

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: Civil Jurisdiction and Judgments Act 1982, SCHEDULE 5 is up to date with all changes known to be in force on or before 02 May 2024. 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)*

## SCHEDULES

### [<sup>F1</sup>SCHEDULE 5

Section 17.

#### PROCEEDINGS EXCLUDED FROM SECTION 4

##### Textual Amendments

- F1** Sch. 1 substituted (1.1.2001) by [The Civil Jurisdiction and Judgments Act 1982 \(Amendment\) Order 2000 \(S.I. 2000/1824\)](#), arts. 1, 8(1), **Sch. 1**

##### *Proceedings under the Companies Acts*

- 1 Proceedings for the winding up of a company under the [<sup>F2</sup>Insolvency Act 1986] or the [<sup>F3</sup>Companies (Northern Ireland) Order 1986], or proceedings relating to a company as respects which jurisdiction is conferred on the court having winding up jurisdiction under either of those Acts.

##### Textual Amendments

- F2** Words substituted by virtue of [Companies Consolidation \(Consequential Provisions\) Act 1985 \(c. 9, SIF 27\)](#), s. 30, **Sch. 2** and [Insolvency Act 1986 \(c. 45, SIF 66\)](#), s. 439(2), **Sch. 14**
- F3** Words substituted by [S.I. 1986/1035 \(N.I. 9\)](#), art. 23, **Sch. 1 Pt. II**

##### *Patents, trade marks, designs and similar rights*

- 2 Proceedings concerned with the registration or validity of patents, trade marks, designs or other similar rights required to be deposited or registered.

##### Modifications etc. (not altering text)

- C1** Sch. 5 para. 2 extended by [Patents, Designs and Marks Act 1986 \(c. 39, SIF 67A\)](#), s. 2, **Sch. 2 Pt. I para. 1(2)(j)**  
Sch. 5 para. 2 amended (31.10.1994) by [1994 c. 26, s. 106\(1\)](#), **Sch. 4 para. 1(2)**; [S.I. 1994/2550](#), **art. 2**

##### *Protection of Trading Interests Act 1980*

- 3 Proceedings under section 6 of the [<sup>M1</sup>Protection of Trading Interests Act 1980 (recovery of sums paid or obtained pursuant to a judgment for multiple damages)].

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### Marginal Citations

**M1** 1980 c. 11.

### *Appeals etc. from tribunals*

4 Proceedings on appeal from, or for review of, decisions of tribunals.

### *Maintenance and similar payments to local and other public authorities*

5 Proceedings for, or otherwise relating to, an order under any of the following provisions—

- (a) section 47 or 51 of the <sup>M2</sup>Child Care Act 1980, section 80 of the <sup>M3</sup>Social Work (Scotland) Act 1968 or section 156 of the <sup>M4</sup>Children and Young Persons Act (Northern Ireland) 1968 (contributions in respect of children in care, etc.);
- (b) section 49 or 50 of the Child Care Act 1980, section 81 of the Social Work (Scotland) Act 1968 or section 159 of the Children and Young Persons Act (Northern Ireland) 1968 (applications for, or for variation of, affiliation orders in respect of children in care, etc.);
- (c) section 43 of the <sup>M5</sup>National Assistance Act 1948, section 18 of the <sup>M6</sup>Supplementary Benefits Act 1976 [<sup>F4</sup>section 24 of the Social Security Act 1986, or any enactment applying in Northern Ireland and corresponding to it,], Article 101 of the <sup>M7</sup>Health and Personal Social Services (Northern Ireland) Order 1972 or Article 23 of the <sup>M8</sup>Supplementary Benefits (Northern Ireland) Order 1977 (recovery of cost of assistance or benefit from person liable to maintain the assisted person);
- (d) section 44 of the National Assistance Act 1948, section 19 of the Supplementary Benefits Act 1976, [<sup>F4</sup>section 25 of the Social Security Act 1986 or any enactment applying in Northern Ireland and corresponding to it,] Article 102 of the Health and Personal Social Services (Northern Ireland) Order 1972 or Article 24 of the Supplementary Benefits (Northern Ireland) Order 1977 (applications for, or for variation of, affiliation orders in respect of children for whom assistance or benefit provided).

### Textual Amendments

**F4** Words inserted by [Social Security Act 1986 \(c. 50, SIF 113:1\)](#), s. 86, [Sch. 10](#), Pt. II para. 55

### Marginal Citations

**M2** 1980 c. 5.  
**M3** 1968 c. 49.  
**M4** 1968 c. 34 (N.I.).  
**M5** 1948 c. 29.  
**M6** 1976 c. 21.  
**M7** S.I. 1972/1265 (N.I. 14).  
**M8** S.I. 1977/2156 (N.I. 27).

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*Proceedings under certain conventions, etc.*

- 6 Proceedings brought in any court in pursuance of—
- (a) any statutory provision which, in the case of any convention to which Article 57 applies (conventions relating to specific matters which override the general rules in the 1968 Convention), implements the convention or makes provision with respect to jurisdiction in any field to which the convention relates; and
  - (b) any rule of law so far as it has the effect of implementing any such convention.

*Certain Admiralty proceedings in Scotland*

- 7 Proceedings in Scotland in an Admiralty cause where the jurisdiction of the Court of Session or, as the case may be, of the sheriff is based on arrestment *in rem* of a ship, cargo or freight.

*Register of aircraft mortgages*

- 8 Proceedings for the rectification of the register of aircraft mortgages kept by the Civil Aviation Authority.

*Continental Shelf Act 1964*

- 9 Proceedings brought in any court in pursuance of an order under [<sup>F5</sup>section 23 of the Oil and Gas (Enterprise) Act 1982].

**Textual Amendments**

**F5** Words substituted by [Oil and Gas \(Enterprise\) Act 1982 \(c. 23, SIF 86\)](#), s. 37, [Sch. 3 para. 42](#)

*[<sup>F6</sup>Financial Services Act 1986]*

**Textual Amendments**

**F6** Sch. 5 para. 10, which was inserted by [Financial Services Act 1986 \(c. 60, SIF 69\)](#), s. 188(2), substituted by [Companies Act 1989 \(c. 40, SIF 27\)](#), ss. 200(2), 213(2)

- 10 Proceedings such as are mentioned in section 188 of the Financial Services Act 1986.

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