

PARLIAMENTARY COSTS ACT 2006 (C. 37)

TABLE OF ORIGINS

1. This Table shows the origins of the provisions of the Act.

2. The following abbreviations are used –

Acts of Parliament

1847	House of Commons Costs Taxation Act 1847 (c. 69)
1849	House of Lords Costs Taxation Act 1849 (c. 78)
1865	Parliamentary Costs Act 1865 (c. 27)
1867	Parliamentary Costs Act 1867 (c. 136)
1871	Parliamentary Costs Act 1871 (c. 3)
1879	House of Commons Costs Taxation Act 1879 (c. 17)

3. “LCR” means Law Commission Recommendation.

<i>Clause</i>	<i>Origin</i>
1	1847 s.3; 1849 s.3
2	1847 s.4; 1849 s.4
3	1847 s.8 (part); 1849 s.8 (part)
4 (1)	1847 s.8 (part); 1849 s.8 (part)
(2)	1847 s.8 (part); 1849 s.8 (part); Statute Law (Repeals) Act 1993 (c.50) Sch.2 para.13
(3)	1847 s.8 (part); 1849 s.8 (part)
5 (1) and (2)	1849 s.10 (part)
(3)	1849 s.10 (part); 1879 s.2 (part)
(4)	1849 s.12 (part)
(5)	1849 s.10 (part), s.12 (part); 1879 s.2 (part)
(6) and (7)	1849 s.10 (part), s.12 (part)
6 (1) and (2)	1847 s.9 (part); 1849 s.9 (part)
(3)	1849 s.11
7	1847 s.9 (part); 1849 s.9 (part)
8	1847 s.9 (part); 1849 s.9 (part)
9 (1) to (4)	1865 s.2
(5)	LCR no.1
10 (1) and (2)	1865 s.1
(3)	LCR no.2

<i>Clause</i>	<i>Origin</i>
11	1865 s.3 (part)
12	1865 s.3 (part)
13 (1)	1847 s.5 and s.6; 1849 s.5 and s.6; 1865 s.4
(2) and (3)	1847 s.8 (part); 1849 s.8 (part); 1879 s.3.
(4)	1849 s.13
14	1847 s.7; 1849 s.7; 1865 s.4
15 (1)	1879 s.1 (part), s.3 (part); LCR no.3
(2) and (3)	1879 s.1 (part), s.3 (part)
(4) and (5)	1871 s.2
16	1867 s.1
17	—
18	“promoter”: 1865 s.9 “provisional order”: 1871 s.4 “solicitor”: Solicitors’ Incorporated Practices Order 1991 (S.I. 1991/2684), art.4(a), Sch.1 and Sch.2
19	—

PARLIAMENTARY COSTS ACT 2006 (c.37)

TABLE OF DESTINATIONS

1. This Table shows how enactments proposed to be repealed are dealt with by the consolidation.

2. The following abbreviations are used –

Acts of Parliament

1847	House of Commons Costs Taxation Act 1847 (c. 69)
1849	House of Lords Costs Taxation Act 1849 (c. 78)
1865	Parliamentary Costs Act 1865 (c. 27)
1867	Parliamentary Costs Act 1867 (c. 136)
1871	Parliamentary Costs Act 1871 (c. 3)
1879	House of Commons Costs Taxation Act 1879 (c. 17)

3. 1847, 1849, 1865, 1867, 1871 and 1879 were applied by the Private Bill Procedure Act (Northern Ireland) 1924 (N.I. c.9). But that Act was subsequently repealed by the Northern Ireland (Modification of Enactments – No.1) Order 1999 (S.I. 1999/663) Sch.2.

House of Commons Costs Taxation Act 1847 (c. 69)

<i>Existing provision</i>	<i>Rewritten provision</i>	<i>Remarks</i>
General		Applied 1879 s.1, s.3; applied Statutory Orders (Special Procedure) Act 1945 (c.18) s.7(2); modified Solicitors' Incorporated Practices Order 1991 (S.I. 1991/2684), art.4(a) and Sch.1.
Preamble	–	Repealed Statute Law Revision Act 1891 (c.67) Sch.
1 Repeal	–	Repealed Statute Law Revision Act 1875 (c.66) Sch.
2 Parliamentary Agent, Attorney, or Solicitor not to sue for Costs until One Month after Delivery of his Bill	–	Repealed Statute Law (Repeals) Act 1993 (c.50) Sch.1 Pt.11.

