



# County Courts Act 1984

## 1984 CHAPTER 28

### PART I

#### CONSTITUTION AND ADMINISTRATION

##### *[<sup>F1</sup>The county court*

##### **Textual Amendments**

- F1** S. A1 and cross-heading inserted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), ss. **17(1)**, 61(3); [S.I. 2014/954](#), art. 2(a) (with art. 3) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)

#### **A1 Establishment of a single county court**

- (1) There is to be a court in England and Wales, called the county court, for the purpose of exercising the jurisdiction and powers conferred on it—
- (a) by or under this or any other Act, or
  - (b) by or under any Act, or Measure, of the National Assembly for Wales.
- (2) The county court is to be a court of record and have a seal.]

##### *County courts and districts*

#### **<sup>F2</sup>1 County courts to be held for districts.**

.....

*Status: Point in time view as at 01/10/2022.*

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**Textual Amendments**

**F2** S. 1 repealed (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), **ss. 17(2)**, 61(3); S.I. 2014/954, **art. 2(a)** (with **art. 3**) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)

**F3** **2 County court districts etc.**

.....

**Textual Amendments**

**F3** S. 2 repealed (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), **ss. 17(2)**, 61(3); S.I. 2014/954, **art. 2(a)** (with **art. 3**) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)

*Places and times of sittings of courts*

**3 Places and times of sittings.**

[<sup>F4</sup>(1) Sittings of the county court may be held, and any other business of the county court may be conducted, anywhere in England and Wales.

(1A) Sittings of the county court at any place may be continuous or intermittent or occasional.

(2) Sittings of the county court may be held simultaneously to take any number of different cases in the same place or different places, and the court may adjourn cases from place to place at any time.

(2A) The places at which the county court sits, and the days and times at which it sits in any place, are to be determined in accordance with directions given by the Lord Chancellor after consulting the Lord Chief Justice.]

<sup>F5</sup>(3) .....

<sup>F6</sup>(4) .....

[<sup>F7</sup>(5) The Lord Chief Justice may nominate a judicial office holder (as defined in section 109(4) of the Constitutional Reform Act 2005) to exercise his functions under [<sup>F8</sup>this section].]

**Textual Amendments**

**F4** S. 3(1)-(2A) substituted for s. 3(1) (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), **Sch. 9 para. 2(2)**; S.I. 2014/954, **art. 2(c)** (with **art. 3**) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)

**F5** S. 3(3) omitted (27.4.1997) by [1997 c. 12](#), s. 10, **Sch. 2 para. 2(5)**; S.I. 1997/841, **art. 3(b)**, 4(e)

**F6** S. 3(4) omitted (22.4.2014) by virtue of [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), **Sch. 9 para. 2(3)**; S.I. 2014/954, **art. 2(c)** (with **art. 3**) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)

**F7** S. 3(5) inserted (3.4.2006) by [Constitutional Reform Act 2005 \(c. 4\)](#), ss. 15(1), 148(1), **Sch. 4 para. 162(3)**; S.I. 2006/1014, **art. 2(a)**, Sch. 1 para. 11(r)

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- F8** Words in s. 3(5) substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\), s. 61\(3\), Sch. 9 para. 2\(4\)](#); [S.I. 2014/954, art. 2\(c\)](#) (with [art. 3](#)) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)

#### **4 Use of public buildings for courts.**

- (1) Where, in any place in which a [<sup>F9</sup>sitting of the county court is to be] held [<sup>F10</sup>or a sitting of the family court is held], there is a building, being a town hall, court-house or other public building belonging to any local or other public authority, that building shall, with all necessary rooms, furniture and fittings in it, be used for the purpose of holding [<sup>F11</sup>the sitting of] the court, without any charge for rent or other payment, except the reasonable and necessary charges for lighting, heating and cleaning the building when used for that purpose.
- (2) Where any such building is used for the purpose of holding [<sup>F12</sup>sittings of the county court,] the sittings of the court shall be so arranged as not to interfere with the business of the local or other public authority usually transacted in the building or with any purpose for which the building may be used by virtue of any local Act.
- (3) This section shall not apply to any place in which a building was erected before 1st January 1889 for the purpose of holding and carrying on the business of a county court.

