

SCHEDULE **E+W**

[<sup>F1</sup>Article 6F]

**Textual Amendments**

- F1** Shoulder note substituted (22.4.2014) by [The High Court and County Court Jurisdiction \(Amendment\) Order 2014 \(S.I. 2014/821\)](#), arts. 1, **2(10)(a)(i)** (with art. 3)

PART I— **E+W**

ACTS <sup>M1</sup>

**Marginal Citations**

- M1** Details of relevant amendments to the statutes amended in this Schedule are set out in the footnotes to article 2.

**E+W**

| <b>Chapter</b>      | <b>Short Title</b>       | <b>Amendment</b>   |
|---------------------|--------------------------|--|
| 22 Vict. c.12       | Defence Act 1859         | Section 5 is repealed.   |
| 15 & 16 Geo. 5 c.20 | Law of Property Act 1925 | (1)In sections 3(7), 49(4), 66(4), paragraph 3A of Part III of Schedule 1 and paragraph 1(3A) and (4A) of Part IV of Schedule 1, for the words “the county court limit” is substituted “ £30,000 ”, and the words “or net annual value for rating” are omitted.<br><br>(2)In sections 30(2) and 147(5) the words from “where the” onwards are omitted.<br><br>(3)In sections 89(7), 90(3), 91(8), 92(2), 136(3), 181(2) and 188(2), for the words “the county court limit” is substituted “ £30,000 ”.<br><br>(4)In section 146(13), paragraphs (a) and (b) are omitted.<br><br>(5)In section 205(1), paragraph (iiiA) is omitted. |
| 1 & 2 Geo. 6 c.22   | Trade Marks Act 1938     | In section 58C(5)(a) for the word “provided” are   |

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| 14 Geo. 6 c.27     | Arbitration Act 1950               | <p>substituted the words “ save that in Northern Ireland such proceedings may be brought in a county court only where ”.</p> <p>(1)In section 26, the following is substituted for subsection (2):</p> <p>“(2) If [<sup>F2</sup>the County Court] so orders, the amount sought to be recovered shall be recoverable (by execution issued from the county court or otherwise) as if payable under an order of that court and shall not be enforceable under subsection (1) above.”.</p> <p>(2)In section 26, subsection (4) is omitted.</p>   |
| 2 & 3 Eliz. 2 c.56 | Landlord and Tenant Act 1954       | <p>In section 63—</p> <p>(a)in subsection (2), paragraphs (a) and (b) are omitted and the words “ by the High Court or [<sup>F2</sup>the County Court]” are substituted.</p> <p>(b)subsection (3) is omitted;</p> <p>(c)in subsection (4)(a), for the words “subsection (2) of this section” are substituted the words “ an Order under section 1 of the Courts and Legal Services Act 1990 ”;</p> <p>(d)subsection (8) is omitted;</p> <p>(e)in subsection (9), for the words “section one hundred and eleven of the County Courts Act 1934” are substituted the words “ section 41 of the County Courts Act 1984 ”</p> |
| 1969 c.10          | Mines and Quarries (Tips) Act 1969 | <p>The following is substituted for section 28:</p> <p>“28. In the application of this Part of this Act to England and Wales, “the court” means the</p>  |

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|           |                                    | High Court or [F2the County Court].”  |
| 1970 c.9  | Taxes Management Act 1970          | (1)In section 66(1) for the words from “where the amount” to “the tax may,” are substituted the words “ Tax due and payable under any assessment may, in England and Wales, and in Northern Ireland where the amount does not exceed the limit specified in Article 10(1) of the County Courts (Northern Ireland) Order 1980, ”.<br><br>(2)Section 66(2A) is omitted.<br><br>(3)The following is substituted for section 66(3):<br>“(3) In this section as it applies in Northern Ireland the expression “county court” shall mean [F2the County Court] held for a division under the County Courts (Northern Ireland) Order 1980.” |
| 1970 c.31 | Administration of Justice Act 1970 | In section 41, subsections (4) and (4A) are omitted.  |
| 1972 c.61 | Land Charges Act 1972              | (1)The following is substituted for section 1(6A):<br>“(6A) The county courts have jurisdiction under subsection (6) above—<br><br>(a) in the case of a land charge of Class C(i), C(ii) or D(i), if the amount does not exceed £30,000;<br><br>(b) in the case of a land charge of Class C(iii), if it is for a specified capital sum of money not exceeding £30,000 or, where it is not for a specified capital sum, if the capital value of the land affected does not exceed £30,000;   |

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- (c) in the case of a land charge of Class A, Class B, Class C(iv), Class D(ii), Class D(iii) or Class E if the capital value of the land affected does not exceed £30,000;
- (d) in the case of a land charge of Class F, if the land affected by it is the subject of an order made by the court under section 1 of the Matrimonial Homes Act 1983 or an application for an order under that section relating to that land has been made to the court;
- (e) in a case where an application under section 23 of the Deeds of Arrangement Act 1914 could be entertained by the court.”.

