STATUTORY INSTRUMENTS

1971 No. 453 (L.10)

LONDON CITY

The Mayor's and City of London Court Funds (Amendment) Rules 1971

Made - - -	*12th March* 1971
Laid before Parliament	*26th March* 1971
Coming into Operation	*1st April* 1971

The Lord Chancellor, in exercise of the powers conferred on him by section 169 of the County Courts Act 1959(**a**), as amended by section 11 of the Administration of Justice Act 1965(**b**), hereby makes the following Rules :—

1. These Rules may be cited as the Mayor's and City of London Court Funds (Amendment) Rules 1971 and shall come into operation on 1st April 1971.

2. The Mayor's and City of London Court Funds Rules 1965(**c**), as amended (**d**), shall be further amended as follows : –

(i) in Rule 2(1) after the definition of "the bank", the following definition shall be inserted :

" "Capital Fund" means the common investment fund of that name established by the Common Investment Funds Scheme 1965(**e**) ;" ;

(ii) the following paragraphs shall be added at the end of Rule 17 :–

"(7) Subject to paragraph (8) below, no funds shall be directed to be invested in the Capital Fund unless the authority giving the direction is satisfied that such funds are likely to remain so invested for at least five years.

(8) The provisions of paragraph (7) above shall not apply in any case where there is an express request by or on behalf of one or more of the persons interested or, if no such person is ascertained or traceable, by the person who pays the fund into court, for investment in the Capital Fund." ;

(**a**) 1959 c. 22. (**b**) 1965 c. 2. (**c**) S.I. 1965/1707 (1965 III, p. 4821).
(**d**) The relevant amending instruments are: S.I. 1966/874, 1968/105, 1969/205, 1970/229 (1966 II, p. 2067; 1968 I, p. 301; 1969 I, p. 520; 1970 I, p. 956).
(**e**) 1965/1467 (1965 II, p. 4303).

(iii) in rule 20(1), for the words "2½ per cent." there shall be substituted the words "3½ per cent.";

(iv) in rule 21(1), for the words "7 per cent." there shall be substituted the words "7½ per cent.".

Dated 12th March 1971.

Hailsham of St. Marylebone, C.

EXPLANATORY NOTE

(This Note is not part of the Rules.)

These Rules amend the Mayor's and City of London Court Funds Rules 1965 by providing that no direction shall be made for the investment of money in court in the Capital Fund managed by the Public Trustee unless the money is likely to remain there for at least five years, or unless an express request for such investment is made by or on behalf of the person interested.

The Rules also raise from 2½ per cent. to 3½ per cent. per annum and from 7 per cent. to 7½ per cent. per annum the rates of interest allowed on money standing to the credit of a deposit and a short-term investment account respectively.