

1973 No. 1278 (L.20)

MATRIMONIAL CAUSES

COUNTY COURTS

The Divorce County Courts (Amendment) Order 1973

<i>Made</i> - - - -	20th July 1973
<i>Coming into Operation</i> -	
<i>all except paragraph 5</i>	1st October 1973
<i>paragraph 5</i>	1st January 1974

The Lord Chancellor, in exercise of the powers conferred on him by section 1(1) of the Matrimonial Causes Act 1967(a) and section 2 of the County Courts Act 1959(b), hereby makes the following Order:—

1.—(1) This Order may be cited as the Divorce County Courts (Amendment) Order 1973.

(2) This Order (except paragraph 5) shall come into operation on 1st October 1973 and paragraph 5 shall come into operation on 1st January 1974.

(3) The Interpretation Act 1889(c) shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

2. The Divorce County Courts Order 1971(d), as amended (e), which designates certain courts as divorce county courts and courts of trial for undefended matrimonial causes, shall have effect subject to the provisions of this Order, and a reference in any of the following paragraphs to a Schedule by number means the Schedule so numbered in that Order.

3. The Hitchin County Court shall be a divorce county court and a court of trial for the purposes of section 1(1) of the Matrimonial Causes Act 1967, and accordingly the following entry shall be inserted in Schedule 1, immediately below the reference to Hereford:—

“Hitchin (T)”.

4. The Bury, Huddersfield, Pontefract, Rochdale, Scarborough and Scunthorpe County Courts shall be courts of trial for the purposes of section 1(1) of the Matrimonial Causes Act 1967, and accordingly those courts shall be marked “(T)” in Schedule 1.

(a) 1967 c. 56.

(b) 1959 c. 22.

(c) 1889 c. 63.

(d) S.I. 1971/1954 (1971 III, p. 5271).

(e) S.I. 1972/1746 (1972 III, p. 5070).

5. The Brentford, Middlesbrough and Whitehaven County Courts shall be divorce county courts and courts of trial for the purposes of section 1(1) of the Matrimonial Causes Act 1967 and accordingly the following entries shall be inserted, in their proper alphabetical order, in Schedule 1:—

“Brentford (T)”

“Middlesbrough (T)”

“Whitehaven (T)”.

6.—(1) In Schedule 1, the words “and Ystradyfodwg” shall be omitted, and the reference to the Pontypridd and Ystradyfodwg County Court shall be omitted from Schedule 2.

(2) In Schedule 2, the reference to the Barrow in Furness and Ulverston County Court shall be omitted.

Dated 20th July 1973.

Hailsham of St. Marylebone, C.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order amends the Divorce County Courts Order 1971, with effect from 1st October 1973, by designating the Hitchin County Court as a divorce county court and by adding that court, and the Bury, Huddersfield, Pontefract, Rochdale, Scarborough and Scunthorpe County Courts, to the list of those at which undefended matrimonial causes may be tried. With effect from 1st January 1974, the Brentford, Middlesbrough and Whitehaven County Courts are designated as divorce county courts and as courts at which undefended causes may be tried. The Order also makes minor amendments to take account of a recent change in the name and district of the Pontypridd County Court, and to enable undefended causes in the Barrow in Furness and Ulverston County Court to be tried at Ulverston.

SI 1973/1278
ISBN 0-11-031278-3



780110 312781