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| 1974 c.39 | Consumer Credit Act 1974    | (2)Section 1(6B) is omitted.<br>In section 139, the words, in subsection (5), “not exceeding the county court limit” and “on which the credit limit does not exceed the county court limit”, and subsection (5A) are omitted. |
| 1974 c.47 | Solicitors Act 1974         | In section 69—<br><br>(a)in subsection (3), for the words “the county court limit” is substituted “ £5,000 ”; a nd<br><br>(b)subsection (4) is omitted.   |
| 1975 c.76 | Local Land Charges Act 1975 | The following is substituted for section 10(8) and (8A):<br>“(8) Where the amount claimed by way of   |

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|           |  | compensation under this section does not exceed £5,000, proceedings for the recovery of such compensation may be begun in [F2the County Court].”.  |
| 1977 c.30 | Rentcharges Act 1977                     | (1)In section 10(4) for the words “the county court limit” is substituted “ £5,000 ”.<br><br>(2)In section 10, subsection (4A) is omitted.   |
| 1977 c.32 | Torts (Interference with Goods) Act 1977 | (1)In section 13(3) the words from “, and [F2the County Court]” onwards are omitted and the following is substituted:<br><br>“and [F2the County Court] shall have jurisdiction in the proceedings save that, in Northern Ireland, [F2the County Court] shall only have jurisdiction in proceedings if the value of the goods does not exceed the county court limit mentioned inArticle 10(1) of the County Courts (Northern Ireland) Order 1980.”.<br><br>(2)In section 14 the definition of “county court limit” is omitted. |
| 1980 c.43 | Magistrates’ Courts Act 1980             | In section 87, subsections (2) and 2(A) are omitted.   |
| F3        | F3                                       | F3   |
| ...       | ...                                      | ...  |
| 1982 c.53 | Administration of Justice Act 1982       | In paragraph 8 of Schedule 3 the words from “if the limit” to the end are omitted.   |
| 1984 c.28 | County Courts Act 1984                   | (1)In section 15(1) the words from “where the debt” to the end are omitted.<br><br>(2)In section 15(2), paragraph (a) and the words “any hereditament or to” in paragraph (b) are omitted.<br><br>(3)Section 15(3) is omitted.   |

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|           |   | (4)In section 16, paragraph (b) and the word “and” immediately before it are omitted.   |
|           |   | (5)In section 21(1) the words from “where the net annual value” to the end are omitted.   |
|           |   | (6)In section 21(2) the words from “being an action” to the end are omitted.  |
|           |   | (7)In section 21, subsections (5) and (6) are omitted.  |
|           |   | (8)In section 24(2)(c), the references to sections 30(2), 146(13) and 147(5) are omitted.   |
|           |   | (9)In section 25, the words from “where it is shown” to the end are omitted.  |
|           |   | (10)In section 139(2) the words “, if the net annual value for rating of the land does not exceed the county court limit,” are omitted.                                       |
|           |   | (11)In section 147(1), paragraph (b) of the definition of “the county court limit” and, in paragraph (c) of that definition, the words “or (b)” are omitted.                  |
| 1985 c.68 | Housing Act 1985                        | In section 582(7), paragraph (b) is omitted.  |
| 1988 c.34 | Legal Aid Act 1988                      | (1)In section 39(4) the words from “notwithstanding” onwards are omitted.<br><br>(2)Paragraph 3(3)(b) of Schedule 3, and the word “or” immediately preceding it, are omitted. |
| 1988 c.48 | Copyright, Designs and Patents Act 1988 | (1)In sections 115, 205 and 232 before the words “where the value” are inserted the words “ save that, in   |

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|                           |                            | Northern Ireland, [ <sup>F2</sup> the County Court] may entertain such proceedings only”.  |
| 1988 c.50                 | Housing Act 1988           | Section 40(2) is omitted.  |
| [ <sup>F4</sup> 1984 c.28 | The County Courts Act 1984 | In section 23(b)—<br><br>(a) in sub-paragraph (ii) omit “or”; and<br><br>(b) omit sub-paragraph (iii).   |
| 1986 c.45                 | The Insolvency Act 1986    | In section 117, after subsection (2) insert—<br><br>“(2A) Despite subsection (2), proceedings for the exercise of the jurisdiction to wind up a company registered in England and Wales may be commenced only in the High Court if the place which has longest been the company’s registered office during the 6 months immediately preceding the presentation of the petition for winding up is in the district that is the London insolvency district for the purposes of the second Group of Parts of this Act.”. |
| 2006 c.26                 | The Companies Act 2006     | (2) In section 641, after subsection (6) insert—<br><br>“(7) In subsection (1)(b), section 91(5)(b)(iii), sections 645 to 651 (except in the phrase “sanctioned by the court under Part 26”) and 653(1) “the court” means, in England and Wales, the High Court.”.]  |

