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STATUTORY INSTRUMENTS

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**2008 No. 1166**

**ARMORIAL BEARINGS, ENSIGNS AND FLAGS**

**The Lyon Court and Office Fees (Variation) Order 2008**

<i>Made</i>	- - - -	<i>28th April 2008</i>
<i>Laid before Parliament</i>		<i>30th April 2008</i>
<i>Coming into force</i>	- -	<i>23rd May 2008</i>

The Secretary of State makes the following Order in exercise of the powers conferred by section 5 of, as read with paragraph 3 of Schedule 3 to, the Public Expenditure and Receipts Act 1968(1):

**Citation and commencement**

1. This Order may be cited as the Lyon Court and Office Fees (Variation) Order 2008 and shall come into force on 23rd May 2008.

**Variation of fees**

2. Schedule B to the Lyon King of Arms Act 1867(2) is amended in accordance with Article 3 of, and Schedules 1 and 2 to, this Order.

3.—(1) The entries and corresponding fees in Schedule B listed in Schedule 1 are deleted.

(2) The contents of Schedule 2 are inserted as Part 1 (fees payable in respect of reserved functions) at the beginning of Schedule B.

Dover House,  
London  
28th April 2008

*DAVID CAIRNS*  
Minister of State, Scotland Office, Ministry of  
Justice

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(1) 1968 c. 14.

(2) 1867 c. 17; Schedule B was last amended by article 3 of, and the Schedule to, S.I.1996/413 (S.29).

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

## SCHEDULE 1

Article 2 and 3

Column 1 (Matter to which fee relates)	Column 2 (Fee formerly payable)(3) £
On every patent of arms with supporters	734.00
On every patent of arms without supporters	448.00
On every extract from a register	14.00
On affixing seal of office to warrant, decree or precept	14.00
On the appointment of a herald	11.00
On the appointment of a pursuivant	11.00

## SCHEDULE 2

Article 2 and 3

## PART 1

## Fees payable in respect of reserved functions

Column 1 (Matter to which fee relates)	Column 2 (Fee payable) £
1. On every patent of arms	627.00
2. On every patent of supporters	401.00
3. On every patent of arms with supporters to a commercial organisation	2000.00

Note: In Part 1—

- (a) “commercial organisation” means—
- (i) any partnership within the meaning of section 1 (definition of partnership) of the Partnership Act 1890(4);
  - (ii) any limited liability partnership incorporated under section 2 (incorporation document etc.) of the Limited Liability Partnerships Act 2000(5);
  - (iii) any company registered under the Companies Acts; or
  - (iv) any overseas company having an established place of business in the United Kingdom,
- but does not include companies registered for charitable purposes, community interest companies within the meaning of Part 2 (community interest companies) of the Companies (Audit, Investigations and Community Enterprise) Act 2004(6) or private companies limited by guarantee; and
- (b) in paragraph (a) “Companies Acts” means the Companies Act 2006(7), any Act amending or replacing that Act and any former enactment relating to companies.

- (3) This column shows the fees which were payable in respect of the matters to which they relate under Schedule B to the Lyon King of Arms Act 1867, as amended by S.I. 1995/132 and S.I. 1996/413 (S.29), before the coming into force of this Order.
- (4) 1890 c. 39. Section 1 of the 1890 Act was amended by section 1 of, and Part X of Schedule 1 to, the Statute Law (Repeals) Act 1998 (c. 43).
- (5) 2000 c. 12. Section 2 of the 2000 Act was amended by paragraph 1 of Schedule 2 to S.I. 2002/915.
- (6) 2004 c. 27.
- (7) 2006 c. 46.

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Column 1 (Matter to which fee relates)	Column 2 (Fee payable) £
4. On every patent of arms without supporters to a commercial organisation	1599.00
5. On lodging a petition in respect of paragraphs 1, 2, 3 and 4 (which sum is then deducted from the total fees due on completion)	200.00
6. On every reprographic extract from a digital image of a register	100.00 Maximum charge
7. On every other extract from a register	20.00
8. On affixing seal of office to warrant, decree or precept	20.00
9. On the appointment of a herald	10.00
10. On the appointment of a pursuivant	10.00

Note: In Part 1–

- (a) “commercial organisation” means–
- (i) any partnership within the meaning of section 1 (definition of partnership) of the Partnership Act 1890(4);
  - (ii) any limited liability partnership incorporated under section 2 (incorporation document etc.) of the Limited Liability Partnerships Act 2000(5);
  - (iii) any company registered under the Companies Acts; or
  - (iv) any overseas company having an established place of business in the United Kingdom,
- but does not include companies registered for charitable purposes, community interest companies within the meaning of Part 2 (community interest companies) of the Companies (Audit, Investigations and Community Enterprise) Act 2004(6) or private companies limited by guarantee; and
- (b) in paragraph (a) “Companies Acts” means the Companies Act 2006(7), any Act amending or replacing that Act and any former enactment relating to companies.

## EXPLANATORY NOTE

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

This Order varies the fees payable in respect of reserved functions in Schedule B to the Lyon King of Arms Act 1867 by replacing them with the fees listed in Schedule 2 to this Order. The Lyon Court and Office Fees (Variation) (No. 2) Order 2008 comes into force immediately after the coming into force of this Order and varies the fees payable in respect of devolved functions in Schedule B by replacing them with the fees listed in the Schedule to that Order.

(4) 1890 c. 39. Section 1 of the 1890 Act was amended by section 1 of, and Part X of Schedule 1 to, the Statute Law (Repeals) Act 1998 (c. 43).

(5) 2000 c. 12. Section 2 of the 2000 Act was amended by paragraph 1 of Schedule 2 to S.I. 2002/915.

(6) 2004 c. 27.

(7) 2006 c. 46.

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