



# Commissioners For Oaths Act 1889

1889 CHAPTER 10 52 and 53 Vict

## 1 Appointment and powers of commissioners for oaths. **U.K.**

[<sup>F1</sup>(1).....]

(2) A commissioner for oaths may, <sup>F2</sup> . . . , in England or elsewhere, administer any oath or take any affidavit for the purposes of any court or matter in England, including any of the ecclesiastical courts or jurisdictions, matters ecclesiastical, matters relating to applications for notarial faculties, and matters relating to the registration of any instrument, whether under an Act of Parliament or otherwise, and take any bail or recognizance in or for the purpose of any civil proceeding in the [<sup>F3</sup>Senior Courts]<sup>F3</sup>, . . .  
<sup>F4</sup>

(3) Provided that a commissioner for oaths shall not exercise any of the powers given by this section in any proceeding <sup>F5</sup>... in which he is interested.

### Textual Amendments

- F1** S. 1(1) repealed (1.4.1991) by Courts and Legal Services Act 1990 (c. 41, SIF 76:1), ss. 113(2), 125(4) (6)(7), **Sch.20**( with saving in Sch. 19 para. 17); S.I. 1991/608, art. 2, **Sch.**
- F2** Words in s. 1(2) repealed (1.4.1991) by Courts and Legal Services Act 1990 (c. 41, SIF 76:1), s. 125(4) (7), **Sch.20** ; S.I. 1991/608, art. 2, **Sch.**
- F3** Words in s. 1(2) substituted (1.10.2009) by Constitutional Reform Act 2005 (c. 4), ss. 59, 148, **Sch. 11 para. 15(2)**; S.I. 2009/1604, **art. 2(d)**
- F4** Words repealed by Courts Act 1971 (c. 23), **Sch. 11 Pt. IV**
- F5** Words in s. 1(3) repealed (1.1.2010) by Legal Services Act 2007 (c. 29), ss. 208(1), 210, 211(2), Sch. 21 para. 12, **Sch. 23** (with ss. 29, 192, 193); S.I. 2009/3250, **art. 2(h)(i)(i)** (subject to arts. 6, 9)

### Modifications etc. (not altering text)

- C1** S. 1(1): functions of the Lord Chancellor transferred to the Secretary of State (19.8.2003) by The Secretary of State for Constitutional Affairs Order 2003 (S.I. 2003/1887), **arts. 4, 5**, Sch. 1 (with art. 6)

**Changes to legislation:**

There are currently no known outstanding effects for the Commissioners For Oaths Act 1889, Section 1.