

*Status: Point in time view as at 12/04/2010.*

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## SCHEDULES

### <sup>F1</sup>SCHEDULE 5

#### MINOR AND CONSEQUENTIAL AMENDMENTS

##### Textual Amendments

- F1** Sch. 5 entries repealed (15.10.2002 for specified purposes, 3.4.2006 for specified purposes, 12.4.2010 for specified purposes) by [Justice \(Northern Ireland\) Act 2002 \(c. 26\)](#), s. 87(1), [Sch. 13](#); [S.R. 2002/319](#), art. 2, Sch.; [S.R. 2006/124](#), art. 2, Sch. para. 11(f); [S.R. 2010/113](#), art. 2, Sch. para. 21(i)

#### PART II

#### SPECIFIC AMENDMENTS

#### (1) ACTS OF THE PARLIAMENT OF THE UNITED KINGDOM

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

- C1** The text of Sch. 5 Pt. II(1) is in the form in which it was originally enacted: it was not wholly reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991

<sup>F1</sup>

##### Textual Amendments

- F1** Entry relating to [Crown Debts Act 1801 \(c. 90\)](#) repealed by [Civil Jurisdiction and Judgments Act 1982 \(c. 27, SIF 45\)](#), Sch. 13 Pt. I para. 3, [Sch. 14](#)

#### *The <sup>M1</sup>Writ of Subpoena Act 1805*

##### Marginal Citations

- M1** 1805 c. 92.

In sections 3 and 4 references to a writ of subpoena requiring the appearance of a person to give evidence shall be construed as including references to any summons or order issued by the Crown Court in Northern Ireland for the appearance of a person before it.

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### *The Tumultuous Risings (Ireland) Act 1831* <sup>M2</sup>

#### **Marginal Citations**

**M2** [1831 c.44](#)

In section 9 for the words from “the judge, assistant barrister” to “court as aforesaid” substitute the words “any judge of the Crown Court” and for the words from “clerk of the crown, clerk of the peace” to “them forthwith” substitute the words “appropriate officer of that court”.

### *The Constabulary (Ireland) Act 1836*

F2  
 . . .

#### **Textual Amendments**

**F2** Entry in Sch. 5 Pt. II repealed (N.I.) (1.4.1999) by [1998 c. 32, s. 74\(2\)\(3\)](#), [Sch. 5, 6](#) (with [Sch. 5 para. 1](#)); [S.I. 1999/176, art. 3](#) (with [art. 4](#))

### *The Parliamentary Documents Deposit Act 1837* <sup>M3</sup>

#### **Marginal Citations**

**M3** [1837 c.83](#)

For any reference to the clerk of the peace there shall, as respects Northern Ireland, be substituted a reference to the clerk of the district council.

F3  
 . . . . .

#### **Textual Amendments**

**F3** Sch. 5 Pt. II: Entry relating to the Slave Trade Act 1843 repealed (19.11.1998) by [1998 c. 43, s. 1\(1\)](#), [Sch. 1, Pt. VIII](#)

### *The Lands Clauses Consolidation Act 1845* <sup>M4</sup>

#### **Marginal Citations**

**M4** [1845 c.18](#)

At the end of section 3 add the following definition— “ “Supreme Court” shall mean the Supreme Court of Judicature of Northern Ireland where the same shall relate to monies to be paid or deposited in respect of lands situate in Northern Ireland. ”.

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Section 9 shall, in the case of purchase money or compensation for damage or injury to, lands in Northern Ireland, have effect with the insertion after the words “deposited in the Bank” of the words “or the [F<sup>4</sup>Court of Judicature]”.

#### Textual Amendments

**F4** Words in Sch. 5 Pt. 2 substituted (1.10.2009) by [Constitutional Reform Act 2005 \(c. 4\), ss. 59, 148, Sch. 11 para. 6; S.I. 2009/1604, art. 2\(d\)](#)

Section 69 shall, in the case of purchase money or compensation payable in respect of, or of an interest in, or for damage to, lands in Northern Ireland, have effect with the substitution for the words from “be paid into the Bank” to “the said courts” of the words “be paid into the [F<sup>4</sup>Court of Judicature]”.

Section 70 shall, in the case of money paid into the [F<sup>4</sup>Court of Judicature], have effect with the substitution for the words from “and until the money” to “annual proceeds thereof paid” of the words “and if, before it is so applied, it is dealt with under section 81 or 82 of the Judicature (Northern Ireland) Act 1978, the annual proceeds thereof shall be paid”.

