

SCHEDULES

SCHEDULE 18

CONSEQUENTIAL AMENDMENTS

The County Courts Act 1984 (c. 28)

- 42 In sections 6 to 12 of the County Courts Act 1984 (provisions with respect to registrars, assistant registrars and deputy registrars)—
- (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”.
- 43 In section 52 of that Act (powers of court exercisable before commencement of action) the following subsection shall be added at the end—
- “(3) This section is subject to any provision made under section 38,”
- 44 In section 53 of that Act (powers of court to order disclosure of documents, inspection of property etc. in proceedings for personal injuries or death) the following subsection shall be added at the end—
- “(5) This section is subject to any provision made under section 38,”
- 45 In section 54 of that Act (provisions supplementary to sections 52 and 53) the following subsection shall be added at the end—
- “(6) This section is subject to any provision made under section 38,”
- 46 In section 69 of that Act (power to award interest on debts and damages), the following shall be substituted for subsection (8)—
- “(8) In determining whether the amount of any debt or damages exceeds that prescribed by or under any enactment, no account shall be taken of any interest payable by virtue of this section except where express provision to the contrary is made by or under that or any other enactment.”
- 47 For section 75(7) of that Act (members of the rule committee) there shall be substituted—
- “(7) The rule committee shall consist of the following persons appointed by the Lord Chancellor—
- (a) five judges of county courts;
 - (b) two district judges;

Status: This is the original version (as it was originally enacted).

- (c) two persons who have a Supreme Court qualification (within the meaning of section 71 of the Courts and Legal Services Act 1990); and
 - (d) two persons who have been granted by an authorised body, under Part II of that Act, the right to conduct litigation in relation to all proceedings in the Supreme Court.”
- 48 For section 143(1) of that Act (prohibition on persons other than solicitors receiving remuneration for work in county courts) there shall be substituted—
 - “(1) No person other than—
 - (a) a legal representative; or
 - (b) a person exercising a right of audience or a right to conduct litigation by virtue of an order made under section 11 of the Courts and Legal Services Act 1990 (representation in county courts),shall be entitled to have or recover any fee or reward for acting on behalf of a party in proceedings in a county court.”
- 49 (1) In section 147(1) of that Act (interpretation) after the definition of “landlord” there shall be inserted—
 - ““legal representative” means an authorised advocate or authorised litigator, as defined by section 119(1) of the Courts and Legal Services Act 1990.”
- (2) For the word “solicitor” in sections 13(1) and (4), 61(2) and 126 of that Act there shall be substituted “legal representative”.
- (3) For the word “solicitors” in sections 18, 24(1), 27(6), 75(3)(f) and 79 of that Act there shall be substituted “legal representatives”.