

Status: This is the original version (as it was originally enacted).

SCHEDULES

SCHEDULE 5

Section 8.

ENACTMENTS REPEALED

PART I

Repeals of unnecessary enactments

Chapter	Short Title	Extent of Repeal
27 Hen. 8. c. 24.	The Jurisdiction in Liberties Act 1535.	The whole Act, so far as not otherwise repealed, but so that the repeal of section 3 shall not affect the form to be taken by the process of any court.
16 Chas. 1. c. 10.	The Habeas Corpus Act 1640.	The whole Act, so far as not otherwise repealed.
1 Will. & Mary c. 21.	The Great Seal Act 1688.	Section 2.
1 Anne c. 2.	The Demise of the Crown Act 1702.	Section 5, so far as unrepealed.
17 Geo. 2. c. 40.	The Universities (Wine Licences) Act 1743.	The whole Act, so far as unrepealed, except, in section 11, the words—" Within the university of Cambridge and the precincts thereof no person shall sell wine by retail unless such person shall be duly licensed so to do by the university ".
10 Geo. 4. c. 44.	The Metropolitan Police Act 1829.	In section 1 the words " and of all liberties therein " in both places, the words " and the liberties therein " and the words " and for all liberties therein ".
2 & 3 Vict, c. 47.	The Metropolitan Police Act 1839.	In section 4 the words " although they may not be qualified by estate ".
19 & 20 Vict, c. 2.	The Metropolitan Police Act 1856.	In section 2 the words " and of all liberties therein", and

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Chapter	Short Title	Extent of Repeal
32 & 33 Vict, c. 47.	The High Constables Act 1869.	the words from " and for all liberties " to " for counties ". The whole Act so far as unrepealed.
39 & 40 Vict, c. 59.	The Appellate Jurisdiction Act 1876.	In section 25, in the definition of " high judicial office " the words " or of paid Judge of the Judicial Committee of the Privy Council".
51 & 52 Vict, c. 41.	The Local Government Act 1888.	Section 41(1), (2) and (8). Section 42(13). Section 67.
6 Edw. 7.c. 16.	The Justices of the Peace Act 1906.	Section 1. Section 3, but only in relation to England and Wales.
21 & 22 Geo. 5. c. 45.	The Local Government (Clerks) Act 1931.	Section 1 from " but " onwards. Section 3(1) proviso and section 3(4). Section 4(5) from " as respects " onwards, and section 4(7) from the beginning to the word " and ".
10 & 11 Geo. 6. c. xxix.	The Cheshire and Lancashire County Councils (Runcorn-Widnes Bridge etc.) Act 1947.	Section 82.
12, 13 & 14 Geo. 6. c. 101.	The Justices of the Peace Act 1949.	Section 4(6), and in relation to England and Wales section 4(7) and (10). Section 25(5).
12, 13 & 14 Geo. 6. c. xliv.	The Bradford Corporation Act 1949.	Section 83.
4 & 5 Eliz. 2. c. 34.	The Criminal Justice Administration Act 1956.	In Schedule 2, paragraph 7.

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PART II

Consequential Repeals

Chapter	Title or Short Title	Extent of Repeal
11 Hen. 6. c. 6.	—	The whole chapter.
27 Hen. 8. c. 24.	The Jurisdiction in Liberties Act 1535.	Section 19, so far as unrepealed.
37 Hen. 8. c. 1.	The Custos Rotulorum Act 1545.	The whole Act, so far as unrepealed.
1 Edw. 6. c. 7.	The Justices of the Peace Act 1547.	The whole Act, so far as unrepealed.
3 Chas. 1. c. 1.	The Petition of Right.	Sections 3 to 5 and in section 8 the words from "And that no" to "detained "
16 Chas. 1. c. 10.	The Habeas Corpus Act 1640.	Section 6.
1 Will. & Mary c. 21.	The Great Seal Act 1688.	Section 3.
6 & 7 Will. 4. c. 19.	The Durham (County Palatine) Act 1836.	Section 3.
2 & 3 Vict. c. 15.	The Staffordshire Potteries Stipendiary Justice Act 1839.	The whole Act, so far as unrepealed.
2 & 3 Vict. c. xciv.	The City of London Police Act 1839.	Section 6.
6 & 7 Vict. c. xlv.	An Act to provide for the more effectual execution of the office of the justice of the peace within the parish of Merthyr Tydfil and certain adjoining parishes.	The whole Act, so far as unrepealed.
11 & 12 Vict. c. 42.	The Indictable Offences Act 1848.	Section 30.
24 & 25 Vict. c. 96.	The Larceny Act 1861.	Section 117.
24 & 25 Vict. c. 97.	The Malicious Damage Act 1861.	Section 73.
24 & 25 Vict. c. 98.	The Forgery Act 1861.	Section 51.
24 & 25 Vict. c. 100.	The Offences against the Person Act 1861.	Section 71.
28 & 29 Vict. c. 124.	The Admiralty Powers, &c. Act 1865.	Section 5.
31 & 32 Vict. c. xxxvi.	An Act to extend the limits of the Act for appointing a stipendiary justice of	The whole Act, so far as unrepealed.

