



Administration of Justice Act 1982

CHAPTER 53

ADMINISTRATION OF JUSTICE ACT 1982

PART I

DAMAGES FOR PERSONAL INJURIES ETC.

Abolition of certain claims for damages etc.

- 1 Abolition of right to damages for loss of expectation of life.
- 2 Abolition of actions for loss of services etc.

Fatal Accidents Act 1976

- 3 Amendments of Fatal Accidents Act 1976.

Claims not surviving death

- 4 Exclusion of Law Reform (Miscellaneous Provisions) Act 1934.

Maintenance at public expense

- 5 Maintenance at public expense to be taken into account in assessment of damages.

Provisional damages for personal injuries

- 6 Award of provisional damages for personal injuries.

PART II

DAMAGES FOR PERSONAL INJURIES ETC.—SCOTLAND

- 7 Damages in respect of services.
- 8 Services rendered to injured person.

Changes to legislation: There are currently no known outstanding effects for the Administration of Justice Act 1982. (See end of Document for details)

- 9 Services to injured person's relative.
- 10 Assessment of damages for personal injuries.
- 11 Maintenance at public expense to be taken into account in assessment of damages: Scotland.
- 12 Award of provisional damages for personal injuries: Scotland.
- 13 Supplementary.
- 14 Amendment and repeal of enactments.

PART III

POWERS OF COURTS TO AWARD INTEREST

- 15 Interest on debts and damages.
- 16 Interest on lump sums in matrimonial proceedings.

PART IV

WILLS

Amendments of Wills Act 1837

- 17 Relaxation of formal requirements for making wills.
- 18 Effect of marriage or its termination on wills.
- 19 Gifts to children etc. who predecease testator.

Rectification and interpretation of wills

- 20 Rectification.
- 21 Interpretation of wills—general rules as to evidence.
- 22 Presumption as to effect of gifts to spouses.

Registration of wills

- 23 Deposit and registration of wills of living persons.
- 24 Designation of Principal Registry as national body under Registration Convention.
- 25 Regulations as to deposit and registration of wills etc.
- 26 Fees as to registration in Scotland.

International wills

- 27 The form of an international will.
- 28 International wills—procedure.

PART V

COUNTY COURTS

- 29—33
- 34 Transfers from High Court to county court.
- 35 Transfers from county court to High Court.
- 36
- 37 Limits of county court jurisdiction.

PART VI

FUNDS IN COURT

- 38 Management and investment of funds in court.

Changes to legislation: There are currently no known outstanding effects for the Administration of Justice Act 1982. (See end of Document for details)

- 39 Investment of money transferred to National Debt Commissioners.
- 40 Statutory deposits.
- 41 Transfer of funds in court to Official Custodian for Charities and appropriate authority.
- 42 Common investment schemes.
- 43 Provision for making good defaults.
- 44 Power to repeal and modify ss. 42 and 43.
- 45 Accounts.
- 46 Supplemental.
- 47 Interpretation.
- 48 Application of Part VI to Scotland.
- 48A Application of Part VI to Northern Ireland

PART VII

MISCELLANEOUS

Family Law

- 49 Presentation of petitions for matrimonial relief on behalf of patients under Mental Health Act 1959.
- 50 Orders for the maintenance of wards of court.
- 51 Remission of arrears of maintenance.
- 52 Filing of orders.

Amendments of Attachment of Earnings Act 1971

- 53 Power to order debtor to appear before court where attachment of earnings order is in force.
- 54 Deductions by employer under attachment of earnings order.
- 55 Attachment of debts

Penalties under Solicitors Act 1974

- 56 Increase in penalty etc.

Judicial Trustees

- 57 Accounts of judicial trustees.

Recorders

- 58 Assistance by Recorders for transaction of business of High Court.

Official referee's business

- 59 Official referee's business.
- 60

Jurors

- 61 Questions to persons summoned for jury service.

Inquests

- 62 Juries where death in police custody etc. suspected.

Changes to legislation: There are currently no known outstanding effects for the Administration of Justice Act 1982. (See end of Document for details)

Explosive substances—consents to prosecutions

- 63 Consents to prosecutions under the Explosive Substances Act 1883.

Constitution of the Law Commission

- 64 Temporary vacancies in Law Commission.

Justices of the Peace

- 65 Appointment of justices of the peace.

Land Registration

- 66 Computerisation of the title register.
67 Jurisdiction.

PART VIII

PROVISIONS RELATING TO NORTHERN IRELAND

- 68 Damages for personal injuries etc.
69 Interest on debts and damages.
70 Amendments of Judicature (Northern Ireland) Act 1978.
71
72 Travelling, subsistence and financial loss allowances for Justices of the Peace.

PART IX

GENERAL AND SUPPLEMENTARY

- 73 Transitional provisions and savings.
74
75 Repeals and revocations.
76 Commencement.
77 Extent.
78 Citation.

