8 of the High Court and County Courts Jurisdiction Order 1991,] any sum of money payable under a judgment or order of [^{F2}the county court] may be recovered, in case of default or failure of payment, forthwith or at the time or times and in the manner thereby directed, [^{F3}under a warrant under subsection (2).]
- (2) [^{F4}A judge of the county court,] on the application of the party prosecuting any such judgment or order, shall issue a [^{F5}warrant of control] whereby [^{F6}any person authorised by or on behalf of the Lord Chancellor is] empowered to [^{F7}use the procedure in Schedule 12 to the Tribunals, Courts and Enforcement Act 2007 (taking control of goods) to recover the money payable under the judgment or order.]
- [^{F8}(2A) The person to whom a warrant under subsection (2) must be directed is to be determined in accordance with arrangements made by a person authorised by or on behalf of the Lord Chancellor.]
- ^{F9}(3)
- (4) It shall be the duty of every constable within his jurisdiction to assist in the execution of every such warrant.

Textual Amendments

- F1** Words in s. 85(1) inserted by [S.I. 1991/724, art. 8\(2\)](#)
- F2** Words in ss. 36-147 substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\), s. 61\(3\), Sch. 9 para. 10\(1\)\(b\)](#); [S.I. 2014/954, art. 2\(c\)](#) (with [art. 3](#)) (with transitional provisions and savings in [S.I. 2014/956, arts. 3-11](#))

Changes to legislation: County Courts Act 1984, Section 85 is up to date with all changes known to be in force on or before 24 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- F3** Words in s. 85(1) substituted (6.4.2014) by Tribunals, Courts and Enforcement Act 2007 (c. 15), s. 148, **Sch. 13 para. 69(2)** (with s. 89); S.I. 2014/768, art. 2(1)(b)
- F4** Words in s. 85(2) substituted (22.4.2014) by Crime and Courts Act 2013 (c. 22), s. 61(3), **Sch. 9 para. 10(35)(a)**; S.I. 2014/954, art. 2(c) (with art. 3) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)
- F5** Words in s. 85(2) substituted (6.4.2014) by Tribunals, Courts and Enforcement Act 2007 (c. 15), s. 148, **Sch. 13 para. 69(3)(a)** (with s. 89); S.I. 2014/768, art. 2(1)(b)
- F6** Words in s. 85(2) substituted (6.4.2014) by Tribunals, Courts and Enforcement Act 2007 (c. 15), **ss. 67, 148** (with s. 89); S.I. 2014/768, art. 2(1)(a)
- F7** Words in s. 85(2) substituted (6.4.2014) by Tribunals, Courts and Enforcement Act 2007 (c. 15), s. 148, **Sch. 13 para. 69(3)(b)** (with s. 89); S.I. 2014/768, art. 2(1)(b)
- F8** S. 85(2A) inserted (6.4.2014) by Tribunals, Courts and Enforcement Act 2007 (c. 15), s. 148, **Sch. 13 para. 69(4)** (with s. 89); S.I. 2014/768, art. 2(1)(b)
- F9** S. 85(3) repealed (6.4.2014) by Tribunals, Courts and Enforcement Act 2007 (c. 15), s. 148, Sch. 13 para. 69(5), **Sch. 23 Pt. 3** (with s. 89); S.I. 2014/768, art. 2(1)(b)

Modifications etc. (not altering text)

- C1** S. 85 extended (30.6.2012) by Pensions Act 2008 (c. 30), **ss. 42(2), 149(1)**; S.I. 2012/1682, art. 2, Sch. 2
- C2** S. 85 extended (6.4.2015) by The Occupational Pension Schemes (Charges and Governance) Regulations 2015 (S.I. 2015/879), regs. 1(2), **29(2)**
- C3** S. 85(1)(2)(3) applied (1.9.1993) by S.I. 1993/2073, **art.4(1)**.
 S. 85(4) restricted (1.9.1993) by S.I. 1993/2073, **art.6**.

Changes to legislation:

County Courts Act 1984, Section 85 is up to date with all changes known to be in force on or before 24 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

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Changes and effects yet to be applied to :

- s. 85(2) words substituted by [2013 c. 22 Sch. 9 para. 10\(35\)\(b\)](#) (Words covered by the amendment have been changed already)
- s. 85(3) words omitted by [2013 c. 22 Sch. 9 para. 10\(35\)\(c\)](#) (Words covered by the amendment have been changed already)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Pt. 6A inserted by [2007 c. 15 s. 107\(1\)](#) (This affecting provision is amended (22.4.2014) by [2013 c. 22, Sch. 9 paras. 10\(53\), 48; S.I. 2014/954, art. 2\(c\)](#))
- s. 60A inserted by [2007 c. 29 s. 191](#)
- s. 60A(2) words substituted by [2013 c. 22 Sch. 9 para. 10\(17\)](#) (Effect not applied as s. 60A has not been brought into force)
- s. 60A(3)(b) words substituted by [S.I. 2022/1166 reg. 10\(2\)\(a\)\(ii\)](#) (This amendment comes into force immediately after [2007 c. 29, s. 191\(1\)](#) comes into force)
- s. 60A(3)(aa) inserted by [S.I. 2022/1166 reg. 10\(2\)\(a\)\(i\)](#) (This amendment comes into force immediately after [2007 c. 29, s. 191\(1\)](#) comes into force)
- s. 60A(3)(bb) inserted by [S.I. 2022/1166 reg. 10\(2\)\(a\)\(iii\)](#) (This amendment comes into force immediately after [2007 c. 29, s. 191\(1\)](#) comes into force)
- s. 60A(3)(cc) inserted by [S.I. 2022/1166 reg. 10\(2\)\(a\)\(iv\)](#) (This amendment comes into force immediately after [2007 c. 29, s. 191\(1\)](#) comes into force)
- s. 60A(7) words inserted by [S.I. 2022/1166 reg. 10\(2\)\(b\)](#) (This amendment comes into force immediately after [2007 c. 29, s. 191\(1\)](#) comes into force)
- s. 60A(7) words substituted by [S.I. 2010/844 Sch. 2 para. 2](#) (Effect not applied as s. 60A has not been brought into force)
- s. 112A112B inserted by [1990 c. 41 s. 13\(5\)](#)