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Chapter	Title or Short Title	Extent of Repeal
	the peace for the parish of Merthyr Tydfil and adjoining places; and for other purposes.	
34 & 35 Vict. c. xc.	The Staffordshire Potteries Stipendiary Justice Act 1871.	The whole Act, so far as unrepealed.
37 & 38 Vict. c. 45.	The County of Hertford and Liberty of St. Albans Act 1874.	In section 5 the words " and custos rotulorum ", and the words "or the office of custos rotulorum ".
41 & 42 Vict. c. Iv.	The Manchester Division and Borough of Salford (Stipendiary Justices) Act 1878.	The whole Act, so far as unrepealed.
45 & 46 Vict. c. 50.	The Municipal Corporations Act 1882.	Section 157(2) from "and made " onwards. Section 163(4) from " and made " onwards. In section 168(2) the words " the making of a declaration as in the Eighth Schedule ". Sections 239, 240 and 249. Schedule 8, so far as unrepealed.
49 & 50 Vict. c. 31.	The Oxford University (Justices) Act 1886.	The whole Act.
51 & 52 Vict. c. 41.	The Local Government Act 1888.	Section 78(2) from "but" onwards. In section 100, the definition of " quarter sessions " from " or for " onwards.
52 & 53 Vict. c. 63.	The Interpretation Act 1889.	In section 13(12) the words from " the Lord Mayor " to " that city, and ". In section 13(13) the words from " the Lord Mayor " to " that city, or ".
57 & 58 Vict. c. xxvii.	The Merthyr Tydfil Stipendiary Justice Act 1894.	The whole Act, so far as unrepealed.
58 & 59 Vict. c. cvii.	The Staffordshire Potteries Stipendiary Justice Act 1895.	The whole Act so far as unrepealed.
62 & 63 Vict. c. xc.	The South Staffordshire Stipendiary Justice Act 1899.	The whole Act, so far as unrepealed.

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Chapter	Title or Short Title	Extent of Repeal
6 Edw. 7. c. 16.	The Justices of the Peace Act 1906.	Section 4 except in relation to the City of London.
7 Edw. 7. c. cxxviii.	The Merthyr Tydfil Stipendiary Justice Act 1907.	The whole Act, so far as unrepealed.
3 & 4 Geo. 5. c. 27.	The Forgery Act 1913.	Section 12, so far as unrepealed.
6 & 7 Geo. 5. c. 50.	The Larceny Act 1916.	Section 37(5), so far as unrepealed.
10 & 11 Geo. 5. c. lxxxvi.	The Pontypridd Stipendiary Magistrate Act 1920.	The whole Act, so far as unrepealed.
11 & 12 Geo. 5. c. ciii.	The Ministry of Health Provisional Order Confirmation (Stoke-on-Trent Extension) Act 1921.	In the Schedule, Article 16.
16 & 17 Geo. 5. c. cvi.	The Wolverhampton Corporation Act 1926.	Section 19.
17 & 18 Geo. 5. c. lxxxvi.	The West Bromwich Corporation Act 1927.	Section 18.
20 & 21 Geo. 5. c. cxx.	The West Bromwich Corporation Act 1930.	Section 20.
20 & 21 Geo. 5. c. cxxv.	The Wednesbury Corporation Act 1930.	Section 23.
20 & 21 Geo. 5. c. clxx.	The Walsall Corporation Act 1930.	Section 14.
22 & 23 Geo. 5. c. xc.	The Wolverhampton Corporation Act 1932.	Section 15.
23 & 24 Geo. 5. c. 51.	The Local Government Act 1933.	Section 3(5). Section 5(3) from "except" onwards. Section 18(7), (8) and (10). Section 20(3) from "and" onwards. Section 33(5). Section 34(2) from "except" onwards.
26 Geo. 5 & 1 Edw. 8. c. 16.	The Coinage Offences Act 1936.	Section 12(2) and (3).
26 Geo. 5 & 1 Edw. 8. c. cxi.	The Wolverhampton Corporation Act 1936.	Section 101, so far as unrepealed.
11 & 12 Geo. 6. c. 58.	The Criminal Justice Act 1948.	Section 45(2)(c) and (3).