#### **Textual Amendments**

- F9** Words in s. 4(1) substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\), s. 61\(3\), Sch. 9 para. 3\(a\)](#); [S.I. 2014/954, art. 2\(c\)](#) (with [art. 3](#)) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)
- F10** Words in s. 4(1) inserted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\), s. 61\(3\), Sch. 10 para. 65](#); [S.I. 2014/954, art. 2\(d\)](#) (with [art. 3](#)) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)
- F11** Words in s. 4(1) inserted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\), s. 61\(3\), Sch. 9 para. 3\(b\)](#); [S.I. 2014/954, art. 2\(c\)](#) (with [art. 3](#)) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)
- F12** Words in s. 4(2) substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\), s. 61\(3\), Sch. 9 para. 3\(c\)](#); [S.I. 2014/954, art. 2\(c\)](#) (with [art. 3](#)) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)

### *Judges*

#### **[<sup>F13</sup>5 Judges of the county court**

- (1) A person is a judge of the county court if the person—
  - (a) is a Circuit judge,
  - (b) is a district judge (which, by virtue of section 8(1C), here includes a deputy district judge appointed under section 8), or
  - (c) is within subsection (2),

<sup>F14</sup> ...
- (2) A person is within this subsection (and so, by virtue of subsection (1)(c), is a judge of the county court) if the person—
  - (a) is the Lord Chief Justice,

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- (b) is the Master of the Rolls,
- (c) is the President of the Queen's Bench Division,
- (d) is the President of the Family Division,
- (e) is the Chancellor of the High Court,
- (f) is an ordinary judge of the Court of Appeal (including the vice-president, if any, of either division of that court),
- (g) is the Senior President of Tribunals,
- (h) is a puisne judge of the High Court,
- (i) is a deputy judge of the High Court,
- (j) is the Judge Advocate General,
- (k) is a Recorder,
- (l) is a person who holds an office listed—
  - (i) in the first column of the table in section 89(3C) of the Senior Courts Act 1981 (senior High Court masters etc), or
  - (ii) in column 1 of Part 2 of Schedule 2 to that Act (High Court masters etc),
- (m) is a deputy district judge appointed under section 102 of that Act,
- (n) is a Chamber President, or a Deputy Chamber President, of a chamber of the Upper Tribunal or of a chamber of the First-tier Tribunal,
- (o) is a judge of the Upper Tribunal by virtue of appointment under paragraph 1(1) of Schedule 3 to the Tribunals, Courts and Enforcement Act 2007,
- (p) is a transferred-in judge of the Upper Tribunal (see section 31(2) of that Act),
- (q) is a deputy judge of the Upper Tribunal (whether under paragraph 7 of Schedule 3 to, or section 31(2) of, that Act),
- (r) is a District Judge (Magistrates' Courts),
- (s) is a person appointed under section 30(1)(a) or (b) of the Courts-Martial (Appeals) Act 1951 (assistants to the Judge Advocate General),
- (t) is a judge of the First-tier Tribunal by virtue of appointment under paragraph 1(1) of Schedule 2 to the Tribunals, Courts and Enforcement Act 2007,
- (u) is a transferred-in judge of the First-tier Tribunal (see section 31(2) of that Act), or
- (v) is a member of a panel of Employment Judges established for England and Wales or for Scotland.]

#### Textual Amendments

- F13** S. 5 substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 9 para. 4](#); [S.I. 2014/954](#), art. 2(c) (with [art. 3](#)) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)
- F14** Words in s. 5(1) omitted (10.3.2022 for specified purposes, 1.10.2022 in so far as not already in force) by virtue of [Public Service Pensions and Judicial Offices Act 2022 \(c. 7\)](#), s. 131(1)(4)(c), [Sch. 4 para. 6\(2\)](#); [S.I. 2022/1014](#), reg. 2(d) (with [reg. 3](#))

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*[<sup>F15</sup>District judges and deputy district judges]*

**Textual Amendments**

**F15** S. 6 cross-heading substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 9 para. 5\(4\)](#); S.I. 2014/954, art. 2(c) (with art. 3) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)

**[<sup>F16</sup> District judges.**

(1) Her Majesty may, on the recommendation of the Lord Chancellor, appoint district judges.

<sup>F17</sup>(2) .....

