

## SCHEDULES

### EIGHTH SCHEDULE

Sections 149, 150, 52.

#### ENACTMENTS REPEALED

#### PART I

##### REPEALS EXTENDING TO ENGLAND AND WALES ONLY

Session and Chapter	Short Title	Extent of Repeal
—	The Statute Prerogativa Regis.	Chapters xi and xii.
51 Geo. 3. c. 37.	The Marriage of Lunatics Act, 1811.	The whole Act.
1 & 2 Vict. c. 106.	The Pluralities Act, 1838.	Section seventy-nine.
1 & 2 Vict. c. 110.	The Judgments Act, 1838.	In section eighteen, the words " and all orders of the Lord Chancellor in matters of lunacy " and the words " and by the Lord Chancellor in matters of lunacy ".
12 & 13 Vict. c. 45.	The Quarter Sessions Act, 1849.	In section two, the words " or against an order under any statute relating to pauper lunatics
15 & 16 Vict. c. 87.	The Court of Chancery Act, 1852.	The whole Act.
23 & 24 Vict. c. 75.	The Criminal Lunatic Asylums Act, 1860.	The whole Act.
33 & 34 Vict. c. 77.	The Juries Act, 1870.	In the Schedule, the words "Keepers in public lunatic asylums ".
34 & 35 Vict. c. 44.	The Incumbents Resignation Act, 1871.	Section eighteen.
36 & 37 Vict. c. 57.	The Consolidated Fund (Permanent Charges Redemption) Act, 1873.	In section seven, in the definition of " limited owner ", the words " a committee of a lunatic or idiot".

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Session and Chapter	Short Title	Extent of Repeal
46 & 47 Vict. c. 38.	The Trial of Lunatics Act, 1883.	In section two, in subsection (2), the words " as a criminal lunatic ".
47 & 48 Vict. c. 64.	The Criminal Lunatics Act, 1884.	The whole Act.
53 & 54 Vict. c. 5.	The Lunacy Act, 1890.	The whole Act.
53 & 54 Vict. c. 39.	The Partnership Act, 1890.	In section thirty-five, paragraph (a).
54 & 55 Vict. c. 65.	The Lunacy Act, 1891.	The whole Act.
61 & 62 Vict. c. 57.	The Elementary School Teachers (Superannuation) Act, 1898.	In section six, paragraph (b) of subsection (1) so far as it applies in relation to persons of unsound mind.
7 Edw. 7. c. 23.	The Criminal Appeal Act, 1907.	In section five, in subsection (4), the words " as a criminal lunatic ".
8 Edw. 7. c. 47.	The Lunacy Act, 1908	The whole Act.
3 & 4 Geo. 5. c. 28.	The Mental Deficiency Act, 1913.	The whole Act.
6 & 7 Geo. 5. c. 31.	The Police, Factories, &c. (Miscellaneous Provisions) Act. 1916.	Section eleven.
8 & 9 Geo. 5. c. 55.	The School Teachers (Superannuation) Act, 1918.	Section nine.
12 & 13 Geo. 5. c. 16.	The Law of Property Act, 1922.	In section one hundred and eighty-eight, paragraph (39).
12 & 13 Geo. 5. c. 60.	The Lunacy Act, 1922	The whole Act.
15 & 16 Geo. 5. c. 18.	The Settled Land Act, 1925.	Section twenty-eight. In section one hundred and seventeen, in subsection (1), paragraph (xiii).
15 & 16 Geo. 5. c. 19.	The Trustee Act, 1925	In section sixty-eight, in paragraph (15), the words " ' lunatic ' ' defective' ".
15 & 16 Geo. 5. c. 20.	The Law of Property Act, 1925.	In section seventy-six, in paragraph (F) of subsection (1), the words " or as committee of a lunatic or as receiver of a defective," and in subsection (4), the words "or as committee of a lunatic, or as receiver of a defective ".

