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STATUTORY INSTRUMENTS

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**2008 No. 2836**

The Allocation and Transfer of Proceedings Order 2008

PART 4

APPLICATION FOLLOWING REFUSAL TO TRANSFER FROM  
MAGISTRATES' COURT TO COUNTY COURT AND APPEAL AGAINST  
TRANSFER TO MAGISTRATES' COURT BY COUNTY COURT

**Appeal against transfer of proceedings to magistrates' court by county court**

**26.** Where a county court orders the transfer of proceedings to a magistrates' court under article 16, an appeal may be made against that decision—

- (a) where the decision was made by a district judge or deputy district judge of a county court, to a circuit judge; or
- (b) where the decision was made by a district judge or deputy district judge of the principal registry of the Family Division, to a judge of the Family Division of the High Court.