(3) A reference in any enactment or other instrument to the district judge for a district or of a county court [<sup>F18</sup>is—

- (a) if the context permits, a reference to the county court, and
- (b) otherwise is a reference to a judge of the county court.]

<sup>F19</sup>(4) .....

(5) A district judge is to be paid such salary [<sup>F20</sup>and such allowances] as may be determined by the Lord Chancellor with the concurrence of the Treasury.

(6) A salary payable under this section may be increased but not reduced by a determination or further determination under this section.

<sup>F21</sup>(7) .....]

**Textual Amendments**

**F16** S. 6 substituted (3.4.2006) by [Constitutional Reform Act 2005 \(c. 4\)](#), ss. 14, 148(1), [Sch. 3 para. 1](#); S.I. 2006/1014, art. 2(a), Sch. 1 para. 9

**F17** S. 6(2) omitted (22.4.2014) by virtue of [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 9 para. 5\(2\)](#); S.I. 2014/954, art. 2(c) (with art. 3) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)

**F18** Words in s. 6(3) substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 9 para. 5\(3\)](#); S.I. 2014/954, art. 2(c) (with art. 3) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)

**F19** S. 6(4) omitted (22.4.2014) by virtue of [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 9 para. 5\(2\)](#); S.I. 2014/954, art. 2(c) (with art. 3) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)

**F20** Words in s. 6(5) inserted (10.3.2022 for specified purposes, 10.5.2022 in so far as not already in force) by [Public Service Pensions and Judicial Offices Act 2022 \(c. 7\)](#), s. 131(1)(4)(b)(ii), [Sch. 2 para. 10](#)

**F21** S. 6(7) omitted (22.4.2014) by virtue of [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 9 para. 5\(2\)](#); S.I. 2014/954, art. 2(c) (with art. 3) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)

<sup>F22</sup>7 .....

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**Textual Amendments**

**F22** S. 7 repealed (31.3.1995) by 1993 c. 8, s. 31(3)(4), Sch. 8 para. 17(a), **Sch.9**; S.I. 1995/631, **art.2**

**8** [<sup>F23</sup>**Deputy district judges**].

[<sup>F24</sup>(1) If it appears to the [<sup>F25</sup>Lord Chief Justice] that it is expedient to do so in order to facilitate the disposal of business in the county [<sup>F26</sup>court or any other court or tribunal to which a person appointed under this subsection may be deployed], he may appoint a person to be a deputy district judge.

- (1ZA) A person is qualified for appointment under subsection (1) only if the person—
  - (a) is qualified for appointment as a district judge, or
  - (b) holds, or has held, the office of district judge.]

<sup>F27</sup>(1ZB) .....

<sup>F27</sup>(1ZC) .....

[<sup>F28</sup>[<sup>F29</sup>(1A) Any appointment of a person as a deputy district judge must not be such as to, or be extended so as to, extend beyond the day on which the person attains the age of 75.]

<sup>F30</sup>[ .....

<sup>F31</sup>(1B)

(1C) A deputy district judge appointed under this section <sup>F32</sup>... has <sup>F33</sup>... the same powers as if he were a district judge [<sup>F34</sup>other than a district judge's power to act in a district registry of the High Court].

<sup>F35</sup>(1D) .....]

(2) .....

(3) The Lord Chancellor may pay to any person appointed under this section as [deputy district judge]such remuneration and allowances as he may, with the approval of the Treasury, determine.

[ A person appointed under this section may be removed from office as a deputy district <sup>F36</sup>(3A) judge—

- (a) only by the Lord Chancellor with the agreement of the Lord Chief Justice, and
- (b) only on—
  - (i) the ground of inability or misbehaviour, or
  - (ii) a ground specified in the person's terms of appointment.

(3B) Subject to subsections (1A) and (3C), the term of a person's appointment under this section (including a term already extended under this subsection) must be extended by the Lord Chancellor before its expiry.

(3C) Extension under subsection (3B)—

- (a) requires the person's agreement,
- (b) is to be for such term as the Lord Chancellor thinks fit, and
- (c) may be refused on—
  - (i) the ground of inability or misbehaviour, or
  - (ii) a ground specified in the person's terms of appointment,

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but only with any agreement of the Lord Chief Justice, or a nominee of the Lord Chief Justice, that may be required by those terms.

