



County Courts Act 1984

1984 CHAPTER 28

PART V

ENFORCEMENT OF JUDGMENTS AND ORDERS

Execution against goods

85 Execution of judgments or orders for payment of money.

- (1) [^{F1}Subject to article 8 of the High Court and County Courts Jurisdiction Order 1991,] any sum of money payable under a judgment or order of a county court may be recovered, in case of default or failure of payment, forthwith or at the time or times and in the manner thereby directed, by execution against the goods of the party against whom the judgment or order was obtained.
- (2) The registrar, on the application of the party prosecuting any such judgment or order, shall issue a warrant of execution in the nature of a writ of fieri facias whereby the registrar shall be empowered to levy or cause to be levied by distress and sale of the goods, wherever they may be found within the district of the court, the money payable under the judgment or order and the costs of the execution.
- (3) The precise time of the making of the application to the registrar to issue such a warrant shall be entered by him in the record prescribed for the purpose under section 12 and on the warrant.
- (4) It shall be the duty of every constable within his jurisdiction to assist in the execution of every such warrant.

Textual Amendments

F1 Words in s. 85(1) inserted by [S.I. 1991/724, art. 8\(2\)](#)

Modifications etc. (not altering text)

C1 [S. 85](#) extended (prosp.) by [Pensions Act 2008 \(c. 30\), ss. 42\(2\), 149\(1\)](#)

Status: Point in time view as at 25/07/1991. This version of this provision has been superseded.

Changes to legislation: County Courts Act 1984, Section 85 is up to date with all changes known to be in force on or before 03 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- C2** S. 85(1)(2)(3) applied (1.9.1993) by [S.I. 1993/2073, art.4\(1\)](#).
S. 85(4) restricted (1.9.1993) by [S.I. 1993/2073, art.6](#).

Status:

Point in time view as at 25/07/1991. This version of this provision has been superseded.

Changes to legislation:

County Courts Act 1984, Section 85 is up to date with all changes known to be in force on or before 03 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.