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Session and Chapter	Short Title	Extent of Repeal
15 & 36 Geo. 5. c. 21.	The Land Registration Act, 1925.	In section seventy-seven, in subsection (4), the words " or as committee of a lunatic, or as receiver of a defective,". Section one hundred and seventy-one. In the Second Schedule, in the cross-heading to Part VI, the words " or as committee of a lunatic or as a receiver of a defective ".
15 & 16 Geo. 5. c. 23.	The Administration of Estates Act, 1925.	In section three, in paragraph (xxvi), the words " committee ' ", " ' lunatic' " and " ' defective' ".
15 & 16 Geo. 5. c. 49.	The Supreme Court of Judicature (Consolidation) Act, 1925.	In section fifty-one, in subsection (2), the words " committee or " . In section fifty-five, in paragraph (viii) of subsection (1), the definition of "committee " .
15 & 16 Geo. 5. c. 53.	The Mental Deficiency (Amendment) Act, 1925.	In section twenty-six, in subsection (2), in paragraph (c), the words from " or from any order" to the end of the paragraph. Section one hundred and twenty-four.
15 & 16 Geo. 5. c. 59.	The Teachers (Superannuation) Act, 1925.	The whole Act.
15 & 16 Geo. 5. c. 86.	The Criminal Justice Act, 1925.	In the First Schedule, paragraph 9.
17 & 18 Geo. 5. c. 33.	The Criminal Justice Act, 1925.	In section thirty-four, the words "or the Board of Control" and the words "or a Commissioner or the Secretary of the Board of Control " .
20 & 21 Geo. 5. c. 23.	The Mental Deficiency Act, 1927.	The whole Act.
23 & 24 Geo. 5. c. 12.	The Mental Treatment Act, 1930.	The whole Act.
23 & 24 Geo. 5. c. 12.	The Children and Young Persons Act, 1933.	In the Fourth Schedule, in paragraph 4, the words from

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Session and Chapter	Short Title	Extent of Repeal
23 & 24 Geo. 5. c. 36.	The Administration of Justice (Miscellaneous Provisions) Act, 1933.	" and shall " to the end of the paragraph. Section eight.
1 Edw. 8 & 1 Geo. 6. c. 47.	The Teachers (Superannuation) Act, 1937.	In section one, in subsection (6), the references to section nine of the School Teachers (Superannuation) Act, 1918, and paragraph 9 of the First Schedule to the Teachers (Superannuation) Act, 1925.
1 & 2 Geo. 6. c. 43.	The Mental Deficiency Act, 1938.	The whole Act.
2 & 3 Geo. 6. c. 31.	The Civil Defence Act, 1939.	In section sixty-six, in subsection (2), the word " committee " in each place where it occurs.
2 & 3 Geo. 6. c. 40.	The London Government Act, 1939.	In section ninety-four, subsection (1).
7 & 8 Geo. 6. c. 31.	The Education Act, 1944.	Section fifty-seven. In the Eighth Schedule, the amendment of section two of the Mental Deficiency Act, 1913.
9 & 10 Geo. 6. c. 81.	The National Health Service Act, 1946.	In section sixteen, in subsection (1), the words " or mental defectiveness " In section twenty-seven, in subsection (1) the words "or mental defectiveness " In section twenty-eight, in subsection (1) the words " or mental defectiveness " In section twenty-nine, in subsection (1) the words " mentally defective " Sections forty-nine to fifty-one. In section fifty-two, in subsection (1), the words " the Lunacy and Mental Treatment Acts, 1890 to 1930, or the Mental

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Session and Chapter	Short Title	Extent of Repeal
		Deficiency Acts, 1913 to 1938 ". In section seventy-nine, in subsection (1), in the definition of " hospital", the words " or mental defectiveness" and in the definition of "local authority ", paragraph (b). The Eighth and Ninth Schedules. In the Tenth Schedule, the amendments of the Children and Young Persons Act, 1933, and the Education Act, 1944.
11 & 12 Geo. 6. c. 29.	The National Assistance Act, 1948.	In the Sixth Schedule, in paragraph 7, sub-paragraphs (2) and (3).
11 & 12 Geo. 6. c. 40.	The Education (Miscellaneous Provisions) Act, 1948.	Section eight. In the First Schedule, in Part I, the amendment of subsection (6) of section fifty-seven of the Education Act, 1944, and, in the amendments of section one hundred and sixteen of that Act, the paragraph beginning with " For the words "; and in Part II, the amendments of the Mental Deficiency Act, 1913.
11 & 12 Geo. 6. c. 58.	The Criminal Justice Act, 1948.	In section four, in subsection (3), the words " or can be " and the words " as a voluntary patient or," and in subsection (4), the words " as a voluntary patient or ". In section forty-seven, in subsection (1), the words " or voluntary ". Sections sixty-two to sixty-four. In section seventy-seven, in subsection (2), the words