SCHEDULES

- SCHEDULE 1 — Interest on debts and damages
Part I — SECTION INSERTED IN SENIOR COURTS ACT 1981
35A Power of High Court to award interest on debts and damages.
Part II — . . .
Part III — CONSEQUENTIAL AMENDMENT OF CROWN PROCEEDINGS ACT
1947
In section 24(3) of the Crown Proceedings Act 1947 for...
Part IV
19A Power of arbitrator to award interest.

SCHEDULE 2 — The Annex to the Convention on International Wills

- Article 1
Article 2
Article 3
Article 4

Changes to legislation: There are currently no known outstanding effects for the Administration of Justice Act 1982. (See end of Document for details)

- Article 5
- Article 6
- Article 7
- Article 8
- Article 9
- Article 10
- Article 11
- Article 12
- Article 13
- Article 14
- Article 15

SCHEDULE 3 — Monetary Limits of County Court Jurisdiction

Part I — THE COUNTY COURT LIMIT

- 1
- Part II — AMENDMENTS OF ENACTMENTS SPECIFYING MONETARY LIMITS
- 2 The words “the county court limit” shall be substituted for...
- 3 The enactments mentioned in paragraph 2 above are—
- 4 The following subsection shall be inserted— (a) after section 113(3)...
- 5
- 6 In section 1(2) of the Charging Orders Act 1979, after...
- Part III — POWER TO RAISE COUNTY COURT LIMIT
- 7 The following section shall be substituted for section 192 of...
- Part IV — HIGHWAYS
- 8 (1) Sums recoverable under section 59 of the Highways Act...

SCHEDULE 4 — Attachment of debts

Part I — SECTION INSERTED IN SENIOR COURTS ACT 1981

- 40A Administrative and clerical expenses of garnishees.

Part II — . . .

SCHEDULE 5 —

In the Land Registration Act 1925— the following paragraph shall...

SCHEDULE 6 — Damages for Personal Injuries etc. Northern Ireland

Abolition of actions for enticement, seduction and harbouring of child

- 1 No person shall be liable in tort under the law...

Fatal accidents

- 2 The following paragraph shall be substituted for paragraph (2) of...
- 3 In paragraph (2) of Article 3 of that Order for...
- 4 The following shall be inserted after that Article— Bereavement (1) An action under this Order may consist of or...
- 5 In Article 4 of that Order— (a) in paragraph (2),...
- 6 (1) The following paragraphs shall be substituted for paragraph (1)...
- 7 The following shall be substituted for Article 6— Assessment of...
- 8 In Article 7, the words “brought for the benefit of...

Changes to legislation: There are currently no known outstanding effects for the Administration of Justice Act 1982. (See end of Document for details)

Exclusion of section 14 of Law Reform (Miscellaneous Provisions) Act (Northern Ireland) 1937

- 9 (1) The following subsection shall be inserted after section 14(1)...

Orders for provisional damages for personal injury

- 10 (1) This paragraph applies to an action under the law...

SCHEDULE 7 — Interest on Debts and Damages—Northern Ireland

Part I — SECTION INSERTED IN JUDICATURE (NORTHERN IRELAND) ACT 1978

- 33A Power of High Court to award interest on debts and damages.

Part II — ARTICLE INSERTED IN COUNTY COURTS NORTHERN IRELAND) ORDER 1980

Interest on debts and damages

- 45A (1) Subject to county court rules, in proceedings (whenever instituted)...

Part III — AMENDMENTS CONSEQUENTIAL ON SECTION 69

Crown Proceedings Act 1947 (c. 44)

- 1 In section 24(3) of the Crown Proceedings Act 1947 as...

Judicature (Northern Ireland) Act 1978 (c. 23)

- 2 In section 31(9)(c) of the Judicature (Northern Ireland) Act 1978...

County Courts (Northern Ireland) Order 1980

- 3 In Article 2(4) of the County Courts (Northern Ireland) Order...

SCHEDULE 8 — Amendments of Judicature (Northern Ireland) Act 1978

- 1 The following subsection shall be added at the end of...
- 2 In section 13 (which among other things provides for the...
- 3 In section 27(1)(b) (which empowers the High Court in Northern...
- 4 In subsection (3) of section 53 (which applies to certain...
- 5 The following subsection shall be inserted after subsection (2) of...
- 6 In section 78(1)(a) (accounts of funds in court) for the...
- 7 In section 81(a)(ii) (which provides for the investment of funds...
- 8 In section 82(1) (rules regulating funds in court)—
- 9 In section 85 (which provides for any default of a...
- 10 In section 91 (orders for sale, grant of injunctions and...
- 11 The following section shall be inserted after section 94— Withdrawal...
- 12 The following section shall be inserted after section 117— Allowances...

SCHEDULE 9 —

Part I — REPEALS

Part II — REPEALS

Changes to legislation:

There are currently no known outstanding effects for the Administration of Justice Act 1982.