Section 71 shall, in the case of purchase money or compensation payable in respect of, or of an interest in, or for damage to, lands in Northern Ireland, have effect with the substitution for the words “into the Bank” where they twice occur of the words “into the [F<sup>4</sup>Court of Judicature]”.

Section 73 shall, in the case of money payable in respect of the taking, using or interfering with lands in Northern Ireland, have effect with the substitution for the words “into the Bank” where they twice occur of the words “into the [F<sup>4</sup>Court of Judicature]”.

Section 76 shall, in the case of, or of an interest in, lands in Northern Ireland that have, or has, been purchased or taken, have effect with the substitution for the words from “to deposit the purchase money” to the end of the words “to pay into the [F<sup>4</sup>Court of Judicature] the purchase money or compensation payable in respect of such lands”.

Section 78 shall, in the case of purchase money or compensation payable in respect of, or of an interest in, lands in Northern Ireland, have effect as if, after the word “so” (in both places where it occurs) there were inserted the words “paid or” and as if for the words from “order such money” to “thereof” (where it last occurs) there were substituted the words “order distribution of the money according to the respective estates, titles or interests of the parties making claim to such money or lands, or any part thereof, and if, before the money is distributed, it is dealt with under section 81 or 82 of the Judicature (Northern Ireland) Act 1978 payment likewise of the dividends thereof”.

Section 84 shall, in the case of lands in Northern Ireland, have effect with the substitution for the words “deposited in the Bank” of the words “paid into the [F<sup>4</sup>Court of Judicature]”.

Section 85 shall, in the case of lands in Northern Ireland have effect as if for the words “to deposit in the Bank”, the words “so to be deposited”, the words “for deposit in the Bank”, the words “deposited in the Bank” and the words “such deposit” there were respectively substituted the words “to pay into the [F<sup>4</sup>Court of Judicature]”, the words “so to be paid”, the words “for payment into the [F<sup>4</sup>Court of Judicature]”, the words “paid into the [F<sup>4</sup>Court of Judicature]” and the words “such payment”.

The Act shall, in its application to Northern Ireland, have effect with the substitution for sections 86, 87 and 88 of the following section:—

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## “86 Application of Funds in Court.

Money paid under section 85 of this Act into the [F<sup>4</sup>Court of Judicature] shall remain there by way of security to the parties whose lands shall so have been entered upon for the performance of the condition of the bond to be given by the promoters of the undertaking, as hereinbefore mentioned, and, if dealt with under section 81 or 82 of the Judicature (Northern Ireland) Act 1978 shall be accumulated; and upon the condition of such bond being fully performed the High Court may, on the application of the promoters, order it, or the proceeds of the securities in which it has been invested, together with the accumulation thereof, to be paid to the promoters of the undertaking, or if such condition shall not be fully performed it shall be lawful for the said Court to order the same to be applied, in such manner as it shall think fit, for the benefit of the parties for whose security the same shall have been paid.”

Section 89 shall, in the case of lands in Northern Ireland, have effect as if for the words “deposited the same in the Bank” there were substituted the words “paid the same into the [F<sup>4</sup>Court of Judicature]”.

Section 99 shall, in the case of lands in Northern Ireland, have effect with the substitution for the words “and upon payment or deposit in the Bank of the compensation so determined” of the words “and upon payment of the compensation so determined either to the persons entitled thereto or into the [F<sup>4</sup>Court of Judicature]”.

Section 100 shall, in the case of lands in Northern Ireland, have effect with the substitution for the words “on deposit thereof in the Bank” of the words “on payment thereof into the [F<sup>4</sup>Court of Judicature]”, with the substitution for the words “deposited as aforesaid” of the words “paid into the [F<sup>4</sup>Court of Judicature] as aforesaid” and with the substitution for the words from “by payment” to the end of the words “by payment, as hereinafter provided, of compensation for the same either to the persons entitled thereto or into the [F<sup>4</sup>Court of Judicature]”.

Section 107 shall, in the case of lands in Northern Ireland over which commonable or other rights subsist, have effect with the substitution for the words “deposit in the Bank in the manner provided in the like case” of the words “payment into the [F<sup>4</sup>Court of Judicature]” with the omission of the words “or deposited” and with the substitution for the words “so deposited” of the words “so paid into the [F<sup>4</sup>Court of Judicature]”.

