

1968 No. 2021

**JUSTICES OF THE PEACE****The Justices (Lancashire Supplemental List) Rules 1968***Made - - - - 19th December 1968**Coming into Operation 1st January 1969*

The Chancellor of the Duchy and County Palatine of Lancaster, in exercise of the powers conferred on him by section 4 of the Justices of the Peace Act 1949(a) and by virtue of section 2 of the Justices of the Peace Act 1968(b), hereby makes the following Rules:—

1.—(1) These Rules may be cited as The Justices (Lancashire Supplemental List) Rules 1968 and shall come into force on 1st January 1969 :

Provided that, as regards the year 1969 and the three following years, the references in paragraphs (a) and (b) in Rule 2 to the age of seventy years shall be deemed to be references for 1969 to an age of seventy-four years, for 1970 to an age of seventy-three years, for 1971 to an age of seventy-two years and for 1972 to an age of seventy-one years ; and if, at the beginning of any of these years or of the year 1973, a person is of or over the age relevant for that year to those paragraphs he shall be treated, for the purposes of those paragraphs, as having held since attaining that age any office mentioned in the said paragraph (a) (i) which he holds at the beginning of that year.

(2) The Interpretation Act, 1889(c), applies for the interpretation of these Rules as it applies for the interpretation of an Act of Parliament.

2. There shall be kept in connection with the Commission of the Peace for the County Palatine of Lancaster and the Commission of the Peace for every borough within the said County Palatine having a separate Commission of the Peace a list to be called the " Supplemental List ".

3. Subject to the provisions of these Rules there shall be entered in the appropriate Supplemental List the name of any person appointed a Justice by any Commission aforementioned,

(a) who is of the age of seventy years or over and neither

(i) on attaining the age of seventy years holds or has held office as chairman or deputy chairman of a Court of Quarter Sessions or as a recorder of a borough (including recorder of the cities of Liverpool or Manchester) nor

(ii) holds or has held high judicial office within the meaning of the Appellate Jurisdiction Act 1876(d) ; or

(b) who, after attaining the age of seventy years while holding an office mentioned in paragraph (a) (i) above, no longer holds any such office and who neither holds nor has held high judicial office ; or

(c) who is of the age of seventy-five years or over ; or

(d) who applies to have his name entered therein and obtains the approval of the Chancellor of the Duchy for such entry to be made ; or

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 (a) 1949 c. 101.

(b) 1968 c. 69.

(c) 1889 c. 63.

(d) 1876 c. 59.

(e) whose name is directed by the Chancellor of the Duchy to be so entered in pursuance of Subsection (4) of Section 4 of the Justices of the Peace Act 1949(a).

4. There shall be removed from the Supplemental List—

- (a) any name which the Chancellor of the Duchy may so direct; or
- (b) the name of any person who has ceased to be a Justice.

5. These Rules shall apply to a Justice of the Peace whether appointed before or after the coming into force of the Rules and the lists kept in accordance with the Justices (Lancashire Retired List) Rules 1950(b) shall be deemed to be Supplemental Lists for the purposes of this Order.

6. The Justices (Lancashire Retired List) Rules 1950 are hereby revoked.

Dated the 19th day of December 1968.

*Fred Lee.*

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#### EXPLANATORY NOTE

*(This Note is not part of the Rules.)*

The purpose of this Order, which revokes the 1950 Rules, is to provide for the removal of the names of Justices from Active Lists of Commissions of the Peace in Lancashire. It particularly provides, in accordance with the Justices of the Peace Act 1968, for the phased reduction of the maximum age for service on the Bench from 75 as at present to the age of 70 which will be reached in 1973.

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(a) 1949 c. 101.

(b) S.I. 1950/567 (1950 I, p. 1148).