

**Changes to legislation:** Judicature (Northern Ireland) Act 1978, PART II is up to date with all changes known to be in force on or before 04 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

## SCHEDULES

### SCHEDULE 7

#### REPEALS

##### Modifications etc. (not altering text)

- C1** The text of ss. 98, 99, 100, Sch. 7 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991

#### PART II

##### ACTS OF THE IRISH PARLIAMENT AND PARLIAMENT OF NORTHERN IRELAND.

10 Chas. 1. Sess. 2 c. 14 (Ir.).	The Demise of the Crown Act (Ireland) 1634.	The whole Act.
10 Chas. 1. Sess. 3 c. 13(Ir.).	The Forcible Entry Act (Ireland) 1634.	Section 3.
10 Chas. 1. Sess. 3 c. 18 (Ir.).	The Oaths Act (Ireland) 1634.	The whole Act.
7 Will. 3. c. 12. (Ir.).	The Statute of Frauds (Ireland) 1695.	Sections 10, 11 and 14.
7 Will. 3. c. 13. (Ir.).	The Sheriffs Act (Ireland) 1695.	The whole Act.
1 Geo. 2. c. 8. (Ir.).	The Privilege of Parliament Act (Ireland) 1727.	In section 1 the words from “at Dublin” to “courts of appeal”.
9 Geo. 2. c. 7. (Ir.).	The Land Improvement Act (Ireland) 1735.	Un section 1 the words from “in the manner following” to the end of the section.
19 Geo. 2. c. 12 (Ir.).	An Act for the better regulating of Corporations.	The whole Act.
1 Geo. 3. c. 17. (Ir.).	The Expiring Laws Act (Ireland) 1761.	Section 10.
3 Geo. 3. c. 28. (Ir.).	The Criminal Justice Act (Ireland) 1763.	The whole Act.
11 & 12 Geo. 3. c. 34 (Ir.).	The Criminal Justice (Venue) Act (Ireland) 1771.	The whole Act.

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21 & 22 Geo. 3. c. 11 (Ir.).	The Habeas Corpus Act (Ireland) 1781.	Sections 6, 9, 11 and 12.
21 & 22 Geo. 3. c. 51 (Ir.).	The Criminal Justice (Venue) Act (Ireland) 1781.	The whole Act.
25 Geo. 3. c. 36 (Ir.).	The Sheriffs Act (Ireland) 1785.	Sections 2 to 4.
36 Geo. 3. c. 26 (Ir.).	The Judges Salaries Act (Ireland) 1796.	The whole Act.
38 Geo. 3. c. 2 (Ir.).	The Quo Warranto Act (Ireland) 1798.	The whole Act.
40 Geo. 3. c. 38 (Ir.).	The Act of Union (Ireland) 1800.	In Article VIII of the Treaty of Union as set out in section 1 the words from “that from” to “chancery in Ireland; and”.
40 Geo. 3. c. 69 (Ir.).	The Judicial Salaries and Pensions Act (Ireland) 1800	The whole Act.
14 — 15 Geo. 5. c. 21 (N.I.).	The Industrial Assurance Act (Northern Ireland) 1924.	Section 7(1)(c).
14 — 15 Geo. 5. c. 27 (N.I.).	The Illegitimate Children (Affiliation Orders) Act (Northern Ireland) 1924.	In section 9(2) the words from “whether” to the end.
16 — 17 Geo. 5. c. 15 (N.I.).	The Jury Laws Amendment Act (Northern Ireland) Act 1926.	In section 14(1) the words “or section forty-eight” and the words “or under section nine of the Petty Sessions Clerks and Fines (Ireland) Act 1878”.
20 Geo. 5. c. 1 (N.I.).	The Bankruptcy Amendment Act (Northern Ireland) 1929.	Section 14(2). In section 21(10) the words from ““the court”” to “1897”.
21 — 22 Geo. 5. c. 12 (N.I.).	The Planning and Housing Act (Northern Ireland) 1931.	In section 28(1) in the definition of “Official Assignee” the words from “as amended” to the end.
21 — 22 Geo. 5. c. 14 (N.I.).	The Wild Birds Protection Act (Northern Ireland) 1931.	Section 47(1).
23 — 24 Geo. 5. c. 16 (N.I.).	The Probates and Letters of Administration Act (Northern Ireland) 1933.	Section 14(2).
		Section 3.

