



Administration of Justice Act 1977

1977 CHAPTER 38

PART I

GENERAL

1 Legal aid, advice and assistance.

^{F1}

Textual Amendments

F1 S. 1 repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\), s. 1\(1\)](#), {Sch. 1 Pt. 1 Group 4}

2 Determination of expenses etc.

(1) The amendments specified in Part I of Schedule 2 to this Act shall have effect for the purpose of enabling the rates of the sums whose payment is provided for by the enactments mentioned in that Part of that Schedule (which extend to England and Wales only) to be determined administratively.

(2) The amendments specified in Part II of that Schedule shall have effect for the purpose of enabling the rates of the sums whose payment is provided for by the enactments mentioned in that Part of that Schedule (which extend to Scotland only) to be determined administratively.

(3) ^{F2}

Textual Amendments

F2 S. 2(3) repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\), s. 1\(1\)](#), {Sch. 1 Pt. 1 Group 4}

Changes to legislation: There are currently no known outstanding effects for the Administration of Justice Act 1977, Part I. (See end of Document for details)

3 Enforcement of maintenance orders.

Schedule 3 to this Act shall have effect in relation to the enforcement in one part of the United Kingdom of maintenance orders made in another part.

4 Obligations, awards and judgments expressed in foreign currency. ^{X1}

- (1) The provisions specified in subsection (2) below shall cease to have effect.
- (2) The provisions mentioned in subsection (1) above are—
 - (a) in the ^{M1}Bills of Exchange Act 1882—
 - (i) section 57(2) (measure of damages for bills dishonoured abroad), and
 - (ii) section 72(4) (rate of exchange), and
 - (b) the following provisions (which require the conversion to United Kingdom currency as at the date of registration of the judgments and awards to which they relate)—
 - (i) section 2(3) of the ^{M2}Foreign Judgments (Reciprocal Enforcement) Act 1933 ;
 - (ii) section 1(3) of the ^{M3}Arbitration (International Investment Disputes) Act 1966, and
 - (iii) Article 3(2) of the ^{M4}European Communities (Enforcement of Community Judgments) Order 1972.
- (3) The provisions specified in subsection (2)(a) above shall continue to have effect in relation to bills drawn before the coming into force of this section.
- (4) The provisions specified in subsection (2)(b) above shall continue to have effect in relation to judgments and awards registered before the coming into force of this section.

Editorial Information

X1 The text of ss. 1(1), 4, 5, 11, 12, 17(2), 19(2)(5), 24, 26(1), 28, 29, 32(4) Schs. 3, 5 does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

M1 1882 c. 61.
M2 1933 c. 13.
M3 1966 c. 41.
M4 S.I. 1972/1590.

5 Appeals etc. from courts-martial. ^{X2}

- (1) The following section shall be inserted after section 33 of the ^{M5}Courts-Martial (Appeals) Act 1968—

“33A Appellant’s expenses.

Without prejudice to section 31 above, where an appellant who is not in custody appears before the Appeal Court either on the hearing of his appeal or in any preliminary or incidental proceedings, the Appeal Court may direct the Secretary of State to pay him the expenses of his appearance.”

Changes to legislation: There are currently no known outstanding effects for the Administration of Justice Act 1977, Part I. (See end of Document for details)

- (2) In section 34(2) of that Act (reference of cases by Service authorities), for the words “other than those of sections 31 and 32” there shall be substituted the words “ other than that of section 32 ”.
- (3) ^{F3}
- (4) In section 47(3) of that Act (costs on appeals to the House of Lords), for the words from the beginning to “accused”, in the first place where it occurs, there shall be substituted the words “ On determining an appeal from the Appeal Court, ”.

Editorial Information

X2 The text of ss. 1(1), 4, 5, 11, 12, 17(2), 19(2)(5), 24, 26(1), 28, 29, 32(4) Schs. 3, 5 does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Textual Amendments

F3 [S. 3\(3\)](#) repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\), s. 1\(1\)](#), {Sch. 1 Pt. 1 Group 4}

Marginal Citations

M5 [1968 c. 20](#).

6 ^{F4}

Textual Amendments

F4 [S. 6](#) repealed by [Employment Protection \(Consolidation\) Act 1978 \(c. 44, SIF 43:1\), s. 159\(3\), Sch. 17](#)

7 **Extent of powers of receivers and managers in respect of companies.**

- (1) A receiver appointed under the law of any part of the United Kingdom in respect of the whole or part of any property or undertaking of a company and in consequence of the company having created a charge which, as created, was a floating charge may exercise his powers in any other part of the United Kingdom so far as their exercise is not inconsistent with the law applicable there.
- (2) In subsection (1) above “receiver” includes a manager and a person who is appointed both receiver and manager.

8 ^{F5}

Textual Amendments

F5 [S. 8](#) repealed (31.7.1978) by [Oaths Act 1978 \(c. 19\), Sch. Pt. I](#)

9, 10. ^{F6}

Changes to legislation: There are currently no known outstanding effects for the Administration of Justice Act 1977, Part I. (See end of Document for details)

Textual Amendments

F6 Ss. 9, 10 repealed by [Supreme Court Act 1981 \(c. 54, SIF 37\)](#), s. 152(4), **Sch. 7**

11 Funds in Court.

F7

Textual Amendments

F7 [S. 11](#) repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\)](#), s. **1(1)**, {Sch. 1 Pt. 1 Group 4}

Changes to legislation:

There are currently no known outstanding effects for the Administration of Justice Act 1977, Part I.