Section 109 shall, in the case of lands in Northern Ireland subject to a mortgage, have effect with the substitution for the words “to deposit in the bank, in the manner provided by this Act in like cases” of the words “to pay into the [F<sup>4</sup>Court of Judicature]”.

Section 111 shall, in the case of lands in Northern Ireland subject to a mortgage, have effect with the substitution for the words from “to deposit” to “every such payment or deposit” of the words “to pay into the [F<sup>4</sup>Court of Judicature] the amount of such value or compensation; and the making of payment to the mortgagee or into the [F<sup>4</sup>Court of Judicature]” and for the words “by such payment or deposit” of the words “by payment to the mortgagee or into the [F<sup>4</sup>Court of Judicature]”.

Section 113 shall, in the case of lands in Northern Ireland subject to a mortgage, have effect with the substitution for the words from “to pay the amount” to “such payment or deposit” of the words “to pay into the [F<sup>4</sup>Court of Judicature] the amount of such value or compensation; and the making of payment to the mortgagee or into the [F<sup>4</sup>Court of Judicature]”.

Section 117 shall, in the case of lands in Northern Ireland charged with payments or incumbrances not otherwise provided for in the Act, have effect with the substitution for the

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words from “to deposit” to “like cases”, of the words “to pay into the [<sup>F4</sup>Court of Judicature] the amount of the compensation”.

In Schedule A as it applies to the conveyance of land, or an interest in land, in Northern Ireland, for the words from “Bank” where first occurring to “Chancery” substitute the words “the [<sup>F4</sup>Court of Judicature]”.

*The Indictable Offences Act 1848* <sup>M5</sup>

**Marginal Citations**

**M5** 1848 c.42

In sections 12 and 14 for any reference to justices of oyer and terminer or gaol delivery in Northern Ireland, there shall be substituted a reference to the Crown Court there.

<sup>F5</sup> . . .

**Textual Amendments**

**F5** Entries relating to [Trustee Act 1850 \(c. 60\)](#) repealed by S.I. 1986/595 (N.I. 4), art. 138, [Sch. 7](#)

*The Railways Act (Ireland) 1851* <sup>M6</sup>

**Marginal Citations**

**M6** 1851 c.70

In section 19 for the words from “into the Bank of Ireland” to “Court of Chancery in Ireland” substitute the words “into the Supreme Court of Judicature of Northern Ireland” and for the words “into the said Bank” substitute the words “into that Court”.

*The Fines Act (Ireland) 1851* <sup>M7</sup>

**Marginal Citations**

**M7** 1851c.90

In section 1 for the words from “the several officers” to “the proceedings” substitute the words “as follows:—

- (a) for a magistrates’ court, the clerk of petty sessions ; and
- (b) for any other court, such person as may be prescribed by the rules regulating the procedure of that court, or if no person is so prescribed, the person charged with the duty of recording the proceedings of the court.”.

<sup>F6</sup> . . .

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#### Textual Amendments

**F6** Entries in Sch. 5 Pt. II repealed (31.7.1996) by [S.I. 1996/1141](#)(N.I. 6), art. 32(3), Sch. 5; [S.R. 1996/267](#), [art.2](#)

F6

In section 10 for the words “several assistant barristers, recorders of cities or boroughs and”, the words “assistant barrister, recorder” and the words “assistant barrister or recorder” substitute the words “judge of the Crown Court”.

#### *The Petty Sessions (Ireland) Act 1851*<sup>M8</sup>

#### Marginal Citations

**M8** [1851 c. 93](#).

In section 30 for the reference to justices of oyer and terminer and general gaol delivery in Northern Ireland there shall be substituted a reference to the Crown Court there.

F7

#### Textual Amendments

**F7** Entry relating to [Trustee Act 1852 \(c. 55\)](#) ss. 6, 7 repealed by [S.I. 1986/595](#) (N.I. 4), art. 138, [Sch. 7](#)

#### *The Irish Bankrupt and Insolvent Act 1857*<sup>M9</sup>

#### Marginal Citations

**M9** [1857 c. 60](#).

F8

#### Textual Amendments

**F8** First and third entries relating to [Irish Bankrupt and Insolvent Act 1857 \(c. 60\)](#) repealed by [S.I. 1980/561](#) (N.I. 4), [Sch. 3](#)

In section 4 for the definition of “the Court” substitute— “ “the Court” shall mean the High Court of Justice in Northern Ireland; ”.

