

SCHEDULES

SCHEDULE 1

Section 61(1), (3).

DISTRIBUTION OF BUSINESS IN HIGH COURT

Chancery Division

- 1 To the Chancery Division are assigned all causes and matters relating to—
- (a) the sale, exchange or partition of land, or the raising of charges on land ;
 - (b) the redemption or foreclosure of mortgages ;
 - (c) the execution of trusts ;
 - (d) the administration of the estates of deceased persons ;
 - (e) bankruptcy;
 - (f) the dissolution of partnerships or the taking of partnership or other accounts ;
 - (g) the rectification, setting aside or cancellation of deeds or other instruments in writing ;
 - (h) probate business, other than non-contentious or common form business;
 - (i) patents, trade marks, registered designs or copyright;
 - (j) the appointment of a guardian of a minor's estate,
- and all causes and matters involving the exercise of the High Court's jurisdiction under the enactments relating to companies.

Queen's Bench Division

- 2 To the Queen's Bench Division are assigned—
- (a) applications for writs of habeas corpus, except applications made by a parent or guardian of a minor for such a writ concerning the custody of the minor ;
 - (b) applications for judicial review ;
 - (c) all causes and matters involving the exercise of the High Court's Admiralty jurisdiction or its jurisdiction as a prize court; and
 - (d) all causes and matters entered in the commercial list.

Family Division

- 3 To the Family Division are assigned—
- (a) all matrimonial causes and matters (whether at first instance or on appeal);
 - (b) all causes and matters (whether at first instance or on appeal) relating to—
 - (i) legitimacy;
 - (ii) the wardship, guardianship, custody or maintenance of minors (including proceedings about access), except proceedings solely for the appointment of a guardian of a minor's estate ;

Status: This is the original version (as it was originally enacted).

- (iii) affiliation or adoption ;
- (iv) non-contentious or common form probate business ;
- (c) applications for consent to the marriage of a minor ;
- (d) proceedings on appeal under section 13 of the Administration of Justice Act 1960 from an order or decision made under section 63(3) of the Magistrates' Courts Act 1980 to enforce an order of a magistrates' court made in matrimonial proceedings or with respect to the guardianship of a minor.