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Session and Chapter	Short Title	Extent of Repeal
		<p>from the beginning to "Treasury, and ".</p> <p>In section eighty, in subsection (1), the definition of " mental hospital".</p> <p>In the Fifth Schedule, in paragraph 3, in paragraph (d) of sub-paragraph (1), the words " voluntary or ".</p> <p>In the Ninth Schedule, the amendments of the Criminal Lunatic Asylums Act, 1860, the Criminal Lunatics Act, 1884, the Mental Deficiency Act, 1913, and the Mental Deficiency Act, 1927.</p>
11 & 12 Geo. 6. c. 63.	The Agricultural Holdings Act, 1948.	Section eighty-four.
12, 13 & 14 Geo. 6. c. 93.	The National Health Service (Amendment) Act, 1949.	Section twenty-six.
12, 13 & 14 Geo. 6. c. 100.	The Law Reform (Miscellaneous Provisions) Act, 1949.	Section eight.
14 Geo. 6. c. 25.	The Matrimonial Causes Act, 1950.	In section one, in subsection (2), in paragraph (d) the words "the Mental Treatment Act, 1930, or under".
15 & 16 Geo. 6 and 1 Eliz. 2. c. 52.	The Prison Act, 1952	In the Third Schedule, the amendments of the Mental Deficiency Act, 1913.
15 & 16 Geo. 6. and 1 Eliz. 2. c. 55.	The Magistrates' Courts Act, 1952.	In section twenty-six, subsection (6). Section thirty.
4 & 5 Eliz. 2. c. 34.	The Criminal Justice Administration Act, 1956.	In section two, subsection (8).
4 & 5 Eliz. 2. c. 46.	The Administration of Justice Act, 1956.	In section ten, in subsection (1), paragraph (b).
4 & 5 Eliz. 2. c. 69.	The Sexual Offences Act, 1956.	Section eight. In the Second Schedule, in paragraph 1, sub-paragraph (Vii). and paragraph 12.

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Session and Chapter	Short Title	Extent of Repeal
6 & 7 Eliz. 2. c. 3.	The Yarmouth Naval Hospital Transfer Act, 1957.	The whole Act.
6 & 7 Eliz. 2. c. 40.	The Matrimonial Proceedings (Children) Act, 1958. ,	In section five, subsection (6).
6 & 7 Eliz. 2. c. 55.	The Local Government Act, 1958.	In section fifty, in subsection (1), the words " or of that section as applied by section fifty-one of that Act" and the words " (or that subsection as applied by the said section fifty-one) ".  In the Eighth Schedule, paragraph 19.

## PART II

### OTHER REPEALS

Session and Chapter	Short Title	Extent of Repeal
2 & 3 Vict. c. 51.	The Pensions Act, 1839.	Section six.
47 & 48 Vict. c. 64.	The Criminal Lunatics Act, 1884.	In section eight, subsections (3) to (5).
49 & 50 Vict. c. 16.	The Lunacy (Vacating of Seats) Act, 1886.	The whole Act.
50 & 51 Vict. c. 67.	The Superannuation Act, 1887.	Section seven, except so far as applied by the Superannuation Act (Northern Ireland), 1921.
53 & 54 Vict. c. 5.	The Lunacy Act, 1890	Section eighty-six.  In section eighty-seven, in subsection (1), the words " England or " and in subsection (2), the words " England and ", the words " England or " in each place where they occur, and the words " as the case may be ".  In section eighty-eight, in subsection (1), the words " England or ", and in subsection (2), the words "England and", the words " for any justice in England, and ", the words " England or

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Session and Chapter	Short Title	Extent of Repeal
		" and the words " as the case may be " Section one hundred and seven. In section one hundred and thirty-one, subsections (1) and (4), and in subsections (2) and (3), the words " England or " in each place where they occur.
9 & 10 Geo. 6. c. 72.	The Education (Scotland) Act, 1946.	Section one hundred and four.
9 & 10 Geo. 6. c. 81.	The National Health Service Act, 1946.	In section eighty, in subsection (2), the words from "and the amendment" to "1884". In the Ninth Schedule, in Part I, the amendment of subsection (3) of section eight of the Criminal Lunatics Act, 1884.
11 & 12 Geo. 6. c. 29.	The National Assistance Act, 1948.	In section thirty-seven, in the proviso to subsection (9), the words "any institution for persons of unsound mind within the meaning of the Lunacy and Mental Treatment Acts, 1890 to 1930 or", the words "the Mental Deficiency Acts, 1913 to 1927 or" and the word "or" at the end of paragraph (f).
11 & 12 Geo. 6. c. 43.	The Children Act, 1948.	Section eight.
11 & 12 Geo. 6. c. 58.	The Criminal Justice Act, 1948.	Section sixty-three.
12, 13 & 14 Geo. 6. c. 44.	The Superannuation Act, 1949.	In section forty-eight, in subsection (5), the words from " and section three hundred and thirty-five" to "unsound mind) " In section sixty-four, in subsection (2), the words from "and any patient" to the end of the subsection, and subsection (3).
12, 13 & 14 Geo. 6. c. 94.	The Criminal Justice (Scotland) Act, 1949.	