House of Commons Costs Taxation Act 1847 (c. 69) (continued)		
<i>Existing provision</i>	<i>Rewritten provision</i>	<i>Remarks</i>
3 Taxing Officer to be appointed by the Speaker	1	
4 The Speaker to prepare List of Charges thenceforth to be allowed	2	Repealed in part Statute Law Revision Act 1894 (c.56) Sch.1.
5 Taxing Officer empowered to examine Parties and Witnesses on Oath	13(1)	Repealed in part Statute Law (Repeals) Act 1993 (c. 50) Sch.1 Pt.11 Group 1.
6 Taxing Officer empowered to call for Books and Papers	13(1)	Proviso unnecessary.
7 Taxing Officer to take such Fees as may be allowed by House of Commons	14	
8 On Application of Party chargeable, or on Application of Parliamentary Agent, Attorney, or Solicitor, the Taxing Officer to tax the Bill	3(1), (2), (4) and (5), 4, 13(2) and (3)	Repealed in part Statute Law Revision Act 1894 (c.56) Sch.1; repealed in part Statute Law (Repeals) Act 1993 (c.50) Sch.1 Pt.11 Group 1; amended Statute Law (Repeals) Act 1993 (c.50) Sch.2 Pt.2 para.13.
9 Taxing Officer to report to the Speaker	6(1) and (2), 7 and 8	Repealed in part Statute Law (Repeals) Act 1993 (c.50) Sch.1 Pt.11 Group 1.
10 Construction of certain Words in this Act	—	Repealed in part (definition of “oath”) Statute Law (Repeals) Act 1981 (c.19) Sch.1 Pt.8. Otherwise unnecessary (see Interpretation Act 1978 (c.30) Sch.1).
11 Form of citing the Act	—	Unnecessary.

House of Commons Costs Taxation Act 1847 (c. 69) (continued)

<i>Existing provision</i>	<i>Rewritten provision</i>	<i>Remarks</i>
12 Act may be amended, &c.	—	Repealed Statute Law Revision Act 1875 (c.66) Sch.

House of Lords Costs Taxation Act 1849 (c. 78)

<i>Existing provision</i>	<i>Rewritten provision</i>	<i>Remarks</i>
General		Applied Statutory Orders (Special Procedure) Act 1945 (c.18) s.7(2); modified Solicitors' Incorporated Practices Order 1991 (S.I. 1991/2684), art.4(a), Sch.1 and Sch.2.
Preamble	—	Repealed Statute Law Revision 1891 (c.67) Sch.
1 Repeal	—	Repealed Statute Law Revision Act 1875 (c.66) Sch.
2 Parliamentary Agent, Attorney, or Solicitor not to sue for Costs until One Month after Delivery of his Bill	—	Repealed Statute Law (Repeals) Act 1993 (c.50) Sch.1 Pt.11 Group 1.
3 Taxing Officer to be appointed by the Clerk of Parliaments or Clerk Assistant	1	Repealed in part Statute Law (Repeals) Act 1993 (c.50) Sch.1 Pt.11 Group 1.
4 The Clerk of Parliaments or Clerk Assistant to prepare List of Charges thenceforth to be allowed	2	Repealed in part Statute Law Revision Act 1892 (c.19) Sch.; repealed in part Statute Law Revision Act 1894 (c.56) Sch.1; repealed in part Statute Law (Repeals) Act 1993 (c.50) Sch.1 Pt.11 Group 1.

