

*Changes to legislation: There are currently no known outstanding effects for the Administration of Justice Act 1970, Part I. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 9

#### ENFORCEMENT OF ORDERS FOR COSTS, COMPENSATION, ETC.

##### Modifications etc. (not altering text)

**C1** Sch. 9 extended by [Courts Act 1971 \(c. 23\)](#), s. 50(5)

#### PART I

##### CASES WHERE PAYMENT ENFORCEABLE AS ON SUMMARY CONVICTION

###### *Costs awarded by magistrates*

- 1 Where a magistrates' court, on the summary trial of an information, makes an order as to costs to be paid by the accused to the prosecutor.
- [<sup>F1</sup>1A Where a magistrates' court makes an order as to costs to be paid by the accused in exercise of any power in that behalf conferred by regulations made under section 19(1) of the Prosecution of Offences Act 1985.]

##### Textual Amendments

**F1** Sch. 9 Para. 1A inserted by [Prosecution of Offences Act 1985 \(c. 23, SIF 39:1\)](#), s. 31(5), [Sch. 1 Pt. II para. 7\(2\)](#)

- 2 Where an appellant to [<sup>F2</sup>the Crown Court] against conviction or sentence by a magistrates' court abandons his appeal and the magistrates' court orders him to pay costs to the other party to the appeal.

##### Textual Amendments

**F2** Words substituted by [Courts Act 1971 \(c. 23\)](#), [Sch. 8 para. 60\(3\)](#)

###### *Costs awarded by assizes and quarter sessions*

- 3 Where a person appeals to [<sup>F3</sup>the Crown Court] against conviction or sentence by a magistrates' court, and [<sup>F3</sup>the Crown Court] makes an order as to costs to be paid by him.

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**Textual Amendments**

**F3** Words substituted by [Courts Act 1971 \(c. 23\)](#), **Sch. 8 para. 60(3)**

4 Where a person is prosecuted or tried on indictment . . . <sup>F4</sup>before [<sup>F5</sup>the Crown Court]and is convicted, and the court [<sup>F6</sup>makes an order as to costs to be paid by him].

**Textual Amendments**

**F4** Words repealed by [Criminal Law Act 1977 \(c. 45, SIF 39:1\)](#), s. 65, **Sch. 13**

**F5** Words substituted by [Courts Act 1971 \(c. 23\)](#), **Sch. 8 para. 60(3)**

**F6** Words substituted by [Prosecution of Offences Act 1985 \(c. 23, SIF 39:1\)](#), s. 31(5), **Sch. 1 Pt. II para. 7(3)**

[<sup>F7</sup>4A Where the Crown Court makes an order as to costs to be paid by the accused in exercise of any power in that behalf conferred by regulations made under section 19(1) of the Prosecution of Offences Act 1985.]

**Textual Amendments**

**F7** Sch. 9 para. 4A inserted by [Prosecution of Offences Act 1985 \(c. 23, SIF 39:1\)](#), s. 31(5), **Sch. 1 Pt. II para. 7(4)**

5 . . . . . <sup>F8</sup>

**Textual Amendments**

**F8** Sch. 9 para. 5 repealed by Costs in [Criminal Cases Act 1973 \(c. 14\)](#), **Sch. 2**

*Costs awarded by Court of Appeal (criminal division) or House of Lords*

[<sup>F9</sup>6 Where the criminal division of the Court of Appeal makes an order as to costs to be paid by—  
(a) an appellant;  
(b) an applicant for leave to appeal to that court; or  
(c) in the case of an application for leave to appeal to the [<sup>F10</sup>Supreme Court], an applicant who was the appellant before the criminal division.]

**Textual Amendments**

**F9** Sch. 9 para. 6 substituted for Sch. 9 paras.6, 7 by [Prosecution of Offences Act 1985 \(c. 23, SIF 39:1\)](#), s. 31(5), **Sch. 1 Pt. II para. 7(5)**

**F10** Words in Sch. 9 para. 6(c) substituted (1.10.2009) by [Constitutional Reform Act 2005 \(c. 4\)](#), ss. 40(4), 148(1), **Sch. 9 para. 22**; S.I. 2009/1604, **art. 2(d)**

8 . . . . . <sup>F11</sup>

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#### Textual Amendments

**F11** Sch. 9 paras. 8, 21 repealed by [Courts Act 1971 \(c. 23, SIF 37\)](#), **Sch. 11 Pt. IV**

*Miscellaneous orders for costs, compensation, damages etc.*

[<sup>F129</sup> Where a court makes an order by virtue of [<sup>F13</sup>regulations made under section 19(5) of the Prosecution of Offences Act 1985] for the payment of costs by an offender.]

#### Textual Amendments

**F12** Sch. 9 Para. 9 substituted by Costs in [Criminal Cases Act 1973 \(c. 14\)](#), **Sch. 1 para. 6**

**F13** Words substituted by [Prosecution of Offences Act 1985 \(c. 23, SIF 39:1\)](#), s. 31(5), **Sch. 1 Pt. II para. 7(6)**

[<sup>F149A</sup> Where a court orders the payment of a charge in respect of relevant court costs under [<sup>F15</sup>section 46 of the Sentencing Code].]

