

SCHEDULES

SCHEDULE 8

AMENDMENTS OF OTHER ACTS

PART II

MISCELLANEOUS AMENDMENTS

Criminal Justice Act 1967

- 48 In the Criminal Justice Act 1967—
- (a) in all places where there occurs a "reference to a court of assize or quarter sessions (sections 40(6), 41(1)(2)(a), 47(3)(4)(6)(7)(9), 48(1)(2), 54(1)(2), 56(1)(3)(5)(8)(11), 62(10), 73(4)(5)(8), 74(3), 76(4) and in Schedule 6 paragraphs 2, 14, 16, 21(c)) there shall be substituted a reference to the Crown Court, and
 - (b) in all places where there occurs a reference to a court of quarter sessions (sections 20, 22(3), 56(4)(b), 62(6)(7), 73(3)(3B), 74(6), 76(5), and in Schedule 6 paragraph 1) there shall be substituted a reference to the Crown Court.
- 49 In section 9(5) of that Act, for paragraphs (a) and (b) there shall be substituted the words " by a puisne judge of the High Court, a Circuit judge or Recorder sitting alone ".
- 50 In section 16(2) of that Act (exemption from jury service of persons concerned with criminal cases) after paragraph (c) insert:—
- “(cc) officers of the Crown Court, and persons appointed or employed to assist them, being officers or other persons whose work is wholly or mainly concerned with the day-to-day administration of the Crown Court”.
- 51 In section 42 of that Act, in subsection (2), for paragraphs (a) to (d) there shall be substituted the following paragraph:—
- “(a) if the suspended sentence was passed by the' Crown Court, that court.”
- 52 For subsection (11) of section 44 of that Act there shall be substituted the following subsection:—
- “(11) Notwithstanding the definition of "fine" in the Magistrates' Courts Act 1952, references in the last foregoing subsection to a fine do not include any other sum adjudged to be paid on conviction, whether as a pecuniary penalty, forfeiture, compensation or otherwise.”
- 53 (1) In subsection (1) of section 47 of that Act, for the words from the beginning to " forfeited " there shall be substituted the words " If the Crown Court imposes a fine

Status: This is the original version (as it was originally enacted).

on any person or forfeits his recognisance, the Court " and for the words " courts of assize and quarter sessions " there shall be substituted the words " the Crown Court ".

- (2) After the said subsection (1) insert:—
- “(1A) Subsection (1) above does not apply where the power conferred by the said section 14(1) is excluded by subsection (5) of that section (fine imposed on appeal from a magistrates' court)”.
- (3) In subsection (2) of that section for the words " any such court" there shall be substituted the words " the Crown Court ".
- (4) Subsection (5) of that section shall be omitted.
- (5) In subsection (8) of that section for the words from " a court of assize" to the end of paragraph (d) there shall be substituted the words " the Crown Court without the consent of that court ".
- 54 (1) In section 54 of that Act, subsection (4) shall be omitted.
- (2) In subsection (5) of that section, for the words from the beginning to " and which" there shall be substituted the words " Where a probationer appears or is brought before the Crown Court and the court " and after the words " probation order ", in the first place where they occur, there shall be inserted the words " the Crown Court ".
- 55 (1) In subsection (8) of section 56 of that Act, for the words " the court to which he is committed " there shall be substituted the words " the Crown Court ".
- (2) In subsection (9) of that section for the words "the clerk of the court to which he is committed " there shall be substituted the words " the proper officer of the Crown Court ".
- (3) In subsection (10) of that section for the words "the court to which he is committed " there shall be substituted the words " the Crown Court ".
- 56 In section 74(3) of that Act for the words " before a court of quarter sessions before which " there shall be substituted the words " in the Crown Court, being proceedings at which ".