



Courts Act 2003

2003 CHAPTER 39

PART 3

MAGISTRATES' COURTS

Civil jurisdiction and procedure

47 Jurisdiction to issue summons and deal with complaints

(1) For section 51 of the 1980 Act (issue of summons on complaint) substitute—

“51 Issue of summons on complaint

Where a complaint relating to a person is made to a justice of the peace, the justice of the peace may issue a summons to the person requiring him to appear before a magistrates' court to answer to the complaint.”

(2) For section 52 of the 1980 Act (jurisdiction to deal with complaints) substitute—

“52 Jurisdiction to deal with complaints

- (1) A magistrates' court has jurisdiction to hear any complaint.
- (2) But subsection (1) is subject to provision made by any enactment.”

48 Power to transfer civil proceedings (other than family proceedings)

After section 57 of the 1980 Act insert—

Changes to legislation: Courts Act 2003, Cross Heading: Civil jurisdiction and procedure is up to date with all changes known to be in force on or before 19 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

“Transfer of civil proceedings (other than family proceedings)

57A Power to transfer civil proceedings (other than family proceedings)

- (1) A magistrates' court may at any time, whether before or after beginning to hear a complaint, transfer the hearing to another magistrates' court.
- (2) But if the court transfers the matter after it has begun to hear the evidence and the parties, the court to which the matter is transferred must begin hearing the evidence and the parties again.
- (3) This section does not apply to family proceedings.
- (4) The power of the court under this section to transfer a hearing must be exercised in accordance with any directions given under section 30(3) of the Courts Act 2003.”

Changes to legislation:

Courts Act 2003, Cross Heading: Civil jurisdiction and procedure is up to date with all changes known to be in force on or before 19 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.

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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. 75(6) inserted by [2022 c. 35 Sch. 4 para. 3\(2\)](#)
- s. 76(2B) inserted by [2010 c. 26 Sch. 3 para. 14](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 3 Pt. 2 repealed (4.9.2013) without ever being in force by [2013 c. 22](#), s. 17(4) ; S.I. 2013/2200 art. 2(a))
- s. 81(6) inserted by [2022 c. 35 Sch. 4 para. 3\(3\)](#)
- s. 85EA(5) words substituted by [2022 c. 32 Sch. 11 para. 29](#)
- Sch. 5 para. 13(1)(ca) inserted by [2013 c. 22 s. 26\(3\)](#)

Commencement Orders yet to be applied to the Courts Act 2003

Commencement Orders bringing provisions within this Act into force:

- [S.I. 2005/547 art. 2](#) commences ([2003 c. 39](#))