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1 Edw. 8 — 1 Geo. 6. c. 9 (N.I.).	The Law Reform (Miscellaneous Provisions) Act (Northern Ireland) 1937.	Section 18.
2 — 3 Geo. 6. c. 12 (N.I.).	The Evidence Act (Northern Ireland) 1939.	In section 6(1) the definition of “rules of court”.
4 — 5 Geo. 6. c. 9.	The Prevention of Fraud (Investments) Act (Northern Ireland) 1940.	Section 4(3).
1945 c. 15 (N.I.).	The Criminal Justice Act (Northern Ireland) 1945.	In section 7(1) the words “county or” wherever they occur and the words from “Provided that” to the end.  In sections 30(1) and 33(4) the word “Criminal” wherever it occurs after “of”.
1945 c. 16 (N.I.).	The Indictments Act (Northern Ireland) 1945.	As from such date as is referred to in section 52(2) of this Act, sections 1 and 2 and in section 7 the words “or the rules made thereunder”.
1954 c. 9 (N.I.).	The Administration of Justice Act (Northern Ireland) 1954.	Section 12.  In section 13(1) and (2) the words “(whether in the same or another county)”. Section 13(6). In section 16(1) the word “(Ulster)”. Section 16(2). Section 17. Section 22. Section 24. Section 26. Section 29.
1954 c. 33 (N.I.).	The Interpretation Act (Northern Ireland) 1954.	In section 21—  (a) in subsection (1) the word “fees” ;  (b) in subsection (2), paragraph (b) ;  (c) in subsection (6) in paragraph (a) the words “or the Court of Criminal

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		Appeal” and in paragraph (b) the words “and to courts of quarter sessions”.
		In section 42(1) the definition of “court of quarter sessions”.
		In section 42(2) the words “a court of quarter sessions”, the words “court of quarter sessions” wherever they occur and the words “or court of quarter sessions”.
		In section 42(3) in the definition of “county court judge” the words “a chairman of a court of quarter sessions, and” and the words from “holding” to the end.
		In section 42(4) the definition of “assizes”.
		In section 46(1) in the definition of “Lands Clauses Acts” the words “, the Railways Traverse Act, 1868”.
1959 c. 15 (N.I.).	The Coroners Act (Northern Ireland) 1959.	Section 4.
		In section 40 the definitions of “appointed day”, “council”, “county”, “maintenance and equipment”, “Ministry” and “Minister”.
1959 c. 25 (N.I.).	The County Courts Act (Northern Ireland) 1959.	In section 3(1) the words “by the Ministry”.
		Section 3(2).
		Section 6(2)(b) and (c).
		Section 7.
		In section 10(4) the words from “Except” to “1956”.
		Section 14.
		In section 16 the words “Chancery Division of the”.
		In section 21(2) the words “to proceedings in any Admiralty cause or matter, or”.

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Sections 39 to 42.

Section 45.

Section 50.

In section 71(1)(b) the words in brackets.

Section 98.

Section 99(3).

Sections 100 and 101.

Sections 108 to 110.

In section 111(1) the words from the beginning to “1954”.

Sections 112 and 113.

Section 115.

Section 116(2) and (3).

Section 118.

Section 137(b) and (c).

Section 138.

In section 145(2) the words “or a court of assize”.

Section 146(1).

In section 147(b)(ii) the words “and by leave of the judge of any action in which the sum claimed or the amount involved does not exceed fifty pounds”.

In section 147(b)(iii) the words “Queen’s Bench Division of the”.

Section 147(c) and (e)(ii).

In section 148 the words from “and all order as to fees” to “as to costs or fees” and the words “costs and fees”.

In section 150 the words “Chancery Division of the”.

In section 152(1) the definitions of “Minister” and “Ministry” and in the definition of “prescribed” the words “or by regulations

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		made under subsection (10) of section one hundred and eight.”.
		Section 154(2).
		Schedules 1 and 3.
1960 c. 22 (N.I.).	The Companies Act (Northern Ireland) 1960.	Section 349(7).
1961 c. 15 (N.I.).	The Mental Health Act (Northern Ireland) 1961.	In section 113(1) the definitions of “the Department for the Affairs of Mental Patients” and “Lord Chief Justice”.
		Section 117.
1962 c. 14 (N.I.).	The Electoral Law Act (Northern Ireland) 1962.	Section 43(4).
		Section 72(4).
		Section 83(5).
		In Schedule 8, paragraph 3(1) and (3).
1964 c. 3 (N.I.).	The County Courts Appeals Act (Northern Ireland) 1964.	In section 2(1) the words from “made otherwise than” to “Act of 1959”.
		In section 3(1) the words “judge of assize or”.
		Section 5(a)(ii).
		Section 6.
		In Schedule 1 the amendment to the Town Tenants Act (Ireland) Act 1906.
1964 c. 13 (N.I.).	The Agricultural Marketing Act (Northern Ireland) 1964.	Section 13(6)(b).
1964 c. 21 (N.I.).	The Magistrates’ Courts Act (Northern Ireland) 1964.	Sections 4 and 5.
		In section 7 the words from “so, however, that” to the end.
		Section 8.
		In section 13(2) the words “, subject to section 3(4).”.
		Section 14(2).
		In section 22 the words “by the Ministry”.

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1964 c. 21 (N.I.)—*cont.*

The Magistrates' Courts  
Act (Northern Ireland)  
1964—*cont.*

In section 23—

(a) subsection (3);

(b) in subsection (7) the words “or (3)” and “and fees”;

(c) subsections (8) and (9).

In section 24(a) the word “fees”.

In section 25(1) the words “of the Ministry”.

Section 25(3).

In section 26(1) the words “and fees”.

Sections 27 to 29.

Section 32(5).

Section 47.