F8

F9

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### Textual Amendments

- F9** Entry relating to [Probates and Letters of Administration Act \(Ireland\) 1857 \(c. 79\)](#) repealed by [S.I. 1979/1575 \(N.I. 14\)](#), [Sch. 3](#)

### *The Landed Estates Court (Ireland) Act 1858*<sup>M10</sup>

### Marginal Citations

- M10** [1858 c. 72](#).

In section 56 for the words from “into the Bank of Ireland” to “receipt of the money” substitute the words “into the Supreme Court of Judicature of Northern Ireland (“the Supreme Court”) and” ; and the words “into the bank” shall cease to have effect.

In section 57 for the words “into the Bank of Ireland” and “into the said Bank” (wherever they occur) substitute the words “into the Supreme Court”.

In section 66 for the words “the Lord High Chancellor” and “in him” substitute respectively the words “the High Court” and “in it”.

In section 70 for the words from “transferred” to “Chancery in England” substitute the words “paid into the Supreme Court or (where the case may require) the Supreme Court of Judicature of England”; for the words from “and the High Court” to “Rolls” substitute the words “and the High Courts of Justice”; for the words “transferred to the account of the Accountant General of” substitute the words “paid into”; and for the words from “the Act passed” to the end substitute the words “section 63 of the Trustee Act 1925 or section 63 of the Trustee Act (Northern Ireland) 1958”.

### *The Railways Act (Ireland) 1860*<sup>M11</sup>

### Marginal Citations

- M11** [1860 c. 97](#).

In section 2 for the words “depositing in the Bank of Ireland as herein directed” substitute the words “paying into the Supreme Court of Judicature of Northern Ireland”.

In section 4 for the words “deposited as last aforesaid shall remain in the Bank” substitute the words “paid into the Supreme Court is”.

### *The Defence Act 1860*<sup>M12</sup>

### Marginal Citations

- M12** [1860 c.112](#).

In sections 21 and 22 for the words “the Bank of Ireland” substitute the words “the Supreme Court in Northern Ireland”.

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### *The Tramways (Ireland) Act 1860*<sup>M13</sup>

#### **Marginal Citations**

**M13** [1860 c. 152.](#)

In section 29, for paragraphs 1 and 2, substitute—

“1 Within fourteen days after the making of the Order they shall either pay into the Supreme Court a sum equal to five per centum of the estimated cost of the undertaking, or deposit in the Court, or transfer into the name of the Accountant General, Exchequer bills or other Government securities equal to that sum at the price at which such bills or securities were originally purchased by the promoters, which price shall be proved by the broker’s certificate of such purchase.”.

### *The Matrimonial Causes and Marriage Law (Ireland) Amendment Act 1870*<sup>M14</sup>

#### **Marginal Citations**

**M14** [1870 c. 110.](#)

In section 7 for the words from “in a court of record” to the end substitute the words “in Her Majesty’s High Court of Justice in Northern Ireland”.

In section 13 for the words from the beginning to “Court for Matrimonial Causes and Matters” substitute the words “In exercising the jurisdiction referred to in section 7 the High Court” and for the words from “and to the rules” to the end substitute the words “and to rules of court”.

... **F10**

#### **Textual Amendments**

**F10** Entries relating to [Lunacy Regulation \(Ireland\) Act 1871 \(c. 22\)](#) repealed by [S.I. 1986/595 \(N.I. 4\)](#), art. 138, [Sch. 7](#)

**F11** .....

#### **Textual Amendments**

**F11** Sch. 5 Pt. II: entry relating to the [Juries Act \(Ireland\) 1871](#) repealed (31.7.1996) by [S.I. 1996/1141 \(N.I. 6\)](#), art. 32(3), [Sch. 5](#); [S.R. 1996/267](#), [art. 2](#)

### *The Bankruptcy (Ireland) Amendment Act 1872*<sup>M15</sup>

#### **Marginal Citations**

**M15** [1872 c. 58.](#)



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In section 4 for the definition of “the Court” substitute—

“ “The Court” shall mean the High Court of Justice in Northern Ireland; ”.

F12 . . .

**Textual Amendments**

**F12** Entries relating to [Bankruptcy \(Ireland\) Amendment Act 1872 \(c. 58\)](#), [ss. 57](#) and 124 repealed by [S.I. 1980/561 \(N.I. 4\)](#), [Sch. 3](#)

F12 . . .

F13 . . . . .