(3D) Subject to the preceding provisions of this section, a person appointed under this section is to hold and vacate office as a deputy district judge in accordance with the terms of the person's appointment, which are to be such as the Lord Chancellor may determine.

(3E) The Lord Chief Justice may nominate a senior judge (as defined in section 109(5) of the Constitutional Reform Act 2005) to exercise the Lord Chief Justice's functions under subsection (1) or (3A)(a).]

[ The Lord Chief Justice may nominate a judicial office holder (as defined in <sup>F37</sup>(4) section 109(4) of the Constitutional Reform Act 2005) to exercise his functions under subsection <sup>F38</sup>... (1B).]]

#### Textual Amendments

- F23** Words substituted by [Courts and Legal Services Act 1990 \(c. 41, SIF37\)](#), S. 125(3), **Sch. 18 para. 42**
- F24** S. 8(1)-(1ZC) substituted (19.7.2007) for s. 8(1) by [Tribunals, Courts and Enforcement Act 2007 \(c. 15\)](#), ss. 56, 148(5), **Sch. 11 para. 7(2)** (with Sch. 11 para. 10)
- F25** Words in s. 8(1) substituted (1.10.2013) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), **Sch. 13 para. 37(2)**; S.I. 2013/2200, art. 3(e) (with savings in S.I. 2013/2192, regs. 48, 49)
- F26** Words in s. 8(1) substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), **Sch. 9 para. 6(2)**; S.I. 2014/954, art. 2(c) (with art. 3) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)
- F27** S. 8(1ZB)(1ZC) omitted (10.3.2022 for specified purposes, 1.10.2022 in so far as not already in force) by virtue of [Public Service Pensions and Judicial Offices Act 2022 \(c. 7\)](#), s. 131(1)(4)(c), **Sch. 4 para. 6(3)**; S.I. 2022/1014, reg. 2(d) (with reg. 3)
- F28** S. 8(1A) substituted (10.3.2022) by [Public Service Pensions and Judicial Offices Act 2022 \(c. 7\)](#), s. 131(1)(4)(a), **Sch. 1 para. 19(2)** (with Sch. 1 para. 43)
- F29** S. 8(1A) inserted (31.3.1995) by 1993 c. 8, s. 26, **Sch. 6 para. 17(1)** (with Sch. 7 paras. 2(2), 3(2), 4); S.I. 1995/631, **art.2**
- F30** S. 8(1B) omitted (22.4.2014) by virtue of [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), **Sch. 9 para. 6(3)**; S.I. 2014/954, art. 2(c) (with art. 3) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)
- F31** S. 8(1B)-(1D) inserted (19.7.2007) by [Tribunals, Courts and Enforcement Act 2007 \(c. 15\)](#), ss. 56, 148(5), **Sch. 11 para. 7(4)** (with Sch. 11 para. 10)
- F32** Words in s. 8(1C) omitted (22.4.2014) by virtue of [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), **Sch. 9 para. 6(4)(a)**; S.I. 2014/954, art. 2(c) (with art. 3) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)
- F33** Words in s. 8(1C) omitted (22.4.2014) by virtue of [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), **Sch. 9 para. 6(4)(b)**; S.I. 2014/954, art. 2(c) (with art. 3) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)
- F34** Words in s. 8(1C) substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), **Sch. 9 para. 6(4)(c)**; S.I. 2014/954, art. 2(c) (with art. 3) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)
- F35** S. 8(1D) omitted (22.4.2014) by virtue of [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), **Sch. 9 para. 6(3)**; S.I. 2014/954, art. 2(c) (with art. 3) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)
- F36** S. 8(3A)-(3E) inserted (1.10.2013) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), **Sch. 13 para. 37(5)**; S.I. 2013/2200, art. 3(e) (with savings in S.I. 2013/2192, regs. 48, 49)



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- F37** S. 8(4) inserted (19.7.2007) by [Tribunals, Courts and Enforcement Act 2007 \(c. 15\)](#), ss. 56, 148(5), [Sch. 11 para. 7\(5\)](#) (with [Sch. 11 para. 10](#))
- F38** Words in s. 8(4) omitted (1.10.2013) by virtue of [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 13 para. 37\(6\)](#); S.I. 2013/2200, art. 3(e) (with savings in S.I. 2013/2192, regs. 48, 49)