House of Lords Costs Taxation Act 1849 (c. 78) (continued)

<i>Existing provision</i>	<i>Rewritten provision</i>	<i>Remarks</i>
5 Taxing Officer empowered to examine Parties and Witnesses on Oath	13(1)	Repealed in part Statute Law (Repeals) Act 1993 (c.50) Sch.1 Pt.11 Group 1.
6 Taxing Officer empowered to call for Books and Papers	13(1)	
7 Taxing Officer to take such fees as may be allowed by House of Lords	14	
8 On application of Party chargeable, or on Application of Parliamentary Agent, Attorney, or Solicitor, the Taxing Officer to tax the Bill	3(1), (2), (4) and (5), 4, 13(2) and (3)	Repealed in part Statute Law Revision Act 1892 (c.19) Sch.; repealed in part Statute Law (Repeals) Act 1993 (c.50) Sch.1 Pt.11 Group 1; amended Statute Law (Repeals) Act 1993 (c.50) Sch.2 para.13.
9 Taxing Officer to report to the Clerk of the Parliaments	6(1) and (2), 7 and 8	Repealed in part Statute Law (Repeals) Act 1993 (c.50) Sch.1 Pt.11 Group 1.
10 Taxing Officer of either House may tax Costs not otherwise taxable under the Act by virtue of which any Bill shall be taxed; and may request other Officers to assist him	5(1) to (3) and (5) to (7)	
11 Taxing Officers to include certain Costs in their Reports, and Certificates of the Amount to be delivered	6(3)	
12 Officers of other Courts may request the Taxing Officer of either House to tax Parts of Bills	5(5) to (7)	
13 Taxing Officer of either House may take an Account between the Parties	13(4)	
14 Construction of certain Words in this Act	—	Repealed in part (definition of “oath”) Statute Law (Repeals) Act 1981 (c.19) Sch.1 Pt.8.

House of Lords Costs Taxation Act 1849 (c. 78) (continued)

<i>Existing provision</i>	<i>Rewritten provision</i>	<i>Remarks</i>
		Otherwise unnecessary (see Interpretation Act 1978 (c.30) Sch.1).
15 Form of citing the Act	—	Unnecessary.
16 Act may be amended, &c.	—	Repealed Statute Law Revision Act 1875 (c.66) Sch.

Parliamentary Costs Act 1865 (c. 27)

<i>Existing provision</i>	<i>Rewritten provision</i>	<i>Remarks</i>
General		Applied 1871 s.2; applied Private Legislation Procedure (Scotland) Act 1936 (c.52) s.9(3); applied Statutory Orders (Special Procedure) Act 1945 (c.18) s.7(1); modified Solicitors' Incorporated Practices Order 1991 (S.I. 1991/2684), art.4(a) and Sch.1.
Preamble		Repealed Statute Law Revision Act 1893 (c.14) Sch.
1 When Committee report "Preamble not proved", Opponents to be entitled to recover Costs	10(1) and (2)	Applied Private Legislation Procedure (Scotland) Act 1936 (c.52) s.6(6) (amended by Statute Law (Repeals) Act 1993 (c.50) Sch.1 Pt.11 Group 1).
2 When Committee report unanimously "Opposition unfounded", Promoters to be entitled to recover Costs	9(1) to (4)	Applied Private Legislation Procedure (Scotland) Act 1936 (c.52) s.6(6) (amended by Statute Law (Repeals) Act 1993 (c.50) Sch.1 Pt.11 Group 1).

Parliamentary Costs Act 1865 (c. 27) (continued)

<i>Existing provision</i>	<i>Rewritten provision</i>	<i>Remarks</i>
3 Costs to be taxed	11 and 12	Applied Private Legislation Procedure (Scotland) Act 1936 (c.52) s.6(6) (amended by Statute Law (Repeals) Act 1993 (c.50) Sch.1 Pt.11 Group 1).
4 Powers of Taxing Officer	13(1) and 14	Applies 1847 and 1849.
5 Recovery of Costs when taxed	—	Repealed Statute Law (Repeals) Act 1993 (c.50) Sch.1 Pt.11 Group 1.
6 Form of Action in Scotland	—	Repealed Statute Law (Repeals) Act 1993 (c.50) Sch.1 Pt.11 Group 1.
7 Persons paying Costs may recover a Proportion from other Persons liable thereto	—	Repealed Statute Law (Repeals) Act 1993 (c.50) Sch.1 Pt.11 Group 1.
8 When Committee report “Preamble not proved”, Promoters to pay Costs out of Deposits	—	Repealed Statute Law Revision Act 1966 (c.5) Sch.
9 Definition of Promoters	18, definition of “promoter”	
10 Meaning of Private Bill		Unnecessary.
11 Commencement of Act	—	Repealed Statute Law Revision Act 1893 (c.14) Sch.

