



# Law of Distress Amendment Act 1895

1895 CHAPTER 24 58 and 59 Vict

An Act to amend the Law of Distress Amendment Act 1888.

[6th July 1895]

## 1 Power to cancel bailiffs' certificates.

A certificate granted to a bailiff by [<sup>F1</sup> a judge of the county court ] under the <sup>M1</sup>Law of Distress Amendment Act 1888, may at any time be cancelled or declared void by a judge of [<sup>F2</sup>the county court ], . . . <sup>F3</sup>

### Textual Amendments

- F1** Words in s. 1 substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\), s. 61\(3\), Sch. 9 para. 17\(a\)](#); [S.I. 2014/954, art. 2\(c\)](#) (with [art. 3](#)) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)
- F2** Words in s. 1 substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\), s. 61\(3\), Sch. 9 para. 17\(b\)](#); [S.I. 2014/954, art. 2\(c\)](#) (with [art. 3](#)) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)
- F3** Words repealed by [Statute Law Revision Act 1908 \(c. 49\)](#)

### Marginal Citations

- M1** [1888 c. 21.](#)

## 2 Penalty for acting without certificate.

If any person not holding a certificate for the time being in force under the Law of Distress Amendment Act 1888, levies a distress contrary to the provisions of that Act, he shall without prejudice to any civil liability be liable on summary conviction to a fine not exceeding [<sup>F4</sup>level 1 on the standard scale].

### Textual Amendments

- F4** Words substituted by virtue of [Criminal Justice Act 1982 \(c. 48, SIF 39:1\), s. 46](#)

*Status: Point in time view as at 22/04/2014.*

*Changes to legislation: There are currently no known outstanding effects for the Law of Distress Amendment Act 1895. (See end of Document for details)*

**3 Duration of certificates.**

The power to make rules under the <sup>M2</sup>Law of Distress Amendment Act 1888 shall extend to making provision for fixing the duration of certificates granted, or to be hereafter granted, to bailiffs.

**Marginal Citations**  
M2 [1888 c. 21.](#)

**4 Unlawful distress.**

A court of summary jurisdiction, on complaint that goods or chattels exempt under section four of the <sup>M3</sup>Law of Distress Amendment Act 1888 from distress for rent, have been taken under such distress, may, by summary order, direct that the goods and chattels so taken, if not sold, be restored; or, if they have been sold, that such sum as the court may determine to be the value thereof shall be paid to the complainant by the person who levied the distress or directed it to be levied.

**Marginal Citations**  
M3 [1888 c. 21.](#)

**5** ..... <sup>F5</sup>

**Textual Amendments**  
F5 [S. 5 repealed by Police and Criminal Evidence Act 1984 \(c. 60, SIF 95, 47\), s. 119\(2\), Sch. 7 Pt. V](#)

**6 Short title.**

This Act may be cited as the Law of Distress Amendment Act 1895.

**Status:**

Point in time view as at 22/04/2014.

**Changes to legislation:**

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