

ANNO PRIMO

VICTORIÆ REGINÆ.

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CAP. LVI.

An Act for amending the several Acts for the Regulation of Attornies and Solicitors.

[15th *July* 1837.]

WHEREAS by an Act passed in the First and Second Years of the Reign of His Majesty King *George* the Fourth, intituled *An Act to amend the several Acts for the Regulation of Attornies and Solicitors*, and which was afterwards amended by an Act passed in the Third Year of the Reign of His said Majesty King *George* the Fourth, intituled *An Act to amend an Act made in the last Session of Parliament, for amending the several Acts for the Regulation of Attornies and Solicitors*, Provision was made for facilitating the Admission of Graduates of the Universities of *Oxford*, *Cambridge*, and *Dublin* as Attornies and Solicitors of the Courts of Law and Equity, in manner and upon the Conditions in the said Acts mentioned: And whereas since the passing of the said recited Acts a Body Politic and Corporate by the Name of The University of *London* has been constituted by the Royal Charter of His late Majesty King *William* the Fourth, and an University has been founded and established in connexion with the Cathedral Church of *Durham*, under the Authority of an Act passed in the Second and Third Years of the Reign of His said late Majesty, intituled *An Act to enable the Dean and Chapter of* Durham *to appropriate Part of the Property of their Church to the Establishment of an University in connexion therewith, for the Advancement of Learning*: And

1 & 2 G. 4. c. 48.

3 G. 4. c. 16.

2 & 3 W. 4. c. 19. Pr.

And whereas since the passing of the said last-mentioned Act a Royal Charter of Incorporation has been granted to the University of *Durham*; and it is expedient that the Provisions of the said first-recited Acts should be extended to Graduates of the said Universities of *London* and *Durham*: Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act all the Provisions, Regulations, Conditions, and Restrictions in the said recited Acts or either of them contained for or relating to the Admission and Inrolment as Attornies and Solicitors of Persons who had taken or shall thereafter take the Degree of Bachelor of Arts or Bachelor of Law in any of the Universities of *Oxford*, *Cambridge*, and *Dublin*, shall extend and be applicable to the Admission and Inrolment as Attornies and Solicitors of all Persons who shall have taken or shall take the Degree of Bachelor of Arts or Bachelor of Law either in the said University of *London* or in the said University of *Durham*, as fully and effectually as if the said Body Politic and Corporate called The University of *London* and the said University of *Durham* had been respectively constituted and founded at the Time of the passing of the said Acts, and had been therein named together with the said Universities of *Oxford*, *Cambridge*, and *Dublin*.

Provisions of former Acts, relating to the Admission and Inrolment as Attornies of Bachelors of Arts or Law at Oxford, Cambridge, and Dublin, extended to Bachelors of Arts or Law at the Universities of London and Durham.

II. And whereas by an Act passed in the Second Year of the Reign of His Majesty King *George* the Second, intituled *An Act for the better Regulation of Attornies and Solicitors*, it is enacted, that the Judges of the several Courts of Common Law therein mentioned respectively, or any One or more of them, shall, before they shall admit any Person to take the Oath therein mentioned, examine and inquire, by such Ways and Means as they shall think proper, touching his Fitness and Capacity to act as an Attorney; and that the Master of the Rolls, or Two of the Masters of the Court of Chancery, shall in like Manner, before he or they shall admit any Person to take the Oath therein mentioned, examine and inquire touching his Fitness and Capacity to act as a Solicitor, and that if the said Judges shall be satisfied that such Person is duly qualified to be admitted to act as an Attorney, and the said Master of the Rolls or Two Masters in Chancery shall be satisfied that such Person is duly qualified to be admitted to act as a Solicitor, they are thereby respectively authorized to administer to such Person the Oath therein mentioned, and to admit and inrol him as an Attorney or Solicitor of such Court respectively, without any Fee or Reward, other than One Shilling for administering such Oath: And whereas other Fees, Gratuities, and Sums of Money beside the said Fee of One Shilling have been in practice demanded or received by Officers of the said Courts respectively; and it is expedient to repeal so much of the said last-recited Act as relates to the Fee payable upon such Admission, and to make other Regulations in lieu thereof: And whereas Regulations for ensuring the due Examination of Persons to be admitted and enrolled as Attornies or Solicitors of the said Courts of Common Law and Equity have been made or approved by the Judges of the said Courts respectively; and it is expedient that reasonable and certain Fees, in lieu of those now demanded and received as aforesaid, should be paid

So much of 2 G. 2. c. 23. as relates to the Fee on Admission of Attornies, repealed.

by the Persons so to be admitted upon and for such Examination and Admission, and the Expences incident thereto: Be it therefore enacted, That from and after the passing of this Act so much of the said last-recited Act of the Second Year of the Reign of King *George* the Second as relates to the Fee payable upon such Admissions shall be and the same is hereby repealed.

No Fees on Examination or Admission of Attornies, except those in Schedule.

III. And be it enacted, That from and after the passing of this Act no Fees, Gratuities, or Sums of Money whatsoever, other than the Fees or Sums of Money mentioned in the Schedule to this Act annexed, shall be demanded or received by any Person or Persons upon the Examination or Admission of Attornies or Solicitors in any of the said Courts respectively, upon any Pretence whatsoever.

Attornies or Solicitors admitted of one Court may practise in and recover Costs for Business transacted in another.

IV. And be it enacted, That any Person who shall have been duly admitted an Attorney in any One of Her Majesty's Courts of Law at *Westminster* shall be at liberty to practise in any other of Her Majesty's Courts of Law at *Westminster*, although he may not have been admitted an Attorney thereof; and that no Person, having been duly admitted an Attorney or Solicitor in any of Her Majesty's Courts of Law or Equity at *Westminster*, shall be prevented from recovering or receiving the Amount of any Costs which would otherwise have been due to him by reason of his not being admitted an Attorney or Solicitor of the Court in which such Costs shall have been incurred: Provided always, that any Attorney or Solicitor practising in any Court of Law or Equity shall be subject to the Jurisdiction of such Court, as fully and completely, to all Intents and Purposes whatever, as if he had been duly admitted an Attorney or Solicitor of such Court.

Act may be altered this Session.

V. And be it enacted, That this Act may be amended, altered, or repealed during the present Session of Parliament.

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SCHEDULE to which the foregoing Act refers.

FEES to be paid on the EXAMINATION and ADMISSION of ATTORNIES in the COURTS of COMMON LAW.

	£	s.	d.
On leaving Articles of Clerkship and Assignments for Inspection and Inquiry as to due Service - - - -	0	5	0
On the Examination into the Fitness and Capacity of the Clerk, and for the Certificate thereof - - - - - - - -	0	15	6

		£	s.	d.
For the Judge's Fiat - - - -	in each Court	0	10	6
For the Oath in Court - - - -		0	1	0
To the Usher on signing the Roll - -		0	5	0
To the Master's Clerk for Certificate of Inrolment		0	5	0

FEES to be paid on the EXAMINATION and ADMISSION of SOLICITORS in CHANCERY.

	£	s.	d.
On leaving Articles of Clerkship and Assignments for Inspection and Inquiry as to due Service - - - -	0	5	0
On the Examination into the Fitness and Capacity of the Clerk, and for the Certificate thereof - - - - - -	0	15	6
For the Admission at the Rolls, including the Fees of the Clerk of the Petty Bag Office, Usher, &c. - - - -	1	17	0

LONDON: Printed by GEORGE EYRE and ANDREW SPOTTISWOODE, Printers to the Queen's most Excellent Majesty. 1837.