Parliamentary Costs Act 1867 (c. 136)

<i>Existing provision</i>	<i>Rewritten provision</i>	<i>Remarks</i>
Preamble		Repealed Statute Law Revision Act 1893 (c.14) Sch.

Parliamentary Costs Act 1867 (c. 136) (continued)

<i>Existing provision</i>	<i>Rewritten provision</i>	<i>Remarks</i>
1 Power of Court of Referees to administer Oaths to Witnesses	16	
2 Witnesses falsely deposing guilty of Perjury	—	Repealed Statute Law (Repeals) Act 1993 (c.50) Sch.1 Pt.11 Group 2.
3 Power to award Costs	—	Repealed Statute Law (Repeals) Act 1993 (c.50) Sch.1 Pt.11 Group 1.

Parliamentary Costs Act 1871 (c. 3)

<i>Existing provision</i>	<i>Rewritten provision</i>	<i>Remarks</i>
General		Applied Statutory Orders (Special Procedure) Act 1945 (c.18) s.7(1).
1 Repeal	—	Repealed Statute Law Revision Act 1883 (c.39) Sch.
2 Power of Select Committees on Bills confirming Provisional Orders to award costs	15(4) and (5)	Applies 1865.
3 Power to Committees of the House of Commons to examine witnesses on oath	—	Repealed Parliamentary Witnesses Oaths Act 1871 (c.83) s.2.
4 Interpretation of “Provisional Order”	18, definition of “provisional order”	Repealed in part Statute Law (Repeals) Act 1986 (c.12) Sch.1 Pt.10.

House of Commons Costs Taxation Act 1879 (c. 17)

<i>Existing provision</i>	<i>Rewritten provision</i>	<i>Remarks</i>
General		Modified Solicitors' Incorporated Practices Order 1991 (S.I. 1991/2684), art.4 and Sch.1.
Preamble		Repealed Statute Law Revision Act 1894 (c.56) Sch.1.
1 Powers of 1847 extended to provisional orders and other cases	15(1) to (3)	Applies 1847; repealed in part Statute Law (Repeals) Act 1986 (c.12) Sch.1 Pt.10.
2 Taxing officer of House of Commons to tax costs of orders and Bills on request from proper authority	5(3) and (5)	Applied Statutory Orders (Special Procedure) Act 1945 (c.18) s.7(2); repealed in part Statute Law (Repeals) Act 1986 (c.12) Sch.1 Pt.10.
3 Fees under this Act to be received as directed by 1847	13(2) and (3) and 15(1) to (3)	Applies 1847.
4 Short title	—	Unnecessary.

Statute Law (Repeals) Act 1993 (c. 50)

<i>Existing provision</i>	<i>Rewritten provision</i>	<i>Remarks</i>
Sch.2 Consequential and Connected Provisions		
Pt. 2 Other provisions		
Para.13	4(2)	Amends 1847 s.8, 1849 s.8.

Solicitors' Incorporated Practices Order 1991 (S.I. 1991/2684)

<i>Existing provision</i>	<i>Rewritten provision</i>	<i>Remarks</i>
Sch.1 Statutes which apply to recognised bodies		
Entries relating to 1847, 1849, 1865 and 1879	18, definition of "solicitor"	Modifies 1847, 1849, 1865 and 1879.

Solicitors' Incorporated Practices Order 1991 (S.I. 1991/2684) (continued)

<i>Existing provision</i>	<i>Rewritten provision</i>	<i>Remarks</i>
Sch.2 Statutes which apply to recognised bodies with additions, omissions and modifications		
Entry relating to 1849	18, definition of "solicitor"	Modifies 1849.

© Crown copyright 2007

Printed in the UK by The Stationery Office Limited
under the authority and superintendence of Carol Tullo, Controller of
Her Majesty's Stationery Office and Queen's Printer of Acts of Parliament.

1/2007 357679 19585