



# Magistrates' Courts Act (Northern Ireland) 1964

## 1964 CHAPTER 21

### PART II

#### RESIDENT MAGISTRATES AND JUSTICES OF THE PEACE

##### APPOINTMENT AND REMOVAL OF RESIDENT MAGISTRATES

#### <sup>[F19]</sup> **Appointment and assignment of resident magistrates.**

(1) Her Majesty may, on the recommendation of the Lord Chancellor, appoint fit and proper persons to be resident magistrates, being persons who at the dates of their appointments<sup>[F2]</sup> are—

- (a) members of the Bar of Northern Ireland of at least seven years' standing; or
- (b) solicitors of the Supreme Court of at least seven years' standing.]

*Subs. (2) rep. by 2002 c. 26*

(3) A resident magistrate shall sit in accordance with directions given by the<sup>[F3]</sup> Lord Chief Justice].

(4) A resident magistrate may, in accordance with such directions, sit in any petty sessions district.

(5) Subject to subsections (3) and (4), the<sup>[F3]</sup> Lord Chief Justice] may assign a resident magistrate to one or more petty sessions districts and may from time to time vary any such assignment.]

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**F1** 1978 c.23

**F2** 2002 c. 26

*Status: Point in time view as at 03/04/2006.*

*Changes to legislation: There are currently no known outstanding effects for the Magistrates' Courts Act (Northern Ireland) 1964. (See end of Document for details)*

**F3** Words in s. 9(3)(5) substituted (3.4.2006) by Constitutional Reform Act 2005 (c. 4), ss. 15(2), 148(1), Sch. 5 para.16; S.I. 2006/1014, **art.2(a)**, Sch. 1 para. 12(a)

**10 Appointment of deputy resident magistrates.**

- (1) <sup>F4</sup>The [<sup>F5</sup> Lord Chancellor] may, ... <sup>F6</sup>, appoint fit and proper persons, [<sup>F5</sup> being persons who are eligible for appointment as<sup>F7</sup>, or have previously been, resident magistrates], to act as deputy resident magistrates during such period or periods as<sup>F4</sup> the [<sup>F5</sup> Lord Chancellor] may direct and subject to<sup>F4</sup> such conditions as the [<sup>F5</sup> Lord Chancellor] may impose.
- (2) Any deputy resident magistrate may exercise and perform all the functions of a resident magistrate.

**F4** prosp. subst. by 2002 c. 26  
**F5** 1978 c.23  
**F6** SI 1973/2163  
**F7** prosp. rep. by 2002 c. 26

**11 Removal of resident magistrates from office.**

<sup>F8</sup> .....

**F8** S. 11 repealed (3.4.2006) by Justice (Northern Ireland) Act 2002 (c. 26), ss. 86, 87(1), Sch. 13; S.R. 2006/124, **art. 2**, Sch. paras. 9, 11(c)

**Status:**

Point in time view as at 03/04/2006.

**Changes to legislation:**

There are currently no known outstanding effects for the Magistrates' Courts Act (Northern Ireland) 1964.