



Justices of the Peace Act 1968

1968 CHAPTER 69

1 Appointment of justices, oaths of office, etc.

(1) F1

(2) F2

(4) F1

(7) It is hereby declared that any court of record having a criminal jurisdiction has, as ancillary to that jurisdiction, the power to bind over to keep the peace, and power to bind over to be of good behaviour, a person who or whose case is before the court, by requiring him to enter into his own recognisances or to find sureties or both, and committing him to prison if he does not comply . . . F3

(8) F1

Textual Amendments

F1 Ss. 1(1)(4)–(6)(8), 2, 4(1)–(4) repealed by [Administration of Justice Act 1973 \(c. 15\)](#), ss. 19(1), 20(6), [Sch. 5 Pt. II](#)

F2 Ss. 1(2)(3), 5 repealed by [Justices of the Peace Act 1979 \(c. 55, SIF 82\)](#), s. 71, [Sch. 3](#)

F3 Words repealed by [Administration of Justice Act 1973 \(c. 15\)](#), ss. 19(1), 20(6), [Sch. 5 Pt. I](#)

2 F4

Textual Amendments

F4 Ss. 1(1)(4)–(6)(8), 2, 4(1)–(4) repealed by [Administration of Justice Act 1973 \(c. 15\)](#), ss. 19(1), 20(6), [Sch. 5 Pt. II](#)

3 F5

Changes to legislation: There are currently no known outstanding effects for the Justices of the Peace Act 1968. (See end of Document for details)

Textual Amendments

F5 S. 3 repealed by [Justices of the Peace Act 1979 \(c. 55, SIF 82\)](#), s. [71\(2\)\(b\)](#), Sch. 3

- 4** (1) **F6**
- (5) **F7**

Textual Amendments

F6 Ss. 1(1)(4)–(6)(8), 2, 4(1)–(4) repealed by [Administration of Justice Act 1973 \(c. 15\)](#), ss. 19(1), 20(6), [Sch. 5 Pt. II](#)

F7 S. 4(5)(6) repealed by [Powers of Criminal Courts Act 1973 \(c. 62\)](#), [Sch. 6](#)

- 5** **F8**

Textual Amendments

F8 Ss. 1(2)(3), 5 repealed by [Justices of the Peace Act 1979 \(c. 55, SIF 82\)](#), s. 71, [Sch. 3](#)

6 Provisions applying to Scotland.

- (1) **F9**; but otherwise the foregoing sections of this Act shall not extend to Scotland.
- (2) **F10**

Textual Amendments

F9 Words repealed by [District Courts \(Scotland\) Act 1975 \(c. 20\)](#), [Sch. 2](#)

F10 S. 6(2)(3) repealed by [District Courts \(Scotland\) Act 1975 \(c. 20\)](#), [Sch. 2](#)

7 Commencement, and power to provide for transitional matters.

- (1) The provisions of section 1 of this Act and Schedules 1 to 3 shall not come into force until such day as Her Majesty may by Order in Council appoint, and a different day may be appointed for different provisions or for different purposes of the same provision.
- (2) An Order in Council under subsection (1) above may include such provision as appears to Her Majesty to be expedient for supplementing, as regards transitional matters, the provisions of this Act . . . **F11** and any provision included in an Order in Council by virtue of this subsection may be varied or revoked by a further Order in Council.
- (3) **F12**
- (4) The provisions of section 4 of this Act shall not come into force until such day as the Secretary of State may by order (to be made by statutory instrument) appoint, and a

Changes to legislation: There are currently no known outstanding effects for the Justices of the Peace Act 1968. (See end of Document for details)

different day may be appointed for Scotland from the day appointed for England and Wales.

- (5) Any statutory instrument containing an Order in Council or order under this section shall be laid before Parliament after being made.

Textual Amendments

- F11** Words repealed by [Administration of Justice Act 1973 \(c. 15\)](#), ss. 19(1), 20(6), [Sch. 5 Pt. I](#)
F12 [S. 7\(3\)](#) repealed without prejudice to any order in Council made before 18.4.1973, by [Administration of Justice Act 1973 \(c. 15\)](#), ss. 19(1), 20(6), [Sch. 5 Pt. I](#)
-

Modifications etc. (not altering text)

- C1** Power of appointment conferred by s. 7(1) partly exercised: [S.I. 1968/2035](#), 1969/376, 1969/1373, 1971/412

8 Supplementary.

- (1) This Act may be cited as the Justices of the Peace Act 1968.
(2) ^{F13}
(3) This Act does not extend to Northern Ireland, . . . ^{F14}

Textual Amendments

- F13** [S. 8\(2\)](#) repealed by [Administration of Justice Act 1973 \(c. 15\)](#), ss. 19(1), 20(6), [Sch. 5 Pt. I](#)
F14 Words repealed by [Administration of Justice Act 1973 \(c. 15\)](#), ss. 19(1), 20(6), [Sch. 5 Pt. I](#)

Changes to legislation:

There are currently no known outstanding effects for the Justices of the Peace Act 1968.