

**Changes to legislation:** There are currently no known outstanding effects for the Courts and Tribunals (Judiciary and Functions of Staff) Act 2018, Cross Heading: Magistrates' Courts Act 1980. (See end of Document for details)

## SCHEDULE

### AUTHORISED COURT AND TRIBUNAL STAFF: LEGAL ADVICE AND JUDICIAL FUNCTIONS

#### PART 1

#### COURTS

##### *Magistrates' Courts Act 1980*

4 The Magistrates' Courts Act 1980 is amended as follows.

##### Commencement Information

**II** Sch. para. 4 in force at 6.4.2020 by S.I. 2020/24, reg. 3(b)

5 (1) Section 12 (non-appearance of accused: plea of guilty) is amended as follows.

(2) In subsection (7), omit “by the clerk of the court”.

(3) In subsection (7ZA), at the end insert—

“(c) specify the persons, or description of persons, who must—

(i) read out the things mentioned in such of those paragraphs as apply, and

(ii) give the account mentioned in subsection (7A).”

(4) In subsection (7A), omit “by the clerk of the court”.

##### Commencement Information

**I2** Sch. para. 5 in force at 6.4.2020 by S.I. 2020/24, reg. 3(b)

6 In section 77(6)(a) (postponement of issue of warrant: reference of application to court), omit “clerk of the”.

##### Commencement Information

**I3** Sch. para. 6 in force at 6.4.2020 by S.I. 2020/24, reg. 3(b)

7 In section 114 (recognizances and fees on case stated)—

(a) for “justices' clerk” substitute “ designated officer for the court ”, and

(b) omit “for the court”.

##### Commencement Information

**I4** Sch. para. 7 in force at 6.4.2020 by S.I. 2020/24, reg. 3(b)

8 (1) Section 125C (disclosure of information for enforcing warrants) is amended as follows.

(2) In subsection (1), omit “(or to a justices' clerk who is specified in the application)”.

---

*Changes to legislation: There are currently no known outstanding effects for the Courts and Tribunals (Judiciary and Functions of Staff) Act 2018, Cross Heading: Magistrates' Courts Act 1980. (See end of Document for details)*

---

(3) In subsection (3)(c) omit “justices' clerk or other”.

**Commencement Information**

**I5** Sch. para. 8 in force at 6.4.2020 by S.I. 2020/24, reg. 3(b)

9 In section 125CB(1)(c) (use of information supplied under disclosure order), omit “justices' clerk or other”.

**Commencement Information**

**I6** Sch. para. 9 in force at 6.4.2020 by S.I. 2020/24, reg. 3(b)

10 In section 144 (rules of procedure), for subsections (1) and (1ZA) substitute—

“(1) The Lord Chief Justice may, with the concurrence of the Lord Chancellor, make rules for regulating and prescribing, except in relation to any criminal cause or matter, the procedure and practice to be followed—

(a) in magistrates' courts, and

(b) by designated officers for magistrates' courts.”

**Commencement Information**

**I7** Sch. para. 10 in force at 6.4.2020 by S.I. 2020/24, reg. 3(b)

**Changes to legislation:**

There are currently no known outstanding effects for the Courts and Tribunals (Judiciary and Functions of Staff) Act 2018, Cross Heading: Magistrates' Courts Act 1980.