



Attachment of Earnings Act 1971

1971 CHAPTER 32

Special provisions with respect to magistrates' courts

21 Costs on application under s. 16.

- (1) On making a determination under section 16 of this Act, a magistrates' court may in its discretion make such order as it thinks just and reasonable for payment by any of the persons mentioned in subsection (2) of that section of the whole or any part of the costs of the determination ^{F1}....
- (2) Costs ordered to be paid under this section shall—
 - (a) in the case of costs to be paid by the debtor to the person in whose favour the attachment of earnings order in question was made, be [^{F2}deemed] to be a sum due to the [^{F3}designated officer for the magistrates'] court; and
 - (b) in any other case, be enforceable as a civil debt.

Textual Amendments

- F1** Words in s. 21(1) omitted (22.4.2014) by virtue of [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 10 para. 32\(a\)](#); [S.I. 2014/954](#), art. 2(d) (with art. 3) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)
- F2** Word in s. 21(2) substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 10 para. 32\(b\)](#); [S.I. 2014/954](#), art. 2(d) (with art. 3) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)
- F3** Words in s. 21(2)(a)(ii) substituted (1.4.2005) by [Courts Act 2003 \(c. 39\)](#), s. 110(1), [Sch. 8 para. 144](#); [S.I. 2005/910](#), art. 3(y)

Status:

Point in time view as at 22/04/2014.

Changes to legislation:

Attachment of Earnings Act 1971, Section 21 is up to date with all changes known to be in force on or before 13 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.