



# Judgments Act 1838

## 1838 CHAPTER 110 1 and 2 Vict

### 17 Judgment debts to carry interest.

[<sup>F1</sup>(1)] Every judgment debt shall carry interest at the rate of [<sup>F2</sup>8] pounds per centum per annum from [<sup>F3</sup>such time as shall be prescribed by rules of court] . . . <sup>F4</sup>until the same shall be satisfied, and such interest may be levied under a writ of execution on such judgment.

<sup>F5</sup>[(2) Rules of court may provide for the court to disallow all or part of any interest otherwise payable under subsection (1).]

#### Textual Amendments

- F1** S. 17 renumbered as s. 17(1) (26.4.1999) by [S.I. 1998/2940, art. 3\(a\)](#); [S.I. 1998/3132](#)
- F2** Word substituted (1.4.1993) in relation to any judgment entered up after 1.4.1993 by virtue of [S.I. 1993/564, arts. 1, 2](#).
- F3** Words in s. 17(1) substituted (26.4.1999) by [S.I. 1998/2940, art. 3\(b\)](#); [S.I. 1998/3132](#)
- F4** Words repealed by [Civil Procedure Acts Repeal Act 1879 \(c. 59\), Sch. Pt. I](#)
- F5** S. 17(2) inserted (26.4.1999) by [S.I. 1998/2940, art. 3\(c\)](#); [S.I. 1998/3132](#)

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

- C1** S. 17 applied by [Crown Proceedings Act 1947 \(c. 44\), s. 24\(1\)\(4\)](#)  
S. 17 applied (7.10.2001) by [S.I. 2001/3352, rule 6.22\(2\)](#)
- C2** S. 17 applied: (1.7.1991) by [Criminal Justice \(International Co-operation\) Act 1990 \(c. 5, SIF 39:1\), s. 15\(3\)](#); (3.2.1995) by [1994 c. 37, ss. 10\(3\), 69\(2\)](#) (with s. 66(2)); (1.11.1995) by [1988 c. 33, s. 75A\(3\)](#) (as inserted (1.11.1995) by [1995 c. 11, s. 9](#) (with s. 16(6)); [S.I. 1995/2650, art. 2](#)); (2.9.1998) by [1993 c. 39, s. 10A\(13\)](#) (as inserted (2.9.1998) by [1998 c. 22, ss. 2\(1\)\(5\), 27\(5\)](#))
- C3** S. 17 amended by [S.I. 1985/437, reg. 2](#)
- C4** Power to exclude conferred (26.4.1999) by [S.I. 1998/3132, rules 47.8\(3\), 47.14](#)
- C5** S. 17 applied (E.W.) (24.3.2003) by [Proceeds of Crime Act 2002 \(c. 29\), ss. 12\(2\), 458\(1\)](#); [S.I. 2003/333, art. 2, Sch.](#)
- C6** S. 17 applied (20.6.2003) by [Enterprise Act 2002 \(c. 40\), ss. 113\(1\), 279](#); [S.I. 2003/1397, art. 2\(1\), Sch.](#)
- C7** S. 17 applied (S.) (6.4.2006) by [Energy Administration \(Scotland\) Rules 2006 \(S.I. 2006/772\), rules 1, 34\(2\)](#)

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*Status: Point in time view as at 05/07/2018. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects for the Judgments Act 1838, Section 17. (See end of Document for details)*

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- C8 S. 17 applied (E.W.) (30.11.2007) by PPP Administration Order Rules 2007 (S.I. 2007/3141), rules 1, **59(4)** (with rule 3)
- C9 S. 17 applied (1.10.2009) by Companies Act 2006 (c. 46), **ss. 578(3)**, 1300(2); S.I. 2008/2860, art. 3(k) (with arts. 7, 8, Sch. 2 paras. 1, 56)
- C10 S. 17 applied (E.W.S.) (1.11.2009) by The Water Industry (Special Administration) Rules 2009 (S.I. 2009/2477), rules 2, **88(4)** (with rules 3(2), 4)
- C11 S. 17 applied (1.1.2010) by Legal Services Act 2007 (c. 29), **ss. 40(1)**, 211(2) (with ss. 29, 192, 193); S.I. 2009/3250, art. 2(c)(i)
- C12 S. 17 applied (6.4.2010) by Coroners and Justice Act 2009 (c. 25), **ss. 155(8)**, 182(5) (with s. 180); S.I. 2010/816, art. 2, Sch. para. 11
- C13 S. 17 applied (E.W.) (30.6.2011) by The Investment Bank Special Administration (England and Wales) Rules 2011 (S.I. 2011/1301), rules 2, **150(3)(a)**, 168(7) (with rule 5(2))
- C14 S. 17 applied by Education Act 1997 (c. 44), ss. 32AD(3), 32BC(3) (as inserted (1.5.2012) by Education Act 2011 (c. 21), **ss. 24(4)(6)**, 82(3); S.I. 2012/924, art. 3)
- C15 S. 17 applied by Apprenticeships, Skills, Children and Learning Act 2009 (c. 22), s. 152C(3) (as inserted (1.5.2012) by Education Act 2011 (c. 21), **ss. 23(5)**, 82(3); S.I. 2012/924, art. 3)
- C16 S. 17 applied by Companies Act 2006 (c. 46), s. 1225G(1) (as substituted (2.7.2012) by The Statutory Auditors (Amendment of Companies Act 2006 and Delegation of Functions etc) Order 2012 (S.I. 2012/1741), arts. 1(2), **4**)
- C17 S. 17 applied (E.W.) (7.6.2013) by The Energy Supply Company Administration Rules 2013 (S.I. 2013/1046), rules 1, **40(3)(a)**, 57(6), 113(4)(b) (with rules 3, 208)
- C18 S. 17 applied (S.) (7.6.2013) by The Energy Supply Company Administration (Scotland) Rules 2013 (S.I. 2013/1047), rules 1, **42(2)** (with rule 3)
- C19 S. 17 applied (with modifications) by S.I. 2010/2600, rule 51A (as inserted (1.7.2013) by The Tribunal Procedure (Amendment No. 3) Rules 2013 (S.I. 2013/1188), rules 1, **8** (with rule 10))
- C20 S. 17 applied (5.12.2014) by Defence Reform Act 2014 (c. 20), **ss. 34(2)**, 50(1); S.I. 2014/3162, art. 3(c)
- C21 S. 17 applied (21.9.2015) by Qualifications Wales Act 2015 (anaw 5), **ss. 43(3)**, 60(2); S.I. 2015/1687, art. 2 (with arts. 3-12)
- C22 S. 17 applied (21.9.2015) by Qualifications Wales Act 2015 (anaw 5), **ss. 40(3)**, 60(2); S.I. 2015/1687, art. 2 (with arts. 3-12)
- C23 S. 17 applied (5.7.2018) by The Housing Administration (England and Wales) Rules 2018 (S.I. 2018/719), rules 1.1, **5.42(2)(a)** (with rule 1.2)
- C24 S. 17(1) modified (18.11.2015) (with effect in accordance with s. 52(12) of the amending Act) by Finance (No. 2) Act 2015 (c. 33), **s. 52(3)** (with s. 52(4))

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