**Textual Amendments**

**F13** Sch. 5 Pt. 2 Entry relating to Consolidated Fund (Permanent Charges Redemption) Act 1873 repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\)](#), [s. 1\(1\)](#), {Sch. 1 Pt. 9 Group 1}

*The Fines Act (Ireland) 1851, Amendment Act 1874*<sup>M16</sup>

**Marginal Citations**

**M16** [1874 c.72](#).

In section 2 for the words “assistant barrister, recorder” substitute the words “judge of the Crown Court”.

F14 . . . . .

**Textual Amendments**

**F14** Sch. 5 Pt. 2: entry relating to Explosives Act 1875 repealed (1.12.2006) by [The Manufacture and Storage of Explosives Regulations \(Northern Ireland\) 2006 \(S.R. 2006/425\)](#), [reg. 27\(1\)\(2\)](#), [Sch. 6 para. 11](#), [Sch. 7 Pt. 1](#) (with [reg. 26](#))

*The Appellate Jurisdiction Act 1876*<sup>M17</sup>

**Marginal Citations**

**M17** [1876 c.59](#).

In section 25 for the words “As to Ireland, the superior courts of law and equity at Dublin:” substitute the words “As to Northern Ireland, Her Majesty’s High Court of Justice in Northern Ireland and Her Majesty’s Court of Appeal in Northern Ireland”.

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*The Settled Estates Act 1877*<sup>M18</sup>

**Marginal Citations**

**M18** 1877 c.59.

In section 34 for the words “the Bank of Ireland to the account of the Accountant General ex parte the applicant” substitute the words “the Supreme Court to the account of the applicant”.

*The Bills of Sale (Ireland) Act 1879*<sup>M19</sup>

**Marginal Citations**

**M19** 1879 c. 50.

In section 4 for the definition of “prescribed” substitute—

“ “prescribed” means prescribed by rules of court made under section 55 of the Judicature (Northern Ireland) Act 1978; ”

For section 13 substitute—

**“13 As to registrar.**

The Master (Queen’s Bench and Appeals) or such other officer serving in the Supreme Court as the Lord Chief Justice may designate shall be the registrar for the purposes of this Act.”.

For section 19 substitute—

**“19 Fees.**

Section 116 of the Judicature (Northern Ireland) Act 1978 shall apply to fees under this Act and such fees may be fixed in the manner authorised by that section.”

*The Settled Land Act 1882*<sup>M20</sup>

**Marginal Citations**

**M20** 1882 c.38.

At the end of section 2 as it applies to Northern Ireland add—

“(11) Any reference in the Settled Land Acts 1882 to 1890 to money, securities or proceeds of sale being paid or transferred into court shall be construed as referring to the money, securities or proceeds being paid or transferred into the Supreme Court or any other court that has jurisdiction, and any reference in those Acts to the court in a context referring to the investment or application of money, securities or proceeds of sale paid or transferred into court, shall be construed, in the case of money, securities or proceeds paid or transferred into the Supreme Court, as referring to the High Court, and, in the

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case of money, securities or proceeds paid into another court, as referring to that other court.”.

*The Land Law (Ireland) Act 1887*<sup>M21</sup>

**Marginal Citations**

**M21** 1887 c.33.

In section 34 in the definition of “prescribed” for the words from “other proceedings” to the end substitute the words “other proceedings means prescribed by rules of court made under section 55 of the Judicature (Northern Ireland) Act 1978 or county court rules, as the case may be;”

*The Deeds of Arrangement Act 1887*<sup>M22</sup>

**Marginal Citations**

**M22** 1887 c. 57.

In section 15(2) for the words “the eighty-fourth section of the Supreme Court of Judicature Act (Ireland) 1877 as regards Ireland” substitute the words “as respects Northern Ireland, section 116 of the Judicature (Northern Ireland) Act 1978”.

*The Deeds of Arrangement Amendment Act 1890*<sup>M23</sup>

**Marginal Citations**

**M23** 1890 c.24.

In section 2(7) for the words “the eighty-fourth section of the Supreme Court of Judicature Act (Ireland) 1877” substitute the words “section 116 of the Judicature (Northern Ireland) Act 1978”.

*The Witnesses (Public Inquiries) Protection Act 1892*<sup>M24</sup>

**Marginal Citations**

**M24** 1892 c. 64.

In section 3, as it applies to Northern Ireland, for the words “quarter sessions or assizes” substitute the words “Crown Court”.

