



Criminal Procedure and Investigations Act 1996

1996 CHAPTER 25

PART VI

MAGISTRATES' COURTS

53 Attachment of earnings.

- (1) In section 3 of the ^{M1}Attachment of Earnings Act 1971 (court's power to make order) the following subsections shall be inserted after subsection (3A)—

“(3B) Where—

- (a) a magistrates' court imposes a fine on a person in respect of an offence, and
 - (b) that person consents to an order being made under this subsection,
- the court may at the time it imposes the fine, and without the need for an application, make an attachment of earnings order to secure the payment of the fine.

(3C) Where—

- (a) a magistrates' court makes in the case of a person convicted of an offence an order under section 35 of the ^{M2}Powers of Criminal Courts Act 1973 (a compensation order) requiring him to pay compensation or to make other payments, and
 - (b) that person consents to an order being made under this subsection,
- the court may at the time it makes the compensation order, and without the need for an application, make an attachment of earnings order to secure the payment of the compensation or other payments.”

- (2) This section applies in relation to—

- (a) fines imposed in respect of offences committed on or after the appointed day;

Changes to legislation: *Criminal Procedure and Investigations Act 1996, Section 53 is up to date with all changes known to be in force on or before 11 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) View outstanding changes*

- (b) compensation orders made on convictions for offences committed on or after that day.
- (3) The reference in subsection (2) to the appointed day is to such day as is appointed for the purposes of this section by the Secretary of State by order.

Subordinate Legislation Made

P1 [S. 53\(3\)](#) power wholly exercised (7.9.1996): 1.10.1996 appointed day by [S.I. 1996/2343](#).

Marginal Citations

M1 [1971 c. 32](#).

M2 [1973 c. 62](#).

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 1(6) added by [1997 c. 39 s. 9\(4\)](#)
- s. 5(1A) amendment to earlier affecting provision 2015 c. 9 (N.I.), Sch. 2 para. 8 by [2022 c. 4 \(N.I.\) s. 4\(9\)\(f\)\(i\)](#)
- s. 5(1A) inserted by [2015 c. 9 \(N.I.\) Sch. 2 para. 8](#)
- s. 5(1A) words substituted in earlier affecting provision 2015 c. 9 (N.I.), Sch. 2 para. 8(1) by [2022 c. 4 \(N.I.\) s. 4\(9\)\(f\)\(ii\)](#)
- s. 13(1)(ba)(b) substituted for s. 13(1)(b) by 2015 c. 9 (N.I.), Sch. 2 para. 8(2) (as inserted) by [2022 c. 4 \(N.I.\) s. 4\(9\)\(f\)\(iii\)](#)
- Sch. 4 para. 4(f) and word added by [S.I. 2003/1247 \(N.I.\) Sch. 1 para. 16](#)