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Session and Chapter	Short Title	Extent of Repeal
<a href="#">3 &amp; 4 Eliz. 2. c. 18.</a>	The Army Act, 1955.	In section sixteen, in subsection (4), the words "an order under section sixteen of the Lunacy Act, 1890, or in Scotland".
<a href="#">3 &amp; 4 Eliz. 2. c. 19.</a>	The Air Force Act, 1955.	In section sixteen, in subsection (4), the words "an order made under section sixteen of the Lunacy Act, 1890, or in Scotland".
<a href="#">6 &amp; 7 Eliz. 2. c. 65.</a>	The Children Act, 1958	In section two, in subsection (5), the words "the Mental Deficiency Acts, 1913 to 1938, or ", the words "the Board of Control or of", and the words " the Board of Control in accordance with subsection (2) of section fifty-one of the Mental Deficiency Act, 1913, or to ".

TABLE OF STATUTES REFERRED TO IN THIS ACT

Short Title	Session and Chapter
Criminal Lunatics Act, 1800	<a href="#">39 &amp; 40 Geo. 3. c. 94.</a>
Lunacy (Ireland) Act, 1821	<a href="#">1 &amp; 2 Geo. 4. c. 33.</a>
Vagrancy Act, 1824	<a href="#">5 Geo. 4. c. 83.</a>
Fines and Recoveries Act, 1833	<a href="#">3 &amp; 4 Will. 4. c. 74.</a>
Court of Chancery of Lancaster Act, 1850	<a href="#">13 &amp; 14 Vict. c. 43.</a>
Lunacy (Scotland) Act, 1857	<a href="#">20 &amp; 21 Vict. c. 71.</a>
Lunacy (Scotland) Act, 1862	<a href="#">25 &amp; 26 Vict. c. 54.</a>
Improvement of Land Act, 1864	<a href="#">27 &amp; 28 Vict. c. 114.</a>
Lunacy (Scotland) Act, 1866	<a href="#">29 &amp; 30 Vict. c. 51.</a>
Promissory Oaths Act, 1868	<a href="#">31 &amp; 32 Vict. c. 72.</a>
Lunacy Regulation (Ireland) Act, 1871	<a href="#">34 &amp; 35 Vict. c. 22.</a>
Criminal and Dangerous Lunatics (Scotland) Amendment Act, 1871	<a href="#">34 &amp; 35 Vict. c. 55.</a>
Trial of Lunatics Act, 1883	<a href="#">46 &amp; 47 Vict. c. 38.</a>
Colonial Prisoners Removal Act, 1884	<a href="#">47 &amp; 48 Vict. c. 31.</a>
Naval Enlistment Act, 1884	<a href="#">47 &amp; 48 Vict. c. 46.</a>
Criminal Lunatics Act, 1884	<a href="#">47 &amp; 48 Vict. c. 64.</a>

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Short Title	Session and Chapter
Lunacy (Vacating of Seats) Act, 1886	49 & 50 Vict. c. 16.
Interpretation Act, 1889	52 & 53 Vict. c. 63.
Lunacy Act, 1890	53 & 54 Vict. c. 5.
Lunacy (Ireland) Act, 1901	1 Edw. 7. c. 17.
Criminal Appeal Act, 1907	7 Edw. 7. c. 23.
Forgery Act, 1913	3 & 4 Geo. 5. c. 27.
Mental Deficiency Act, 1913	3 & 4 Geo. 5. c. 28.
Mental Deficiency and Lunacy (Scotland) Act, 1913	3 & 4 Geo. 5. c. 38.
Government of Ireland Act, 1920	10 & 11 Geo. 5. c. 67.
Settled Land Act, 1925	15 & 16 Geo. 5. c. 18.
Trustee Act, 1925	15 & 16 Geo. 5. c. 19.
Law of Property Act, 1925	15 & 16, Geo. 5. c. 20.
Land Registration Act, 1925	15 & 16 Geo. 5. c. 21.
Administration of Estates Act, 1925	15 & 16 Geo. 5. c. 23.
Supreme Court of Judicature (Consolidation) Act, 1925	15 & 16 Geo. 5. c. 49.
Mental Treatment Act, 1930	20 & 21 Geo. 5. c. 23.
Poor Prisoners Defence Act, 1930	20 & 21 Geo. 5. c. 32.
Children and Young Persons Act, 1933	23 & 24 Geo. 5. c. 12.
Pharmacy and Poisons Act, 1933	23 & 24 Geo. 5. c. 25.
Administration of Justice (Miscellaneous Provisions) Act, 1933	23 & 24 Geo. 5. c. 36.
Summary Jurisdiction (Appeals) Act, 1933	23 & 24 Geo. 5. c. 36.
Local Government Act, 1933	23 & 24 Geo. 5. c. 51.
Criminal Lunatics (Scotland) Act, 1935	25 & 26 Geo. 5. c. 32.
Public Health Act, 1936	26 Geo. 5 & 1 Edw. 8. c. 49.
Public Health (London) Act, 1936	26 Geo. 5 & 1 Edw. 8. c. 50.
Children and Young Persons (Scotland) Act, 1937	1 Edw. 8 & 1 Geo. 6. c. 37.
Limitation Act, 1939	2 & 3 Geo. 6. c. 21.
Education Act, 1944	7 & 8 Geo. 6. c. 31.
Teachers Superannuation Act, 1945	8 & 9 Geo. 6. c. 14.
National Health Service Act, 1946	9 & 10 Geo. 6. c. 81.
Polish Re-settlement Act, 1947	10 & 11 Geo. 6. c. 19.

