



Courts Act 2003

2003 CHAPTER 39

PART 6

JUDGES

Flexibility in deployment of judicial resources

VALID FROM 01/04/2005

65 District Judges (Magistrates' Courts) as Crown Court judges etc.

- (1) In section 8(1) of the 1981 Act (persons who are judges of the Crown Court), in paragraph (b) for “or Recorder” substitute “, Recorder or District Judge (Magistrates' Courts)”.
- (2) Schedule 4 contains amendments conferring functions on District Judges (Magistrates' Courts).
- (3) References in any enactment, instrument or other document to a district judge or deputy district judge do not include—
 - (a) a District Judge (Magistrates' Courts), or
 - (b) a Deputy District Judge (Magistrates' Courts).

66 Judges having powers of District Judges (Magistrates' Courts)

- (1) Every holder of a judicial office specified in subsection (2) has the powers of a justice of the peace who is a District Judge (Magistrates' Courts) in relation to—
 - (a) criminal causes and matters, and
 - (b) family proceedings as defined by section 65 of the 1980 Act.
- (2) The offices are—
 - (a) judge of the High Court;

Status: Point in time view as at 26/01/2004. This version of this cross heading contains provisions that are not valid for this point in time.

Changes to legislation: Courts Act 2003, Cross Heading: Flexibility in deployment of judicial resources is up to date with all changes known to be in force on or before 23 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)

- (b) deputy judge of the High Court;
 - (c) Circuit judge;
 - (d) deputy Circuit judge;
 - (e) recorder.
- (3) For the purposes of section 45 of the 1933 Act, every holder of a judicial office specified in subsection (2) is qualified to sit as a member of a youth court.
- (4) For the purposes of section 67 of the 1980 Act—
- (a) a judge of the High Court or a deputy judge of the High Court is qualified to sit as a member of a family proceedings court to hear family proceedings of any description, and
 - (b) a Circuit judge, deputy Circuit judge or recorder is qualified to sit as a member of a family proceedings court to hear family proceedings of any description if he has been nominated to do so by the President of the Family Division.

Commencement Information

- II** S. 66 partly in force; s. 66 not in force at Royal Assent see s. 110(1)(2); s. 66(1)(a)(2)(3) in force at 26.1.2004 by S.I. 2003/3345, art. 2(a)(iv)

67 Removal of restriction on Circuit judges sitting on certain appeals

Section 56A of the 1981 Act (Circuit judges not to sit on certain appeals) ceases to have effect.

Status:

Point in time view as at 26/01/2004. This version of this cross heading contains provisions that are not valid for this point in time.

Changes to legislation:

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