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STATUTORY INSTRUMENTS

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**1989 No. 970**

**MAGISTRATES' COURTS**

**The Magistrates' Courts (Remands in Custody) Order 1989**

*Made* - - - - *12th June 1989*

*Coming into force* - - *3rd July 1989*

Whereas a draft of the following Order was laid before Parliament and approved by a resolution of each House of Parliament:

Now, therefore, the Secretary of State, in exercise of the power conferred upon him by section 128A(1) of the Magistrates' Courts Act 1980(1), hereby makes the following Order:

**Citation and commencement**

1. This Order may be cited as the Magistrates' Courts (Remands in Custody) Order 1989 and shall come into force on the twenty first day after the day on which it is made.

**Application of section 128A Magistrates' Courts Act 1980 to certain areas**

2. Section 128A of the Magistrates' Courts Act 1980 (remands in custody for more than eight days) shall have effect in the following areas, which are petty sessions areas within the meaning of section 4 of the Justices of the Peace Act 1979(2),—

- the petty sessional division of East Central,
  - the outer London borough of Croydon,
  - the metropolitan district of Manchester, and
  - the petty sessional division of Nottingham,
- in relation to any accused person who has attained the age of 17.

Home Office  
12th June 1989

*Douglas Hurd*  
One of Her Majesty's Principal Secretaries of  
State

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(1) 1980 c. 43. Section 128A was inserted by the Criminal Justice Act 1988 (c. 33), section 155(1).  
(2) 1979 c. 55, as amended by the Local Government Act 1985 (c. 51), section 12.

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order provides that section 128A of the Magistrates' Courts Act 1980, which enables courts in areas specified by the Secretary of State to remand an accused person in custody for a period exceeding 8 clear days, shall have effect in the petty sessions areas of East Central, Croydon, Manchester and Nottingham.

Section 128A of the Magistrates' Court Act 1980 was inserted by section 155 of the Criminal Justice Act 1988, and came into force on 12th October 1988 ([S. I. 1988/1676](#)).