#### Textual Amendments

- F2** Words in Order substituted (22.4.2014) by [The High Court and County Court Jurisdiction \(Amendment\) Order 2014 \(S.I. 2014/821\)](#), arts. 1, **2(3)(b)**
- F3** Words in Sch. Pt. 1 revoked (11.9.1998) by [Audit Commission Act 1998 \(c. 18\)](#), s. 55(2), **Sch. 5**
- F4** Words in Sch. Pt. 1 inserted (22.4.2014) by [The High Court and County Court Jurisdiction \(Amendment\) Order 2014 \(S.I. 2014/821\)](#), arts. 1, **2(10)(a)(ii)** (with art. 3)

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| Textual Amendments |  |
|--------------------|--|
| <b>F2</b>          | Words in Order substituted (22.4.2014) by <a href="#">The High Court and County Court Jurisdiction (Amendment) Order 2014 (S.I. 2014/821)</a> , arts. 1, <b>2(3)(b)</b>                      |
| <b>F3</b>          | Words in Sch. Pt. 1 revoked (11.9.1998) by <a href="#">Audit Commission Act 1998 (c. 18)</a> , s. 55(2), <b>Sch. 5</b>   |
| <b>F4</b>          | Words in Sch. Pt. 1 inserted (22.4.2014) by <a href="#">The High Court and County Court Jurisdiction (Amendment) Order 2014 (S.I. 2014/821)</a> , arts. 1, <b>2(10)(a)(ii)</b> (with art. 3) |

PART II— **E+W**

STATUTORY INSTRUMENTS

| Year and number | T itle                           | Amendment  |
|-----------------|----------------------------------|--|
| F5              | F5                               | F5   |
| ...             | ...                              | ...  |
| S.I. 1981/1749  | County Courts Appeals Order 1981 | <p>The following is substituted for article 2:</p> <p>“2. There shall be no right of appeal under section 77 of the County Courts Act 1984 without the leave either of the judge of the county court or of the Court of Appeal where:</p> <p>(a) the claim (or counter-claim, if larger) is for an amount not exceeding—</p> <p>(i) in the case of proceedings in which the county courts have jurisdiction by virtue of section 15 or 16 of the County Courts Act 1984,</p> |



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|                |  | £2,500<br>and<br>(ii) in the<br>case of<br>proceedings<br>in which<br>the<br>county<br>courts<br>have<br>jurisdiction<br>by<br>virtue of<br>section 23<br>or 32<br>of the<br>County<br>Courts<br>Act 1984,<br>£15,000;<br>or<br>(b) the<br>determination<br>sought to be<br>appealed from<br>was made<br>by the judge<br>acting in an<br>appellate<br>capacity.”. |
| S.I. 1982/543  | Court of Appeal (Civil<br>Division) Order 1982                                     | The following is substituted for<br>article 2(b):<br>“(b) an appeal from<br>a judgment or order<br>of the High Court<br>in proceedings<br>in which the<br>county courts have<br>jurisdiction;”.   |
| S.I. 1989/1548 | Landlord and Tenant Act 1954,<br>Part II (Notices) (Amendment)<br>Regulations 1989 | In Forms 1, 3, 13 and 15 in the<br>Schedule the words from “You<br>should apply to the county<br>court” to “you should apply to<br>the High Court.” are omitted.  |
| S.I. 1986/1711 | Stamp Duty Reserve Tax<br>Regulations 1986   | (1)In section 66(1) of the<br>Taxes Management Act 1970<br>as set out in the Schedule, for<br>the words from “where the<br>amount” to “the tax may,” are<br>substituted the words “ Tax   |

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due and payable under any assessment may, in England and Wales, and in Northern Ireland where the amount does not exceed the limit specified in Article 10(1) of the County Courts (Northern Ireland) Order 1980.”.

(2)Section 66(2A) of the Taxes Management Act 1970 as set out in the Schedule is omitted.

(3)The following is substituted for section 66(3) of the Taxes Management Act 1970 as set out in the Schedule:

“(3) In this section as it applies in Northern Ireland the expression “county court” shall mean [<sup>F2</sup>the County Court] held for a division under the County Courts (Northern Ireland) Order 1980.”

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#### Textual Amendments

**F5** Words in Sch. Pt. 2 omitted (22.4.2014) by virtue of [The High Court and County Court Jurisdiction \(Amendment\) Order 2014 \(S.I. 2014/821\)](#), arts. 1, **2(10)(b)**

**Changes to legislation:**

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