**Modifications etc. (not altering text)**

- C1** Ss. 6-9, 11, 12, amended by [Courts and Legal Services Act 1990 \(c. 41, SIF 37\)](#), s. 125(3), [Sch. 18 para. 42](#) which provides that: "(a) for the word "registrar" in each place where it occurs, except where it is in the context of assistant registrar or deputy registrar, there shall be substituted " district judge"; (b) for the words "assistant district judge"; and (c) for the words "deputy county court registrar" and "deputy registrar" in each place where they occur there shall be substituted "deputy district judge".
- C2** S. 8 restricted (31.3.1995) by [1993 c. 8, s. 26\(7\)\(g\)](#) (with [Sch. 7 paras. 2\(2\), 3\(2\), 4](#)); S.I. 1995/631, [art.2](#)

**9 Qualifications [<sup>F39</sup>for appointment as district judge].**

No person shall be appointed a [<sup>F40</sup>district judge], [<sup>F41</sup> . . . <sup>F42</sup> . . . ] unless [<sup>F43</sup>he satisfies the judicial-appointment eligibility condition on a 5-year basis.]

**Textual Amendments**

- F39** Words in s. 9 heading inserted (19.7.2007) by [Tribunals, Courts and Enforcement Act 2007 \(c. 15\)](#), ss. 56, 148(5), [Sch. 11 para. 8\(b\)](#)
- F40** Words substituted by [Courts and Legal Services Act 1990 \(c. 41, SIF 37\)](#), s. 125(3), [Sch. 18 para. 42](#)
- F41** Words in s. 9 repealed (31.3.1995) by [1993 c. 8, s. 31\(3\)\(4\)](#), [Sch. 8 para. 17\(b\)](#), [Sch.9](#); S.I. 1995/631, [art.2](#)
- F42** Words in s. 9 omitted (19.7.2007) by virtue of [Tribunals, Courts and Enforcement Act 2007 \(c. 15\)](#), ss. 56, 148(5), [Sch. 11 para. 8\(a\)](#)
- F43** Words in s. 9 substituted (21.7.2008) by [Tribunals, Courts and Enforcement Act 2007 \(c. 15\)](#), ss. 50(6), 148(5), [Sch. 10 para. 15](#); S.I. 2008/1653, [art. 2\(d\)](#) (with arts. 3, 4)

**Modifications etc. (not altering text)**

- C3** Ss. 6–9, 11, 12 amended by [Courts and Legal Services Act 1990 \(c. 41, SIF 37\)](#), s. 125(3), [Sch. 18 para. 42](#) which provides that: "(a)for the word "registrar" in each place where it occurs, except where it is in the context of assistant registrar or deputy registrar, there shall be substituted "district judge"; (b)for the words "assistant registrar" in each place where they occur there shall be substituted "assistant district judge"; and(c)for the words "deputy county court registrar" and "deputy registrar" in each place where they occur there shall be substituted "deputy district judge"."

**10** . . . . . <sup>F44</sup>

**Textual Amendments**

- F44** S. 10 repealed by [Courts and Legal Services Act 1990 \(c. 41, SIF 76:1\)](#), s. 125(7), [Sch. 20](#)

**11 Tenure of office.**

[<sup>F45</sup>(1) This subsection applies to the office of district judge.



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- (2) Subject to the following provisions of this section <sup>F46</sup>..., a person who holds an office to which subsection (1) applies shall vacate his office on the day on which he attains the age of [<sup>F47</sup>75].]
- <sup>F48</sup>(3) .....
- (4) A person appointed to an office to which subsection (1) applies shall hold that office during good behaviour.
- (5) The power to remove such a person from his office on account of misbehaviour shall be exercisable by the Lord Chancellor [<sup>F49</sup>, but only with the concurrence of the Lord Chief Justice].
- (6) The Lord Chancellor may [<sup>F50</sup>, with the concurrence of the Lord Chief Justice,] also remove such a person from his office on account of inability to perform the duties of his office.