*The Life Insurance Companies (Payment into Court) Act 1896*<sup>M25</sup>

**Marginal Citations**

**M25** 1896 c. 8.

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In section 3, as it applies to Northern Ireland, for the words from “High Court” to “into the High Court” substitute the words “[<sup>F15</sup>Court of Judicature]”.

**Textual Amendments**

**F15** Words in Sch. 5 Pt. 2 substituted (1.10.2009) by [Constitutional Reform Act 2005 \(c. 4\)](#), ss. 59, 148, [Sch. 11 para. 6](#); [S.I. 2009/1604](#), [art. 2\(d\)](#)

**F16**

**Textual Amendments**

**F16** Sch. 5 Pt. II: entry relating to the Town Tenants (Ireland) Act 1906 repealed (1.4.1997) by [S.I. 1996/725 \(N.I. 5\)](#), [art. 44\(3\)](#), [Sch. 4](#); [S.R. 1997/74](#), [art.2](#)

*The Northern Ireland (Miscellaneous Provisions) Act 1932* <sup>M26</sup>

**Marginal Citations**

**M26** [1932 c. 11](#).

In section 9(3) for the words “under the Landed Estates Court (Ireland) Act 1858 or any Act amending that Act or under the Land Purchase Acts an application is made” substitute the words “an application is made to the High Court or to a county court”.

*The Foreign Judgments (Reciprocal Enforcement) Act 1933* <sup>M27</sup>

**Marginal Citations**

**M27** [1933 c. 13](#).

In section 13(b) for the words from “respectively” to the end substitute the words “respectively, references to sections 55 and 116 of the Judicature (Northern Ireland) Act 1978”.

**F17** . . .

**Textual Amendments**

**F17** Sch. 5 Pt. II: the entry relating to the Trade Marks Act 1938 repealed (31.10.1994) by [1994 c. 26](#), s. 106(2), [Sch. 5](#); [S.I. 1994/2550](#) art. 2

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### *The Pensions Appeal Tribunals Act 1943* <sup>M28</sup>

#### **Marginal Citations**

**M28** 1943 c. 39.

**F18**  
.....

#### **Textual Amendments**

**F18** Sch. 5 Pt. 2: entries repealed (6.4.2005) by [Armed Forces \(Pensions and Compensation\) Act 2004 \(c. 32\)](#), ss. 7(4), 8, [Sch. 3](#); S.I. 2005/356, [art. 2\(2\)](#), Sch. 2

In section 14 for the words from “Lord Chancellor” to the end substitute the words “Lord Chancellor (except the reference in paragraph 7A of the Schedule) there shall be substituted references to the Lord Chief Justice of Northern Ireland”.

**F18**  
.....

**F19**  
...

#### **Textual Amendments**

**F19** Entry relating to [Exchange Control Act 1947 \(c. 14\)](#), [Sch. 4 para. 8\(2\)](#) repealed by [Finance Act 1987 \(c. 16, SIF 99:6\)](#), s. 72, [Sch. 16 Pt. XI](#)

**F20**  
...

#### **Textual Amendments**

**F20** Entries relating to [Crown Proceedings Act 1947 \(c. 44\)](#) repealed (N.I.) by S.I. 1981/233, [Sch. 1](#)

**F21**  
...

#### **Textual Amendments**

**F21** Entries relating to [Representation of the People Act 1949 \(c. 68\)](#) repealed by [Representation of the People Act 1983 \(c. 2, SIF 42\)](#), [Sch. 9 Pt. II](#)

**F22**  
.....

#### **Textual Amendments**

**F22** Sch. 5 Pt. II: Entry relating to the [Arbitration Act 1950](#) repealed (31.1.1997) by [1996 c. 23, s. 107\(2\)](#), [Sch.4](#); S.I. 1996/3146, art. 3, [Sch. 2](#)

*Status: Point in time view as at 12/04/2010.*

*Changes to legislation: Judicature (Northern Ireland) Act 1978, (1) Acts of the Parliament of the United Kingdom is up to date with all changes known to be in force on or before 17 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

### *The Maintenance Orders Act 1950*<sup>M29</sup>

#### **Marginal Citations**

**M29** 1950 c. 37.

F23

#### **Textual Amendments**

**F23** Sch. 5 Pt. II: entry relating to s. 13(1) of The Maintenance Orders Act 1950 repealed (4.11.1996) by [S.I. 1995/756](#), [art. 15](#), Sch.; [S.R. 1996/297](#), [art. 2\(2\)](#)

In section 25(2) for the words from the beginning to “regulating” substitute the words “Rules made under section 23 of the Magistrates’ Courts Act (Northern Ireland) 1964 may regulate”.

