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STATUTORY INSTRUMENTS

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**1980 No. 397**

**County Courts (Northern Ireland) Order 1980**

**PART V**

**SUPPLEMENTAL PROVISIONS RESPECTING  
JURISDICTION OF COUNTY COURTS**

(ii)

**PROVISIONS SUPPLEMENTAL TO CIVIL JURISDICTION**

*Extent of Powers of County Court*

**County court to have powers of High Court**

**34.**—(1) A county court in relation to any proceedings within its jurisdiction shall have the like powers as the High Court, and in particular (but without prejudice to the generality of the foregoing words of this paragraph) may—

(a) grant such relief, redress or remedy or combination of remedies, either absolute or conditional; and

(b) give such and the like effect to every ground of defence or counterclaim equitable or legal; as ought to be granted or given in the like case by the High Court and in as full and ample a manner.

(2) [<sup>F1</sup>A judge shall have jurisdiction in any proceedings pending in a county court] to make any order or to exercise on an ex-parte application any authority or jurisdiction which, if it related to an action or proceeding pending in the High Court, might be made or exercised by a judge of that court in chambers.

(3) In any proceedings in or in relation to which a county court may under any statutory provision exercise the like powers as the High Court, a circuit registrar or his deputy may, subject to county court rules and to any direction of the judge, perform any functions which, if the proceedings had been brought in (or as the case may be had been retained in or removed to) the High Court might have been performed by an officer of the [<sup>F2</sup>Court of Judicature].

**F1** Words in art. 34(2) substituted (31.10.2016) by [Justice Act \(Northern Ireland\) 2015 \(c. 9\), s. 106\(2\), Sch. 1 para. 80\(9\)](#) (with [Sch. 8 para. 1](#)); [S.R. 2016/387, art. 2\(k\)](#) (with art. 3)

**F2** Words in art. 34(3) substituted (1.10.2009) by [Constitutional Reform Act 2005 \(c. 4\), ss. 59\(5\), 148\(1\), Sch. 11 para. 6](#); [S.I. 2009/1604, art. 2\(b\)\(d\)](#)

**Power of High Court to grant injunctions**

**35.** Without prejudice to the powers conferred on county courts by this Order, a party to any proceedings in a county court may during any interval between the sittings of that court apply for an injunction to such judge of the High Court as may be designated by rules of court; and—

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**Changes to legislation:** County Courts (Northern Ireland) Order 1980, Cross Heading: Extent of Powers of County Court is up to date with all changes known to be in force on or before 28 May 2023. 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) [View outstanding changes](#)

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- (a) such judge shall have the like power to hear and determine the application as if the proceedings were an action commenced in the High Court; and
- (b) the granting of such an injunction shall not operate to remove the proceedings from the county court to the High Court unless such judge so directs.

**Changes to legislation:**

County Courts (Northern Ireland) Order 1980, Cross Heading: Extent of Powers of County Court is up to date with all changes known to be in force on or before 28 May 2023. 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.

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**Changes and effects yet to be applied to :**

- Instrument am (prosp) by [S.I. 1994/2795 \(N.I.\) art.3\(5\)Sch.1](#)