#### Textual Amendments

- F45** S. 11(1)(2) substituted (31.3.1995) by 1993 c. 8, s. 26, **Sch. 6 para. 17(3)** (with Sch. 7 paras. 2(2), 3(2), 4); S.I. 1995/631, **art.2**
- F46** Words in s. 11(2) omitted (10.3.2022) by virtue of Public Service Pensions and Judicial Offices Act 2022 (c. 7), s. 131(1)(4)(a), **Sch. 1 para. 19(3)(a)** (with Sch. 1 para. 43)
- F47** Word in s. 11(2) substituted (10.3.2022) by Public Service Pensions and Judicial Offices Act 2022 (c. 7), s. 131(1)(4)(a), **Sch. 1 para. 19(3)(b)** (with Sch. 1 para. 43)
- F48** S. 11(3) repealed and superseded (31.3.1995) by 1993 c. 8, **ss. 26(4)-(6)**(10), 31(4), Sch. 6 para. 17(4), Sch.9 (with Sch. 7 paras. 2(2), 3(2), 4); S.I. 1995/631, **art.2**
- F49** Words in s. 11(5) inserted (3.4.2006) by Constitutional Reform Act 2005 (c. 4), ss. 15(1), 148(1), **Sch. 4 para. 164(2)**; S.I. 2006/1014, **art. 2(a)**, Sch. 1 para. 11(r)
- F50** Words in s. 11(6) inserted (3.4.2006) by Constitutional Reform Act 2005 (c. 4), ss. 15(1), 148(1), **Sch. 4 para. 164(3)**; S.I. 2006/1014, **art. 2(a)**, Sch. 1 para. 11(r)

#### Modifications etc. (not altering text)

- C4** Ss. 6–9, 11, 12 amended by Courts and Legal Services Act 1990 (c. 41, SIF 37), s. 125(3), **Sch. 18 para. 42** which provides that: “(a)for the word “registrar” in each place where it occurs, except where it is in the context of assistant registrar or deputy registrar, there shall be substituted “district judge”; (b)for the words “assistant registrar” in each place where they occur there shall be substituted “assistant district judge”; and(c)for the words “deputy county court registrar” and “deputy registrar” in each place where they occur there shall be substituted “deputy district judge”.”

## 12 Records of proceedings to be kept <sup>F51</sup> ....

- [<sup>F52</sup>(1) The Lord Chancellor may by regulations made by statutory instrument provide for the keeping of records of and in relation to proceedings of the county court.]
- (2) Any entry in a book or other document required by the said regulations to be kept for the purposes of this section, or a copy of any such entry or document purporting to be signed and certified as a true copy by [<sup>F53</sup>a judge of the county court], shall at all times without further proof be admitted in any court or place whatsoever as evidence of the entry and of the proceeding referred to by it and of the regularity of that proceeding.
- [<sup>F54</sup>(3) The Lord Chancellor must consult the Lord Chief Justice before making regulations under this section.

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- (4) The Lord Chief Justice may nominate a judicial office holder (as defined in section 109(4) of the Constitutional Reform Act 2005) to exercise his functions under this section.]

**Textual Amendments**

- F51** Words in s. 12 title omitted (22.4.2014) by virtue of [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 9 para. 7\(4\)](#); S.I. 2014/954, [art. 2\(c\)](#) (with [art. 3](#)) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)
- F52** S. 12(1) substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 9 para. 7\(2\)](#); S.I. 2014/954, [art. 2\(c\)](#) (with [art. 3](#)) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)
- F53** Words in s. 12(2) substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 9 para. 7\(3\)](#); S.I. 2014/954, [art. 2\(c\)](#) (with [art. 3](#)) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)
- F54** S. 12(3)(4) inserted (3.4.2006) by [Constitutional Reform Act 2005 \(c. 4\)](#), ss. 15(1), 148(1), [Sch. 4 para. 165](#); S.I. 2006/1014, [art. 2\(a\)](#), [Sch. 1 para. 11\(r\)](#)

**Modifications etc. (not altering text)**

- C5** Ss. 6–9, 11, 12 amended by [Courts and Legal Services Act 1990 \(c. 41, SIF 37\)](#), s. 125(3), [Sch. 18 para. 42](#) which provides that: “(a)for the word “registrar” in each place where it occurs, except where it is in the context of assistant registrar or deputy registrar, there shall be substituted “district judge”; (b)for the words “assistant registrar” in each place where they occur there shall be substituted “assistant district judge”; and(c)for the words “deputy county court registrar” and “deputy registrar” in each place where they occur there shall be substituted “deputy district judge”.”

