

## SCHEDULES

### SCHEDULE 7

#### MINOR AND CONSEQUENTIAL AMENDMENTS

#### PART II

#### GENERAL

##### *Magistrates' Courts Act 1980 (c. 43)*

- 58 The Magistrates' Courts Act 1980 is amended as follows.
- 59 In section 11(3) (non-appearance of accused: general provisions), “or detention in a detention centre” is omitted.
- 60 In section 31 (general limit on power of magistrates' court to impose imprisonment), in subsections (1) and (2), “or youth custody” is omitted.
- 61 Section 72 (report by probation officer on means of parties) is omitted.
- 62 In section 77(2) (postponement of issue of warrant), “or detention under section 108 of the Powers of Criminal Courts (Sentencing) Act 2000 (detention of persons aged 18 to 20 for default)” is omitted.
- 63 In section 82 (restriction on power to impose imprisonment for default)—
- (a) in subsection (1)(c), “youth custody or detention in a detention centre” is omitted,
  - (b) in subsections (1)(c), (3)(a) and (5)(b), for “section 9 of the Criminal Justice Act 1982” there is substituted “section 108 of the Powers of Criminal Courts (Sentencing) Act 2000”,
  - (c) in subsection (4A)(e), for “section 17 of the Criminal Justice Act 1982” there is substituted “section 60 of the Powers of Criminal Courts (Sentencing) Act 2000”.
- 64 In section 88 (supervision pending payment)—
- (a) in subsection (4), for “detention under section 108 of the Powers of Criminal Courts (Sentencing) Act 2000” there is substituted “prison” and for “such detention” there is substituted “prison”,
  - (b) in subsection (5), for “such detention” there is substituted “prison”.
- 65 Section 96A (application of Part III to persons aged 18 to 20) is omitted.
- 66 In section 133 (consecutive terms of imprisonment)—
- (a) in subsection (1), the first, second and fourth mentions of “or youth custody” are omitted,
  - (b) subsection (2A) is omitted.

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*Status: This is the original version (as it was originally enacted).*

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- 67 In section 135 (detention of offender for one day in court house or police station), subsection (3) is omitted.
- 68 In section 136 (committal to custody overnight at police station), subsection (4) is omitted.
- 69 In Schedule 6A (fines that may be altered under section 143), the entry relating to Schedule 3 to the Powers of Criminal Courts (Sentencing) Act 2000 is omitted.