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Chapter	Title or Short Title	Extent of Repeal
12, 13 & 14 Geo. 6. c. 101.	The Justices of the Peace Act 1949.	<p>In section 1(3) the words " Subject to the next following subsection ", and section 1(4).</p> <p>Section 2.</p> <p>In section 4, subsection (4) (a) (from the beginning of the year 1969), and subsection (8).</p> <p>In section 8, subsection (3) (a) and in subsection (4) the words " at the time his salary is determined" (from the coming into force of section 4 of this Act).</p> <p>Section 8(5)(a).</p> <p>Section 11, so far as unrepealed.</p> <p>Section 13(3) from "and" onwards.</p> <p>Section 15(10).</p> <p>In section 20(4), in paragraph (a) the words from " clerk to a stipendiary magistrate " to " aforesaid and" and the last "or", and paragraph (b), but not as respects qualification by service before the coming into force of this repeal.</p> <p>Section 21(7).</p> <p>Section 25(6).</p> <p>In section 27(10), in paragraph (c) the words from "to a stipendiary magistrate " to " and a clerk ", in paragraph (d) the words " the Corporation of the City of London " and the words from " and" onwards, and paragraph (e).</p> <p>In section 29(8) the words from " act as " to " nor ".</p> <p>Section 30.</p>

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Chapter	Title or Short Title	Extent of Repeal
15 & 16 Geo. 6. & 1 Eliz. 2. c. 55.	The Magistrates' Courts Act 1952.	<p>Section 31(1) and (4).</p> <p>Section 33(2), from the passing of this Act (but not as respects a magistrate appointed before that time).</p> <p>Section 36(2) (from the coming into force of section 4 of this Act).</p> <p>In section 44(1), in the definition of " county justice", the words " a justice for the City of London or ".</p> <p>Schedule 1.</p> <p>In Schedule 2, paragraph 19.</p> <p>In Schedule 4, in paragraph 1(1) the words " Subject to the next following sub-paragraph ", and paragraph 1(2).</p> <p>Schedule 6.</p> <p>In section 118(3) the words from " appointed" to " 1949 ".</p> <p>Section 120(1).</p> <p>Section 121(1)(a) and (3).</p> <p>In section 126(1), in the definition of " county " (as amended) the words " the City of London and ".</p>
2 & 3 Eliz. 2. c. xxvii.	The City of London (Various Powers) Act 1954.	Section 19.
4 & 5 Eliz. 2. c. 34.	The Criminal Justice Administration Act 1956.	<p>Section 13(4) from the passing of this Act (but not as respects a magistrate appointed before that time).</p> <p>In Schedule 2. paragraph 6.</p>
5 & 6 Eliz. 2. c.27.	The Solicitors Act 1957.	<p>In section 33, subsection (2) (b) except in relation to the City of London and subsection (3).</p>
7 & 8 Eliz. 2. c. 22.	The County Courts Act 1959.	Section 11.

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Chapter	Title or Short Title	Extent of Repeal
9 & 10 Eliz. 2. c. 43.	The Public Authorities (Allowances) Act 1961.	Section 7 (from the coming into force of section 4 of this Act).
10 & 11 Eliz. 2. c.15.	The Criminal Justice Administration Act 1962.	Section 10(1) from "and" onwards, and in section 10(2) the words " or, as the case may be, the court " Section 11(2).
1963 c. 33.	The London Government Act 1963.	In Schedule 4, paragraph 5.
1964 c. 26.	The Licensing Act 1964.	Section 21(3) from " In this " onwards. In section 57(1) the words "Subject to the following provisions of this section ", and section 57(3).
1964 c. 42.	The Administration of Justice Act 1964.	Section 5(3) from " and section 11 " onwards. In section 13(2) the words " The custos rotulorum for the inner London area" and the words "for that area " In section 27(5) the words " a clerk to a stipendiary magistrate " Section 30(3) and (4). Section 33. In Schedule 3, in paragraph 11 the word " and "; paragraph 12(2); in paragraph 14(1) the words "3(1), 4 and"; paragraph 15; paragraph 19(1); in paragraph 22, in sub-paragraph (3) the words from " or " to " City ", sub-paragraph (4) and in sub-paragraph (5) the words "the City of London and"; paragraph 24; and paragraph 28(3).
1965 c. 28.	The Justices of the Peace Act 1965.	Section 1(2), but not as respects qualification by service before the coming into force of this repeal.

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Chapter	Title or Short Title	Extent of Repeal
1967 c. 58.	The Criminal Law Act 1967.	Section 7(4).