#### Textual Amendments

**F14** Sch. 9 para. 9A inserted (13.4.2015) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), **ss. 54(2)(a)**, 95(1); S.I. 2015/778, art. 3, Sch. 1 para. 44

**F15** Words in Sch. 9 para. 9A substituted (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), **Sch. 24 para. 26(2)** (with Sch. 24 para. 447, Sch. 27); S.I. 2020/1236, reg. 2

[<sup>F1610</sup> Where under [<sup>F17</sup>Chapter 2 of Part 7 of the Sentencing Code] a court orders the payment of compensation.]

#### Textual Amendments

**F16** Sch. 9 para. 10 substituted (25.8.2000) by 2000 c. 6, ss. 165(1), 168(1), **Sch. 9 para. 43(1)(2)**

**F17** Words in Sch. 9 para. 10 substituted (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), **Sch. 24 para. 26(3)** (with Sch. 24 para. 447, Sch. 27); S.I. 2020/1236, reg. 2

12 Where under [<sup>F18</sup>section 380 of the Sentencing Code] a court orders any fine, . . . <sup>F19</sup> compensation or costs, or any sum awarded by way of satisfaction or compensation to be paid by the parent or guardian of a child or young person.

#### Textual Amendments

**F18** Words in Sch. 9 para. 12 substituted (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), **Sch. 24 para. 26(4)** (with Sch. 24 para. 447, Sch. 27); S.I. 2020/1236, reg. 2

**F19** Word repealed by [Criminal Justice Act 1972 \(c. 71\)](#), **Sch. 6 Pt. II**

[<sup>F20</sup>[<sup>F21</sup>12A]Where under [<sup>F22</sup>section 42 of the Sentencing Code] a court orders the payment of a surcharge.]

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#### Textual Amendments

- F20** Sch. 9 Pt. 1 para. 13 inserted after para. 12 (1.4.2007) by [Domestic Violence, Crime and Victims Act 2004 \(c. 28\)](#), [ss. 14\(3\)](#), 60 (with [Sch. 12 para. 7](#)); S.I. 2007/602, [art. 2\(a\)](#)
- F21** Sch. 9 Pt. 1 para. 13 renumbered as Sch. 9 Pt. 1 para. 12A (13.4.2015) by [2015 c. 2](#), s. 54(2)(b); S.I. 2015/778, [art. 3](#), [Sch. 1 para. 44](#)
- F22** Words in [Sch. 9 para. 12A](#) substituted (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), [Sch. 24 para. 26\(5\)](#) (with [Sch. 24 para. 447](#), [Sch. 27](#)); S.I. 2020/1236, [reg. 2](#)

[<sup>F23</sup>[<sup>F24</sup>12B] Where under section 4 of the Prevention of Social Housing Fraud Act 2013 a court makes an unlawful profit order.]

#### Textual Amendments

- F23** Sch. 9 Pt. 1 para. 13A inserted (15.10.2013 for E., 5.11.2013 for W.) by [Prevention of Social Housing Fraud Act 2013 \(c. 3\)](#), s. 12, [Sch. para. 3](#); S.I. 2013/2622, [art. 2](#); S.I. 2013/2861, [art. 2](#)
- F24** Sch. 9 Pt. 1 para. 12B: Sch. 9 Pt. 1 para. 13A renumbered as Sch. 9 Pt. 1 para. 12B (13.4.2015) by [2015 c. 2](#), s. 54(2)(c); S.I. 2015/778, [art. 3](#), [Sch. 1 para. 44](#)

[<sup>F25</sup>12C Where under section 8 of the Modern Slavery Act 2015 a court makes a slavery and trafficking reparation order.]

#### Textual Amendments

- F25** Sch. 9 para. 12C inserted (17.3.2016) by [Modern Slavery Act 2015 \(c. 30\)](#), s. 61(3), [Sch. 5 para. 11\(3\)](#) (as amended by S.I. 2016/244, [regs. 1\(1\)](#), 25(b)(ii)); S.I. 2016/243, [reg. 2\(a\)](#)

[<sup>F26</sup> Where under section 5 of the Isle of Wight County Council Act <sup>M1</sup> 1971 a court adjudges a person to pay a sum of money in respect of extra expenses incurred by reason of the holding of an assembly or breach of a term or condition imposed under that section. ]

#### Textual Amendments

- F26** Sch. 9 Pt.I new paragraph inserted by [Isle of Wight County Council Act 1971 \(c. lxxi\)](#), [s. 5\(9\)\(e\)](#) (as amended by and set out in [Isle of Wight Act 1990 \(c. iv\)](#), s. 5, [Sch.](#)) for the purposes of s.41

#### Marginal Citations

- M1** 1971 c.lxxi.

#### Textual Amendments

- F26** Sch. 9 Pt.I new paragraph inserted by [Isle of Wight County Council Act 1971 \(c. lxxi\)](#), [s. 5\(9\)\(e\)](#) (as amended by and set out in [Isle of Wight Act 1990 \(c. iv\)](#), s. 5, [Sch.](#)) for the purposes of s.41

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