In section 28(1) in the definition of “prescribed” for the words “by the Lord Cheif Justice of Northern Ireland under this Act” substitute the words “under section 23 of the Magistrates’ Courts Act (Northern Ireland) 1964”.

### *The Administration of Justice Act 1956*<sup>M30</sup>

#### **Marginal Citations**

**M30** 1956 c. 46.

In Part I of Schedule 1 after paragraph 4 insert—

*“ Bail in Admiralty matters*

- 4A In any proceedings in the High Court under this Part of this Schedule, bail may be taken to answer the judgement of the High Court (or of the Court of Appeal or House of Lords on an appeal from that judgement) and the High Court may withhold the release of any property under its arrest until such bail has been given.”.

### *The Geneva Conventions Act 1957*<sup>M31</sup>

#### **Marginal Citations**

**M31** 1957 c. 52.

In section 4(1) as substituted by section 52 of, and Schedule 5 to, the <sup>M32</sup>Criminal Appeal Act 1968, for the words “the Court of Criminal Appeal in Northern Ireland” substitute the words “the Court of Appeal in Northern Ireland”.

#### **Marginal Citations**

**M32** 1968 c. 19.

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*The Administration of Justice Act 1960*<sup>M33</sup>

**Marginal Citations**

**M33** 1960 c. 65.

In paragraph 2 of Schedule 2 for the word “accordingly” substitute the words “as references to a court of the High Court of Justice in Northern Ireland consisting of two or more judges”.

*The Professions Supplementary to Medicine Act 1960*<sup>M34</sup>

**Marginal Citations**

**M34** 1960 c. 66.

In paragraph 2(2) of Schedule 2 after the words “Supreme Court of Judicature (Consolidation) Act 1925” insert the words “, of section 67 of the Judicature (Northern Ireland) Act 1978”.

*The Veterinary Surgeons Act 1966*<sup>M35</sup>

**Marginal Citations**

**M35** 1966 c. 36.

In paragraph 4(2) of Schedule 2 after the words “Supreme Court of Judicature (Consolidation) Act 1925” insert the words “, of section 67 of the Judicature (Northern Ireland) Act 1978”.

*The Arbitration (International Investment Disputes) Act 1966*<sup>M36</sup>

**Marginal Citations**

**M36** 1966 c. 41.

In section 8(b) for the words “section 7 of the Northern Ireland Act 1962” substitute the words “section 55 of the Judicature (Northern Ireland) Act 1978”.

... F24

**Textual Amendments**

**F24** Entries relating to [Criminal Appeal \(Northern Ireland\) Act 1968 \(c. 21\)](#) repealed by [Criminal Appeal \(Northern Ireland\) Act 1980 \(c. 47, SIF 38\)](#), s. 51(2), **Sch. 5**

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*The Family Law Reform Act 1969* <sup>M37</sup>

**Marginal Citations**

**M37** 1969 c. 46.

In section 6(7) for the words “or under any corresponding enactment of the Parliament of Northern Ireland” substitute the words “or under section 27 of the Judicature (Northern Ireland) Act 1978”.

*The Administration of Justice Act 1969* <sup>M38</sup>

**Marginal Citations**

**M38** 1969 c. 58.

In section 16(1) for the words from “sections 3” to “1877” substitute the words “section 3 of the Judicature Act 1925 there shall be substituted a reference to sections 6 and 7 of the Judicature (Northern Ireland) Act 1978”.

In sections 20(5) and 21(4) for the words “section 7 of the Northern Ireland Act 1962” substitute the words “section 55 of the Judicature (Northern Ireland) Act 1978”.

*The Taxes Management Act 1970* <sup>M39</sup>

**Marginal Citations**

**M39** 1970 c. 9.

In sections 58(2) and 59(5) for the words “section 1 of the Northern Ireland Act 1962” substitute the words “section 42 of the Judicature (Northern Ireland) Act 1978”.

... <sup>F25</sup>

**Textual Amendments**

**F25** Entry relating to [Income and Corporation Taxes Act 1970 \(c. 10\)](#), **s. 413(6)** repealed by [Income and Corporation Taxes Act 1988 \(c. 1, SIF 63:1\)](#), s. 844, **Sch. 31**

*The Administration of Justice Act 1970* <sup>M40</sup>

**Marginal Citations**

**M40** 1970 c. 31.

In section 34(2) for the words “section 7 of the Northern Ireland Act 1962” substitute the words “section 55 of the Judicature (Northern Ireland) Act 1978”.



