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STATUTORY INSTRUMENTS

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**1998 No. 2940**

**The Civil Procedure (Modification of Enactments) Order 1998**

6. The County Courts Act 1984<sup>(1)</sup> is amended as follows—
- (a) omit section 47 (minors);
  - (b) in section 52 (powers of court exercisable before commencement of action), in subsection (2), omit “in which a claim in respect of personal injuries to a person, or in respect of a person’s death, is likely to be made,”;
  - (c) in section 53 (power of court to order disclosure of documents, inspection of property etc.)—
    - (i) omit subsection (1); and
    - (ii) in each of subsections (2) and (3), omit “to which this section applies”;
  - (d) in section 63 (assessors)—
    - (i) in subsection (1), omit “on the application of any party”;
    - (ii) omit subsection (2);
    - (iii) in subsection (3), for “at such rate as may be prescribed” substitute “determined by the judge”; and
    - (iv) in subsection (4), for “subsection (2) (otherwise than on the application of a party to the proceedings)” substitute “assisting the judge in reviewing the taxation by the district judge of the costs of any proceedings”;
  - (e) in section 133 (proof of service of summonses etc.), in subsection (1), omit “under the hand of that officer”; and
  - (f) omit section 134 (summons and other process to be under seal).

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<sup>(1)</sup> 1984 c. 28; section 52 was amended by the Courts and Legal Services Act 1990 (c. 41) section 125(3), Schedule 18, paragraph 43 and section 53 was amended by that Act, section 125(3), Schedule 18, paragraph 44.