

Status: Point in time view as at 01/02/1991.

Changes to legislation: There are currently no known outstanding effects for the Justices of the Peace Act 1979 (repealed 19.6.1997), SCHEDULE 2. (See end of Document for details)

SCHEDULES

SCHEDULE 2

Section 71.

CONSEQUENTIAL AMENDMENTS

Modifications etc. (not altering text)

- C1** The text of Sch. 2 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Maintenance Orders (Facilities for Enforcement) Act 1920 (c. 33)

- 1 In section 3(4), in relation to any time after the coming into operation of paragraph 2 of Schedule 2 to the ^{M1}Domestic Proceedings and Magistrates' Courts Act 1978, for "section 1 of the Administration of Justice Act 1973" substitute " the Justices of the Peace Act 1979 ".

Marginal Citations

- M1** 1978 c. 22.

Children and Young Persons Act 1933 (c. 12)

- 2 In section 107(1), in relation to any time after the coming into operation of paragraph 5 of Schedule 2 to the Domestic Proceedings and Magistrates' Courts Act 1978, for "section 1 of the Administration of Justice Act 1973" substitute " the Justices of the Peace Act 1979 ".

National Assistance Act 1948 (c. 29)

- 3 In section 43(4), in relation to any time after the coming into operation of paragraph 6 of Schedule 2 to the Domestic Proceedings and Magistrates' Courts Act 1978, and in section 44(2), in relation to any time after the coming into operation of paragraph 7 of that Schedule, for "section 1 of the Administration of Justice Act 1973" substitute " the Justices of the Peace Act 1979 ".

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Children Act 1948 (c. 43)

- 4 In section 26, in subsections (1) and (4), in relation to any time after the coming into operation of paragraph 8 of Schedule 2 to the Domestic Proceedings and Magistrates’ Courts Act 1978, for “section 1 of the Administration of Justice Act 1973” substitute “ the Justices of the Peace Act 1979 ”.

Marriage Act 1949 (c. 76)

- 5 In section 3(5), in relation to any time after the coming into operation of paragraph 9 of Schedule 2 to the Domestic Proceedings and Magistrates’ Courts Act 1978, for “section 1 of the Administration of Justice Act 1973” substitute “ the Justices of the Peace Act 1979 ”.

Maintenance Orders Act 1950 (c. 37)

- 6 In section 3(2), in relation to any time after the coming into operation of paragraph 11 of Schedule 2 to the Domestic Proceedings and Magistrates’ Courts Act 1978, for “section 1 of the Administration of Justice Act 1973” substitute “ the Justices of the Peace Act 1979 ”.

Magistrates’ Courts Act 1952 (c. 55)

F1

7—9.

<p>Textual Amendments</p> <p>F1 Sch. 2 paras. 7–9, 14 repealed by Magistrates' Courts Act 1980 (c.43, SIF 82), s. 154(3), Sch. 9</p>

Affiliation Proceedings Act 1957 (c. 55)

- 10 In section 3(1), in relation to any time after the coming into operation of section 49 of the Domestic Proceedings and Magistrates’ Courts Act 1978, for “section 1 of the Administration of Justice Act 1973” substitute “ the Justices of the Peace Act 1979 ”.

Licensing Act 1964 (c. 26)

- 11 In section 201(1), in the definition of “the metropolis” (as substituted by paragraph 31(4) of Schedule 3 to the Administration of Justice Act 1964), for “Administration of Justice Act 1964” substitute “ Justices of the Peace Act 1979 ”.

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Administration of Justice Act 1964 (c. 42)

- 12 In section 38(1), in the definition of “London commission areas”, “inner London area” and “outer London areas”, for “this Act” substitute “ the Justices of the Peace Act 1979 ”.

Backing of Warrants (Republic of Ireland) Act 1965 (c. 45)

- 13 In the Schedule, in the proviso to paragraph 2, for the words from “section 121” to “other magistrates” substitute “ section 16(1) of the Justices of the Peace Act 1979 (which exempts stipendiary magistrates from certain restrictions imposed by the ^{M2}Magistrates’ Courts Act 1952) ” and for “that Act” substitute “ the Magistrates’ Courts Act 1952 ”.