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### *The Misuse of Drugs Act 1971* <sup>M41</sup>

#### **Marginal Citations**

**M41** 1971 c. 38.

In paragraph 5(2) of Schedule 3 after the words “Supreme Court of Judicature (Consolidation) Act 1925” insert the words “, of section 67 of the Judicature (Northern Ireland) Act 1978”.

### *F26 The Tribunals and Inquiries Act 1971* <sup>M42</sup>

#### **Textual Amendments**

**F26** Entry in Sch. 5 Pt. II relating to Tribunals and Inquiries Act 1971 repealed (1.10.1992) by [Tribunals and Inquiries Act 1992 \(c. 53\)](#), ss. 18(2), 19(2), [Sch. 4 Pt. I](#)

#### **Marginal Citations**

**M42** 1971 c. 62.

F26  
...

### *F27 The Administration of Justice Act 1973*

#### **Textual Amendments**

**F27** Entry relating to [Administration of Justice Act 1973 \(c. 15\)](#) repealed by [Criminal Appeal \(Northern Ireland\) Act 1980 \(c. 47, SIF 38\)](#), [Sch. 5](#)

F27  
...

### *F28 The Social Security (Northern Ireland) Act 1975* <sup>M43</sup>

#### **Textual Amendments**

**F28** Sch. 5 Pt. II: the enactment constituting the amendment to the Social Security (Northern Ireland) Act 1975 is repealed (1.7.1992) by [Social Security \(Consequential Provisions\) \(Northern Ireland\) Act 1992 \(c. 9\)](#), ss. 3, 7(2), [Sch. 1](#) (with s. 5(2))

#### **Marginal Citations**

**M43** 1975 c. 15.

F28  
...

*Status: Point in time view as at 12/04/2010.*

*Changes to legislation: Judicature (Northern Ireland) Act 1978, (1) Acts of the Parliament of the United Kingdom is up to date with all changes known to be in force on or before 17 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

### *The House of Commons Disqualification Act 1975 <sup>M44</sup>*

#### **Marginal Citations**

**M44** 1975 c. 24.

**F29**  
...

#### **Textual Amendments**

**F29** Entries relating to section 1(3) of the House of Commons Disqualification Act 1975 and section 1(2) of the Northern Ireland Assembly Disqualification Act 1975 Sch. 5 Pt. II omitted (12.4.2010) by virtue of [The Northern Ireland Court Service \(Abolition and Transfer of Functions\) Order \(Northern Ireland\) 2010 \(S.R. 2010/133\)](#), art. 1, **Sch. para. 5(5)** (with arts. 5-7)

In Part I of Schedule 1 for the words from “or Temporary County Court Judge” to “deputy of such a Judge” substitute the words “or deputy County Court Judge in Northern Ireland”.

In Part III of Schedule 1 the entry relating to an officer of or attached to the Supreme Court of Northern Ireland shall cease to have effect and at the appropriate place in alphabetical order insert—

“ Statutory officer appointed under section 70 of the Judicature (Northern Ireland) Act 1978. ”.

### *The Northern Ireland Assembly Disqualification Act 1975 <sup>M45</sup>*

#### **Marginal Citations**

**M45** 1972 c. 25.

**F29**  
...

In Part I of Schedule 1 for the words from “Temporary County Court Judge” to “deputy of such a Judge” substitute the words “or deputy County Court Judge in Northern Ireland”.

In Part III of Schedule 1 the entry relating to an officer of or attached to the Supreme Court of Northern Ireland shall cease to have effect and at the appropriate place in alphabetical order insert— “ Statutory officer appointed under section 70 of the Judicature (Northern Ireland) Act 1978. ”.

### *The Northern Ireland (Emergency Provisions) Act 1978*

.....  
**F30**

#### **Textual Amendments**

**F30** Sch. 5 Pt. II, the entry relating to the Northern Ireland (Emergency Provisions) Act 1978 repealed (27.8.1991) by [Northern Ireland \(Emergency Provisions\) Act 1991 \(c. 24, SIF 39:1\)](#), **ss. 69()**, 70(4), Sch.8

**Status:**

Point in time view as at 12/04/2010.

**Changes to legislation:**

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