



Law Reform (Miscellaneous Provisions) Act 1934

1934 CHAPTER 41 24 and 25 Geo 5

[^{F1}3 Power of courts of record to award interest on debts and damages.

- (1) In any proceedings tried in any court of record for the recovery of any debt or damages, the court may, if it thinks fit, order that there shall be included in the sum for which judgment is given interest at such rate as it thinks fit on the whole or any part of the debt or damages for the whole or any part of the period between the date when the cause of action arose and the date of the judgment:

Provided that nothing in this section—

- (a) shall authorise the giving of interest upon interest; or
- (b) shall apply in relation to any debt upon which interest is payable as of right whether by virtue of any agreement or otherwise; or
- (c) shall affect the damages recoverable for the dishonour of a bill of exchange.

[Where in any such proceedings as are mentioned in subsection (1) of this section
^{F2}(1A) judgment is given for a sum which (apart from interest on damages) exceeds £200 and represents or includes damages in respect of personal injuries to the plaintiff or any other person, or in respect of a person's death, then (without prejudice to the exercise of the power conferred by that subsection in relation to any part of that sum which does not represent such damages) the court shall exercise that power so as to include in that sum interest on those damages or on such part of them as the court considers appropriate, unless the court is satisfied that there are special reasons why no interest should be given in respect of those damages.

(1B) Any order under this section may provide for interest to be calculated at different rates in respect of different parts of the period for which interest is given, whether that period is the whole or part of the period mentioned in subsection (1) of this section.

(1C) For the avoidance of doubt it is hereby declared that in determining, for the purposes of any enactment contained in the ^{M1}County Courts Act 1959, whether an amount exceeds, or is less than, a sum specified in that enactment, no account shall be taken of any power exercisable by virtue of this section or of any order made in the exercise of such a power.

Status: Point in time view as at 01/02/1991. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the Law Reform (Miscellaneous Provisions) Act 1934, Section 3. (See end of Document for details)

(1D) In this section "personal injuries" includes any disease and any impairment of a person's physical or mental condition, and any reference to the ^{M2}County Courts Act 1959 is a reference to that Act as (whether by virtue of the ^{M3}Administration of Justice Act 1969 or otherwise) that Act has effect for the time being.]

(2) . . . ^{F3}]

Textual Amendments

F1 S.3 partially repealed and superseded by Administration of Justice Act 1982 (c. 53, SIF 34), s. **15(4)(5)**

F2 S. 3(1A)–(1D) inserted by Administration of Justice Act 1969 (c. 58), s. **22**

F3 S. 3(2) repealed by Statute Law Revision Act 1950 (c. 6), s. 1, **Sch. 1**

Modifications etc. (not altering text)

C1 S. 3 extended by Crown Proceedings Act 1947 (c. 44), s. **24(3)**

Marginal Citations

M1 1959 c. 22.

M2 1959 c. 22.

M3 1969 c. 58.

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