

**EXPLANATORY MEMORANDUM TO**  
**THE CIVIL COURTS (AMENDMENT No. 2) ORDER 2011**

**2011 No. 1609**

1. This explanatory memorandum has been prepared by The Ministry of Justice and is laid before Parliament by Command of Her Majesty.
  
2. **Purpose of the instrument**
  - 2.1 This is an amending Order which corrects a defect identified in the Civil Courts (Amendment) Order 2011 (S.I. 2011/1465) by the Joint Committee on Statutory Instruments. S.I. 2011/1465 omitted to include a commencement date relating to the opening of a new county court at Workington known as West Cumbria County Court and the jurisdiction conferred on that court, and other minor provisions. For all these purposes the intended commencement date is 4<sup>th</sup> July 2011. This date is inserted as an amendment into article 1 of S.I. 2011/1465.
  
3. **Matters of special interest to the Joint Committee on Statutory Instruments**
  - 3.1 This instrument is made in response to a communication from the Joint Committee regarding a defect in SI 2011/1465. In order to remedy the defect before 4<sup>th</sup> July 2011 when the new court opens, this amending order breaches the convention that instruments should be laid for 21 days before coming into force.
  
4. **Legislative Context**
  - 4.1 There is no particular context to mention.
  
5. **Territorial Extent and Application**
  - 5.1 The instrument applies to England and Wales.
  
6. **European Convention on Human Rights**
  - 6.1 The Civil Courts (Amendment No 2) Order 2011 is laid before each House of Parliament. It does not amend primary legislation and therefore no statement is required.

**7. Policy background**

7.1 Not applicable to this correcting Order

**8. Consultation outcome**

8.1 Not applicable to this correcting Order.

**9. Guidance**

9.1 Not applicable to this correcting Order.

**10. Impact**

10.1 Not applicable to this correcting Order.

**11. Regulating small businesses**

11.1 Not applicable to this correcting Order.

**12. Monitoring and review**

12.1 Not applicable to this correcting Order.

**13. Contact**

13.1 Lee Howse at the Ministry of Justice Tel: 0203 334 6298 or e-mail: [lee.howse@hmcts.gsi.gov.uk](mailto:lee.howse@hmcts.gsi.gov.uk) can answer any queries regarding the instrument.