Marginal Citations

M2 1952 c. 55

F2

14

Textual Amendments

F2 Sch. 2 paras. 7–9, 14 repealed by Magistrates’ Courts Act 1980 (c.43, SIF 82), s. 154(3), **Sch. 9**

F3

15

Textual Amendments

F3 Sch. 2 para. 15 repealed by Transport Act 1982 (c.49, SIF 107:1), s. 74(2), **Sch. 6**

Guardianship of Minors Act 1971 (c. 3)

- 16 In section 15, in subsections (1) and (4), in relation to any time after the coming into operation of section 47(1) of the ^{M3}Domestic Proceedings and Magistrates’ Courts Act 1978, for “Administration of Justice Act 1973” substitute “ Justices of the Peace Act 1979 ”.

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Marginal Citations

M3 1978 c. 22

Immigration Act 1971 (c. 77)

17 In Schedule 2, in paragraphs 23(3) and 31(4), for “Justices of the Peace Act 1949 and, in particular, section 27 thereof” substitute “ Justices of the Peace Act 1979 and, in particular, section 61 thereof”.

Maintenance Orders (Reciprocal Enforcement) Act 1972 (c. 18)

18 In section 27(2), in relation to any time after the coming into operation of section 56 of the Domestic Proceedings and Magistrates’ Courts Act 1978, for “section 1 of the Administration of Justice Act 1973” substitute “ the Justices of the Peace Act 1979 ”.

19 F4

“(7) The enactments specified in Part II of Schedule 27 to this Act shall have effect subject to the amendments specified therein”.

Textual Amendments

F4 Sch. 2 para. 19 repealed by Statute Law (Repeals) Act 1989 (c.43), s. 1(1), Sch. 1 Pt. IV

Criminal Justice Act 1972 (c. 71)

20 In section 51, in subsection (4), for “section 5(1) of the Justices of the Peace Act 1968” substitute “ section 28(1) of the Justices of the Peace Act 1979 ”.

Administration of Justice Act 1973 (c. 15)

21 In section 2(4), after “section” insert “ or under section 13 of the Justices of the Peace Act 1979 ”.

22 For section 5 substitute the following:—

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Paragraphs 2, 3 and 7 of Schedule 1 to this Act shall have effect ; and the enactments specified in paragraphs 10 and 11 of that Schedule shall have effect subject to the amendments specified in those paragraphs”.

23 In section 9(1)(f), for “this Act” substitute “ section 13 of the Justices of the Peace Act 1979 (or, by virtue of paragraph 7 of Schedule 1 to that Act, treated as so appointed) ”.

24 In Schedule 1—
(a) in paragraph 2(1), for “paragraph 1 above” substitute “ section 14 of the Justices of the Peace Act 1979 ”;
(b) in paragraph 7, for “paragraph 6(2)(a) to (c) above” substitute “ section 10(2)(a) to (c) of the Justices of the Peace Act 1979 ”.

Powers of Criminal Courts Act 1973 (c. 62)

25 In section 32(6), for the words from “Justics of the Peace Act 1949” to “magistrates’ courts” substitute “ Justices of the Peace Act 1979 and, in particular, section 61 thereof (application of fines and fees) ”.

F5

26

Textual Amendments

F5 Sch. 2 para. 26 repealed by [Local Government Act 1985 \(c.51, SIF 81:1\)](#), s. 102, [Sch. 17](#)

F6

27

Textual Amendments

F6 Sch. 2 para. 27 repealed by [Legal Aid Act 1988 \(c.34, SIF 77:1\)](#), s. 45(2), [Sch. 6](#)

Local Government Act 1974 (c. 7)

28 In section 1(6)(a), for “section 27 of the Justices of the Peace Act 1949” substitute “ section 59 of the Justices of the Peace Act 1979 ”.

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Solicitors Act 1974 (c. 47)

- 29 In section 38—
- (a) in subsection (3), for “section 1 of the Administration of Justice Act 1973” substitute “ section 8 of the Justices of the Peace Act 1979 ”;
 - (b) in subsection (4), for “section 1(6) of the Administration of Justice Act 1973” substitute “ the proviso to section 39(1) of the Justices of the Peace Act 1979 ”.

Supplementary Benefits Act 1976 (c. 71)

- 30 In section 19(2), in relation to any time after the coming into operation of paragraph 54 of Schedule 2 to the Domestic Proceedings and Magistrates’ Courts Act 1978, for “section 1 of the Administration of Justice Act 1973” substitute “ the Justices of the Peace Act 1979 ”.

Domestic Proceedings and Magistrates’ Courts Act 1978 (c. 22)

- 31 In section 88(1), in the definition of “commission area”, for “section 1 of the Administration of Justice Act 1973” substitute “ the Justices of the Peace Act 1979 ”.

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