



# Limitations Of Actions And Costs Act 1842

1842 CHAPTER 97 5 and 6 Vict

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An Act to amend the Law relating to Double Costs, Notices of Action, Limitations of Actions, and Pleas of the General Issue, under certain Acts of Parliament. [10th August 1842]

## Textual Amendments

F1 Act repealed (N.I.) by [Judicature \(Northern Ireland\) Act 1978 \(c. 23\)](#), [Sch. 7 Pt. 1](#)

F2 Preamble omitted under authority of [Statute Law Revision \(No. 2\) Act 1880 \(c. 51\)](#)

## Modifications etc. (not altering text)

C1 Short title given by [Short Titles Act 1896 \(c. 14\)](#)

### [1.] Repeal of provision in local and personal Acts giving double and treble costs.

So much of any clause, enactment, or provision in any Act or Acts commonly called public local and personal, or local and personal, or in any Act or Acts of a local or personal nature, whereby it is enacted or provided that either double or treble costs, or any other than the usual costs between party and party, shall or may be recovered, shall be and the same are hereby repealed: Provided always, that in lieu thereof the usual costs between party and party shall and may be recovered, and no more.

### 2 Repealing provision in public Acts giving double and treble costs.

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*Status: Point in time view as at 22/07/2004.**Changes to legislation: There are currently no known outstanding effects for the Limitations Of Actions And Costs Act 1842. (See end of Document for details)***Textual Amendments****F3** [S. 2](#) repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\)](#), [s. 1\(1\)](#), {Sch. 1 Pt. 1 Group 4}**3 Repeal of provision in local and personal Acts allowing general issue.**

So much of any clause or provision in any Act or Acts commonly called public local and personal, or local and personal, or in any Act or Acts of a local and personal nature, whereby any party or parties are entitled or permitted to plead the general issue only, and to give any special matter in evidence without specially pleading the same, shall be and the same is hereby repealed.

**4 Uniformity of notice of action.****F4** .....

In all cases where notice of action is required, such notice shall be given one calendar month at least before any action shall be commenced; and such notice of action shall be sufficient, any Act or Acts to the contrary thereof notwithstanding.

**Textual Amendments****F4** Recital omitted under authority of [Statute Law Revision \(No. 2\) Act 1890 \(c. 51\)](#)**[<sup>F5</sup>5 General limitation of actions under local and personal Acts.**

And whereas divers Acts commonly called public local and personal, or local and personal Acts, and divers other Acts of a local and personal nature, contained clauses limiting the time within which actions may be brought for anything done in pursuance of the said Acts respectively: And whereas the periods of such limitations vary very much, and it is expedient that there should be one period of limitation only: the period within which any action may be brought for anything done under the authority or in pursuance of any such Act or Acts shall be two years, or in case of continuing damages then within one year after such damage shall have ceased; and that so much of any clause, provision, or enactment, by which any other time or period of limitation is appointed or enacted shall be and the same is hereby repealed.]

**Textual Amendments****F5** [S. 5](#) repealed (E.W.) by [Limitation Act 1939 \(c. 21\)](#), [Sch.](#)**F6** .....**Textual Amendments****F6** [S. 6](#) repealed by [Statute Law Revision \(No. 2\) Act 1874 \(c. 96\)](#)

**Status:**

Point in time view as at 22/07/2004.

**Changes to legislation:**

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