



Public Notaries Act 1801

1801 CHAPTER 79 41 Geo 3

An Act for the better Regulation of Publick Notaries in England. [27th June 1801]

Whereas it is expedient, for the better prevention of illiterate and inexperienced persons being created to act as or admitted to the faculty of publick notaries, that the said faculty should be regulated in England.

Modifications etc. (not altering text)

- C1** Short title given by [Short Titles Act 1896 \(c. 14\)](#)
- C2** Act amended by [Public Notaries Act 1833 \(c. 70\), s. 1](#), (s. 1 of which Act of 1833 (c. 70) is repealed (1.7.1991) by [Courts and Legal Services Act 1990 \(c. 41, SIF 76:1\)](#), s. 124(3), [Sch. 20](#); S.I. 1991/1364, art. 2, [Sch.](#))
- C3** Act amended by [Public Notaries Act 1843 \(c. 90\), ss. 3, 10](#), (which [Public Notaries Act 1843 \(c. 90\)](#) is repealed (1.7.1991) by [Courts and Legal Services Act 1990 \(c. 41, SIF 76:1\)](#), ss. 57(3)(d)(11), 59(1), 125(6)(7), [Sch. 19 para. 13](#), [Sch. 20](#); S.I. 1991/1364, art. 2, [Sch.](#), but by reason of the (1.7.1991) repeal of words in s. 10 of [Public Notaries Act 1843 \(c. 90, SIF 76:1\)](#) by [Courts and Legal Services Act 1990 \(c. 41, SIF 76:1\)](#), s. 125(7), [Sch. 20](#); S.I. 1991/1364, art. 2, [Sch.](#) this crossnote's reference to s. 10 is from 1.7.1991 no longer applicable)

Commencement Information

- I1** Act wholly in force at Royal Assent

[1.] **From Aug. 1, 1801, no person in England shall act as a Publick Notary, unless duly admitted.**

From and after the first day of August one thousand eight hundred and one, no person in England shall be created to act as a publick notary, or use and exercise the office of a notary, or do any notarial act, unless such person shall have been duly sworn, admitted, and inrolled,^{F1} . . . in the court wherein notaries have been accustomedly sworn, admitted, and inrolled.

Status: Point in time view as at 01/11/1999.
Changes to legislation: There are currently no known outstanding effects for the Public Notaries Act 1801. (See end of Document for details)

Textual Amendments

F1 Words in S.1 repealed (1.7.1991) by Courts and Legal Services Act 1990 (c. 41, SIF 76:1), s. 125(7), Sch.20; S.I. 1991/1364, art. 2,Sch.

F2

Textual Amendments

F2 S. 2 repealed (1.7.1991) by Courts and Legal Services Act 1990 (c. 41, SIF 76:1), ss. 57(3)(a)(11), 59(1), 125(6), Sch20 (with saving in Sch. 19 para. 13); S.I. 1991/1364, art. 2,Sch.

F3

Textual Amendments

F3 S. 3 repealed (1.7.1991) by Courts and Legal Services Act 1990 (c. 41, SIF 76:1), s. 125(7), Sch.20; S.I. 1991/1364, art. 2,Sch.

F4

Textual Amendments

F4 S. 4 repealed (1.7.1991) by Courts and Legal Services Act 1990 (c. 41, SIF 76:1), s. 125(7), Sch. 20; S.I. 1991/1364, art. 2,Sch.

F5

Textual Amendments

F5 S. 5 repealed (1.7.1991) by Courts and Legal Services Act 1990 (c. 41, SIF 76:1), s. 125(7), Sch.20; S.I. 1991/1364, art. 2, Sch

6 **F6**

Textual Amendments

F6 Ss. 6, 11, 12, 15 repealed by Statute Law Revision Act 1872 (c. 63)

F7

Status: Point in time view as at 01/11/1999.

Changes to legislation: There are currently no known outstanding effects for the Public Notaries Act 1801. (See end of Document for details)

Textual Amendments

F7 S. 7 repealed (1.7.1991) by Courts and Legal Services Act 1990 (c. 41, SIF 76:1), s. 125(7), **Sch. 20**; S.I. 1991/1364, **art. 2**, Sch.

F8

Textual Amendments

F8 S. 8 repealed (1.7.1991) by Courts and Legal Services Act 1990 (c. 41, SIF 76:1), s. 125(7), **Sch.20**; S.I. 1991/1364, **art. 2**, **Sch**

F9

Textual Amendments

F9 S. 9 repealed (1.7.1991) by Courts and Legal Services Act 1990 (c. 41, SIF 76:1), s. 125(7), **Sch. 20**; S.I. 1991/1364, **art. 2**, **Sch.**

10 **F10**

Textual Amendments

F10 S. 10 repealed by Courts and Legal Services Act 1990 (c. 41, SIF 76:1), ss. 59(1), 66(3)(4), 125(7), **Sch. 20**

11, 12. **F11**

Textual Amendments

F11 Ss. 6, 11, 12, 15 repealed by Statute Law Revision Act 1872 (c. 63)

F12 **13**

Textual Amendments

F12 S. 13 repealed (1.11.1999) by 1999 c. 22, s. 106, **Sch. 15 Pt.II** (with Sch. 14 paras. 7(2), 36(9)); S.I. 1999/2657, **art. 3(b)**, **Sch. 2 Pt.II**

Status: Point in time view as at 01/11/1999.

Changes to legislation: There are currently no known outstanding effects for the Public Notaries Act 1801. (See end of Document for details)

14 Act not to extend to Proctors in Ecclesiastical Courts, Secretaries to Bishops, &c.

Provided nevertheless, and it is hereby enacted, that nothing in this Act contained shall extend, or be construed to extend, to any proctor in any ecclesiastical court in England; nor to any secretary or secretaries to any bishop or bishops, merely practising as such secretary or secretaries; or to any other person or persons necessarily created a notary publick for the purpose of holding or exercising any office or appointment, or occasionally performing any publick duty or service under government, and not as general practitioner or practitioners; anything herein-before contained to the contrary notwithstanding: . . . ^{F13}.

Textual Amendments
F13 Words repealed by [Courts and Legal Services Act 1990 \(c. 41, SIF 76:1\)](#), s. 125(7), **Sch. 20**

Modifications etc. (not altering text)
C4 [S. 14](#) reference to proctor to be construed as reference to solicitor: [Solicitors Act 1974 \(c. 47\)](#), s. **89(6)**

15 ^{F14}

Textual Amendments
F14 [Ss. 6, 11, 12, 15](#) repealed by [Statute Law Revision Act 1872 \(c. 63\)](#)

^{F15}**16**

Textual Amendments
F15 [S. 16](#) repealed (5.11.1993) by 1993 (c. 50), s. 1(1), Sch. 1 Pt. I Group1

17 ^{F16}

Textual Amendments
F16 [S. 17](#) repealed by [Public Authorities Protection Act 1893 \(c. 61\)](#), s. **2**

18 ^{F17}

Textual Amendments
F17 [S. 18](#) repealed by [Statute Law Revision Act 1887 \(c. 59\)](#)

Status:

Point in time view as at 01/11/1999.

Changes to legislation:

There are currently no known outstanding effects for the Public Notaries Act 1801.