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STATUTORY INSTRUMENTS

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**1991 No. 1364 (C.37)**

**SUPREME COURT OF ENGLAND AND WALES  
COUNTY COURTS  
MAGISTRATES' COURTS  
LEGAL SERVICES  
LEGAL PROFESSION  
NOTARIES PUBLIC**

The Courts and Legal Services Act 1990  
(Commencement No. 5) Order 1991

*Made* - - - - *11th June 1991*

The Lord Chancellor, in exercise of the powers conferred on him by section 124(3) of the Courts and Legal Services Act 1990<sup>(1)</sup>, hereby makes the following Order:

1. This Order may be cited as the Courts and Legal Services Act 1990 (Commencement No. 5) Order 1991.
2. The provisions of the Courts and Legal Services Act 1990 specified in the Schedule hereto shall come into force on 1st July 1991.

Dated 11th June 1991

*Mackay of Clashfern, C.*

## SCHEDULE

Provision of the Act	Subject matter of provision
Section 2	Transfer of proceedings between courts
Section 3	Remedies available in county courts
Section 10	Family proceedings in magistrates' courts and related matters
Section 15	Enforcement
Section 56	Administration of oaths etc. by justices in certain probate business
Section 57	Notaries
Section 74(4)–(7)	District Judges
Section 86	Commencement etc. of solicitors' practising certificates
Section 117	Extension of powers of justices' clerks
Paragraphs 6, 17 and 18 of Schedule 17, and section 125(2) so far as it relates to them.	Minor amendments
Paragraphs 9, 10, 17, 18 and 43–46 of Schedule 18 and section 125(3) so far as it relates to them.	Consequential amendments
Paragraphs 12 and 13 of Schedule 19, and section 125(6) so far as it relates to them.	Transitionals and savings
Section 125(7) and Schedule 20 so far as they provide for the repeal of, or of words in, the following provisions—	Repeals
(a) sections 1–5 and 7–9 of the Public Notaries Act 1801 <sup>(2)</sup>	
(b) the Public Notaries Act 1833 <sup>(3)</sup> and the Public Notaries Act 1843 <sup>(4)</sup>	
(c) the Small Debts Act 1845 <sup>(5)</sup>	
(d) the Welsh Church Act 1914 <sup>(6)</sup>	
(e) section 37 of the Administration of Justice Act 1956 <sup>(7)</sup>	
(f) section 29 of the Administration of Justice Act 1969 <sup>(8)</sup>	
(g) sections 19, 20, 22, 29, 34, 43, 44, 89(3), 105 and 106 of, and	

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(2) 1801 c. 79.  
(3) 1833 c. 70.  
(4) 1843 c. 90.  
(5) 1845 c. 127.  
(6) 1914 c. 91.  
(7) 1956 c. 46.  
(8) 1969 c. 58.

Provision of the Act	Subject matter of provision
Schedule 1 to, the County Courts Act 1984(9)	

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### EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order brings into force on 1st July 1991 a number of provisions in the Courts and Legal Services Act 1990. These provisions, together with a brief indication of their subject matter, are listed in the Schedule to the Order.

### NOTE AS TO EARLIER COMMENCEMENT ORDERS

*(This note is not part of the Order)*

Provision	Date of commencement	S.I. No.
Section 125(7) (partially), Schedule 20 (partially)	1.11.1990	1990/2170
Sections 9, 21, 22, 23, 24(1) and (2), 25–28, 31(1) and (2), 32(1) and (2), 33(1) and (2), 60–62, 66–68, 70 (partially), 71, 74(1)–(3), 75–78, 83, 84, 116 (partially), 118 and 125 (partially); and Schedules 3, 10, 11, 16 (partially) 17 (partially), 18 (partially), 19 (partially) and 20 (partially)	1.11.1991	1990/2484
Sections 17–20, 24(3), 29, 30, 31(3)–(9), 32(3)–(9), 33(3)– (9), 34, 35, 40, 53 (partially), 59, 63(1)(a) and (2), 69, 93, 99–101, 103 and 113–115; and Schedules 1, 2, 4, 5, 8 (partially), 15, 17 (partially), 18 (partially), 19 (partially) and 20 (partially)	1.4.1991	1991/608
Sections 111, 125 (partially) and Schedule 18 (partially)	1.5.1991	1991/985

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(9) 1984 c. 28.

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