

2009 No. 3320

COUNTY COURTS, ENGLAND AND WALES

The Civil Courts (Amendment No. 2) Order 2009

Made - - - - - *14th December 2009*

Laid before Parliament *21st December 2009*

Coming into force - - - *1st February 2010*

The Lord Chancellor makes the following Order in exercise of the powers conferred by section 2(1) of the County Courts Act 1984(a) and section 33(1) of the Matrimonial and Family Proceedings Act 1984(b) having consulted the Lord Chief Justice in accordance with section 2(1) of the County Courts Act 1984.

In accordance with section 33(1) of the Matrimonial and Family Proceedings Act 1984 the Lord Chief Justice concurs in the making of this Order to the extent that it applies to matrimonial jurisdiction.

Citation and commencement

1. This Order may be cited as the Civil Courts (Amendment No. 2) Order 2009 and shall come into force on 1st February 2010.

Closure of Nelson County Court

2. Nelson County Court shall cease to be held.

Amendments to the Civil Courts Order 1983

3. The Civil Courts Order 1983(c) shall be amended by deleting the entries in Schedule 3 relating to Nelson County Court.

Signed by authority of the Lord Chancellor

14th December 2009

I concur, by authority of the Lord Chief Justice

14th December 2009

Bridget Prentice
Parliamentary Under Secretary of State
Ministry of Justice

Lord Justice Leveson
Senior Presiding Judge

(a) 1984 c. 28. Section 2(1) was amended by paragraphs 160 and 161 of Schedule 4 of the Constitutional Reform Act 2005 (c. 4).
(b) 1984 c. 42. Section 33(1) was amended by paragraphs 171 and 172 of Schedule 4 of the Constitutional Reform Act 2005 (c. 4).
(c) SI 1983/713.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Civil Courts Order 1983 so as to close the Nelson County Court. It does not deal with the devolution of the business of Nelson County Court but this is transferred to Burnley County Court by direction of the Lord Chancellor after consulting with the Lord Chief Justice. By virtue of judicial direction, Burnley County Court will have jurisdiction in proceedings commenced in Nelson County Court before the coming into force of this Order.

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