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Short Title	Session and Chapter
National Health Service (Scotland) Act, 1947	10 & 11 Geo. 6. c. 27.
National Assistance Act, 1948	11 & 12 Geo. 6. c. 29.
Education (Miscellaneous Provisions) Act, 1948	11 & 12 Geo. 6. c. 40.
Children Act, 1948	11 & 12 Geo. 6. c. 43.
Criminal Justice Act, 1948	11 & 12 Geo. 6. c. 58.
National Service Act, 1948	11 & 12 Geo. 6. c. 64.
Recall of Army and Air Force Pensioners Act, 1948	12, 13 & 14 Geo. 6. c. 8.
Legal Aid and Advice Act, 1949	12, 13 & 14 Geo. 6. c. 51.
Representation of the People Act, 1949	12, 13 & 14 Geo. 6. c. 68.
National Health Service (Amendment) Act, 1949	12, 13 & 14 Geo. 6. c. 93.
Criminal Justice (Scotland) Act, 1949	12, 13 & 14 Geo. 6. c. 94.
Matrimonial Causes Act, 1950	14 Geo. 6. c. 25.
Arbitration Act, 1950	14 Geo. 6. c. 27.
Administration of Justice (Pensions) Act, 1950	14 & 15 Geo. 6. c. 11.
Courts-Martial (Appeals) Act, 1951	14 & 15 Geo. 6. c. 46.
Costs in Criminal Cases Act, 1952	15 & 16 Geo. 6 & 1 Eliz. 2. c. 48.
Prison Act, 1952	15 & 16 Geo. 6 & 1 Eliz. 2. c. 52.
Magistrates Courts Act, 1952	15 & 16 Geo. 6 & 1 Eliz. 2. c. 55.
Births and Deaths Registration Act, 1953	1 & 2 Eliz. 2. c. 20.
Local Government Superannuation Act, 1953	1 & 2 Eliz. 2. c. 25.
Post Office Act, 1953	1 & 2 Eliz. 2. c. 36.
Army Act, 1955	3 & 4 Eliz. 2. c. 18.
Air Force Act, 1955	3 & 4 Eliz. 2. c. 19.
Revision of the Army and Air Force Acts (Transitional Provisions) Act, 1955.	3 & 4 Eliz. 2. c. 20.
Sexual Offences Act, 1956	4 & 5 Eliz. 2. c. 69.
Medical Act, 1956	4 & 5 Eliz. 2. c. 76.
Nurses Act, 1957	5 & 6 Eliz. 2. c. 15.
House of Commons Disqualification Act, 1957	5 & 6 Eliz. 2. c. 20.
Solicitors Act, 1957	5 & 6 Eliz. 2. c. 27.
Naval Discipline Act, 1957	5 & 6 Eliz. 2. c. 53.

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Short Title	Session and Chapter
Matrimonial Proceedings (Children) Act, 1958	6 & 7 Eliz. 2. c. 40.
Variation of Trusts Act, 1958	6 & 7 Eliz. 2. c. 53.
Local Government Act, 1958	6 & 7 Eliz. 2. c. 55.
Children Act, 1958	6 & 7 Eliz. 2. c. 65.
Adoption Act, 1958	7 Eliz. 2. c. 5.