*Miscellaneous provisions as to officers*

**13 Officers of court not to act as [<sup>F55</sup>legal representatives] in that court.**

- (1) [<sup>F56</sup>A fee-paid part-time judge of the county court may not act as a judge of the court in relation to any proceedings in the court in which—
- (a) the judge,
  - (b) a partner or employer of the judge,
  - (c) a body of which the judge is a member or officer, or
  - (d) a body of whose governing body the judge is a member,
- is] directly or indirectly engaged as [<sup>F55</sup>legal representative] or agent for any party <sup>F57</sup>....
- (2) Every person who contravenes this section shall for each offence be liable on summary conviction to a fine of an amount not exceeding level 3 on the standard scale.

<sup>F58</sup>(3) .....

<sup>F59</sup>(4) .....

**Textual Amendments**

- F55** Words in s. 13(1)(4) substituted (1.4.1991) by [Courts and Legal Services Act 1990 \(c. 41, SIF 37\)](#), s. 125(3), [Sch. 18 para. 49\(2\)](#); S.I. 1991/608, [art. 2](#), [Sch.](#)

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- F56** Words in s. 13(1) substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 9 para. 8\(2\)\(a\)](#) (with [Sch. 9 para. 8\(4\)](#)); [S.I. 2014/954](#), art. 2(c) (with art. 3) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)
- F57** Words in s. 13(1) omitted (22.4.2014) by virtue of [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 9 para. 8\(2\)\(b\)](#) (with [Sch. 9 para. 8\(4\)](#)); [S.I. 2014/954](#), art. 2(c) (with art. 3) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)
- F58** S. 13(3) omitted (22.4.2014) by virtue of [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 9 para. 8\(3\)](#); [S.I. 2014/954](#), art. 2(c) (with art. 3) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)
- F59** S. 13(4) omitted (22.4.2014) by virtue of [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 9 para. 8\(4\)](#); [S.I. 2014/954](#), art. 2(c) (with art. 3) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)

**Modifications etc. (not altering text)**

- C6** S. 13(1)(2) amended (1.1.1992) by [S.I. 1991/2684](#), arts. 2(2), 4, [Sch.2](#)

**14 Penalty for assaulting officers.**

- (1) If any person assaults an officer of [<sup>F60</sup>the county court] while in the execution of his duty, he shall be liable—
  - (a) on summary conviction, to imprisonment for a term not exceeding 3 months or to a fine of an amount not exceeding level 5 on the standard scale, or both; or
  - (b) on an order made by the [<sup>F61</sup>court] in that behalf, to be committed for a specified period not exceeding 3 months to . . . <sup>F62</sup>prison . . . <sup>F62</sup>or to such a fine as aforesaid, or to be so committed and to such a fine,and [<sup>F63</sup>an officer] of the court may take the offender into custody, with or without warrant, and bring him before the [<sup>F61</sup>court].
- (2) The judge may at any time revoke an order committing a person to prison under this section and, if he is already in custody, order his discharge.

<sup>F64</sup>(3) . . . . .

**Textual Amendments**

- F60** Words in s. 14(1) substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 9 para. 9\(2\)\(a\)](#); [S.I. 2014/954](#), art. 2(c) (with art. 3) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)
- F61** Words in s. 14(1) substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 9 para. 9\(2\)\(b\)](#); [S.I. 2014/954](#), art. 2(c) (with art. 3) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)
- F62** Words repealed by [Statute Law \(Repeals\) Act 1986 \(c. 12\)](#), s. 1(1), [Sch. 1 Pt. I](#)
- F63** Words in s. 14(1) substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 9 para. 9\(2\)\(c\)](#); [S.I. 2014/954](#), art. 2(c) (with art. 3) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)
- F64** S. 14(3) omitted (22.4.2014) by virtue of [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 9 para. 9\(3\)](#); [S.I. 2014/954](#), art. 2(c) (with art. 3) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)

**Modifications etc. (not altering text)**

- C7** S. 14 restricted (1.9.1993) by [S.I. 1993/2073](#), [art.4\(2\)](#).

**Status:**

Point in time view as at 01/10/2022.

**Changes to legislation:**

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