In section 48(1) the words “the crown and peace for the county or county borough in or for which”, the word “sat”, the words “end of the assize or” and the word “county” where it next occurs.

Section 151.

In section 152(1)(b) the words from the beginning to “section 151(3)”.

In section 169(1) the definition of “Minister” and “Ministry”.

Section 169(3).

Section 173(2).

Schedule 1.

In Schedule 6 the entries relating to the Education Act (Northern Ireland) 1947, the National Assistance Act (Northern Ireland) 1948 and the Road Traffic Act (Northern Ireland) 1955.

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1964 c. 30 (N.I.).	The County Courts (Amendment) Act (Northern Ireland) 1964.	<p>In section 1 the words from “in proceedings brought” to “Part V of the principal Act and” and the words from “after section 40(3)” to “and” (where it appears before the words “after section 44(4)”).</p> <p>Sections 4 and 5.</p>
1967 c. 18 (N.I.).	The Criminal Law Act (Northern Ireland) 1967.	<p>Section 8.</p> <p>In section 12(1) the words “and to subsection (2)”.</p> <p>Section 12(2).</p>
1968 c. 6 (N.I.).	The Insurance Companies Act (Northern Ireland) 1968.	<p>Section 55(2).</p> <p>So much of Schedule 5 as relates to section 7(1)(c) of the Industrial Assurance Act (Northern Ireland) 1924.</p>
1968 c. 10 (N.I.).	The Costs in Criminal Cases Act (Northern Ireland) 1968.	<p>Section 3(7)(a)(ii).</p>
1968 c. 29 (N.I.).	The Treatment of Offenders Act (Northern Ireland) 1968.	<p>Section 20(2).</p> <p>In section 20(3)(a) the words from “having power” to “order for detention,” and “by that court of assize or county court”.</p> <p>Section 20(4).</p> <p>In section 21(2) the words “(2) or”.</p> <p>In section 21(3) the words from “having jurisdiction in that place” to the end.</p>
In section 25(3) the words “as the case may be”.		<p>Section 26(1).</p> <p>In section 29(1) and (4) the word “Criminal” wherever it occurs after “of”.</p>
1968 c. 34 (N.I.).	The Children and Young Persons Act (Northern Ireland) 1968.	<p>In section 178(4) the words “county or county borough which consists of or includes the”.</p>



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1969 c. 15 (N.I.)	The Grand Jury (Abolition) Act (Northern Ireland) 1969.	<p>In section 2(2), the words from “or, in the case of” to the end.</p> <p>Sections 2(7) and 3(3).</p>
1969 c. 30 (N.I.).	The Judgements (Enforcement) Act (Northern Ireland) 1969.	<p>Sections 5 to 7.</p> <p>In section 18 the words “fixed by regulations”.</p> <p>In section 19(1) the words “so fixed”.</p> <p>Section 30.</p> <p>In section 40(3) the words “and approved by the Minister of Finance”.</p> <p>In section 43(4)(a) the words “a judge of”.</p> <p>In section 52(1)(b) the words “a judge of” and “judge or”.</p> <p>In sections 52(3), 56(2) and 70(2) the words “a judge of”.</p> <p>Section 62(c).</p> <p>In section 91 the words “a judge of” where they twice occur and the words “judge or”.</p> <p>In sections 92(1) and 94 the words “a judge of”.</p> <p>In section 113(1) the words “appointed under section 3(2)”.</p> <p>In section 114(1) the words “or regulations”.</p> <p>In section 116(1) the words “a judge of”.</p> <p>Sections 118 and 119.</p> <p>In section 129(1)—</p> <p>(a) in the definition of “court” the words “a judge of”;</p> <p>(b) the definitions of “the Minister”, “the Ministry” and “regulations”.</p>

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		Section 133(2).
		In Schedule 4, Part II, the entry relating to section 70 of the Landlord and Tenant Law Amendment Act Ireland 1860.
1970 c. 2 (N.I.).	The Road Traffic Act (Northern Ireland) 1970.	Section 87(2).
1971 c. 30 (N.I.).	The Payments for Debt (Emergency Provisions) Act (Northern Ireland) 1971	In section 9(2) the words “a judge of”.
		Section 13(1).
		Section 14.
		In section 17(1) and (2) the words “subject to subsection (3)”.
		Section 17(3).
1971 c. 36 (N.I.).	The Civil Evidence Act (Northern Ireland) 1971.	Section 5(6).
1972 c. 6 (N.I.).	The Evidence of Alibi Act (Northern Ireland) 1972.	Section 1(1)(b).

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 14(1)(1A) substituted for s. 14(1) by [2002 c. 26 Sch. 12 para. 13](#) (This amendment not applied to legislation.gov.uk. Sch. 5 repealed (3.4.2006) without ever being in force by 2005 c. 4, Sch. 5 para. 125, Sch. 18 Pt. 3; S.I. 2006/1014, art. 2, Sch. 1 paras. 12(f), 30(c))
- s. 106(3A) inserted by [2011 c. 24 \(N.I.\) s. 89\(1\)](#)