

**Changes to legislation:** Administration of Justice Act 1960, SECOND SCHEDULE is up to date with all changes known to be in force on or before 08 July 2023. 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

[<sup>F1</sup>SECOND SCHEDULE

Section 18.

MODIFICATIONS OF ACT IN RELATION TO NORTHERN IRELAND

**Textual Amendments**

**F1** Ss. 1–5 repealed (N.I.) with saving by [Judicature \(Northern Ireland\) Act 1978 \(c. 23\)](#) , [Sch. 6 para. 13](#)

PART I

GENERAL MODIFICATIONS

1

.....<sup>F2</sup>

**Textual Amendments**

**F2** Sch. 2 Pt. I paras. 1, 3 and Pt. II (except so much thereof as modifies sections 12 and 14) repealed (with saving) by [Judicature \(Northern Ireland\) Act 1978 \(c. 23, SIF 38\)](#), [Sch. 6 para. 13](#), [Sch. 7 Pt. I](#)

2

.....<sup>F3</sup>

**Textual Amendments**

**F3** Sch. 2 Pt. I para. 2 repealed (27.9.1999) by [1999 c. 22, ss. 106, 108\(3\)](#), [Sch. 15 Pt. III](#) (with [s. 107](#) and [Sch. 14 paras. 7\(2\), 36\(9\)](#)).

3

.....<sup>F4</sup>

**Textual Amendments**

**F4** Sch. 2 Pt. I paras. 1, 3 and Pt. II (except so much thereof as modifies sections 12 and 14) repealed (with saving) by [Judicature \(Northern Ireland\) Act 1978 \(c. 23, SIF 38\)](#), [Sch. 6 para. 13](#), [Sch. 7 Pt. I](#)

4

.....<sup>F5</sup>

**Textual Amendments**

**F5** Sch. 2 para. 4 repealed by [Criminal Appeal \(Northern Ireland\) Act 1968 \(c. 21\)](#), [Sch. 5](#)

5

.....<sup>F6</sup>

**Textual Amendments**

**F6** Sch. 2 para. 5 repealed by [Northern Ireland Act 1962 \(c. 30\)](#), [Sch. 4 Pt. III](#)

6

Any reference in a provision of this Act to any other provision of this Act shall be construed as a reference to that other provision as modified by this Schedule, and any reference in this Act to an enactment shall be construed as including references to an enactment of the Parliament of Northern Ireland.

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## PART II

### SPECIFIC MODIFICATIONS

F7

#### Textual Amendments

**F7** Sch. 2 Pt. I paras. 1, 3 and Pt. II (except so much thereof as modifies sections 12 and 14) repealed (with saving) by [Judicature \(Northern Ireland\) Act 1978 \(c. 23, SIF 38\)](#), [Sch. 6 para. 13](#), [Sch. 7 Pt. I](#)

#### Section twelve

<sup>F8</sup> For paragraph (a) of subsection (1) there shall be substituted the following (1) paragraph:—

- “(a) where the proceedings—
- (i) relate to the exercise of the inherent jurisdiction of the High Court with respect to minors;
  - (ii) are brought under the Children (Northern Ireland) Order 1995; or
  - (iii) otherwise relate wholly or mainly to the maintenance or upbringing of a minor”

(2) For paragraph (b) of that subsection] there shall be substituted the following paragraph:—

- “(b) where the proceedings are brought under the law for the time being in force in Northern Ireland with respect to the care or custody of, or to the property and affairs of, persons suffering from mental illness or other mental disorder;”.

#### Textual Amendments

**F8** Sch. 2 para. relating to s. 12: s. 12(1)(2) substituted for para relating to s. 12 (4.11.1996) by [S.I. 1995/755, art. 185\(1\)](#), [Sch. para. 13](#) (with [Sch. 8 para. 1\(1\)](#)); [S.R. 1996/297 art. 2\(2\)](#)

F9

#### Textual Amendments

**F9** Sch. 2 Pt. I paras. 1, 3 and Pt. II (except so much thereof as modifies sections 12 and 14) repealed (with saving) by [Judicature \(Northern Ireland\) Act 1978 \(c. 23, SIF 38\)](#), [Sch. 6 para. 13](#), [Sch. 7 Pt. I](#)

#### Textual Amendments

**F8** Sch. 2 para. relating to s. 12: s. 12(1)(2) substituted for para relating to s. 12 (4.11.1996) by [S.I. 1995/755, art. 185\(1\)](#), [Sch. para. 13](#) (with [Sch. 8 para. 1\(1\)](#)); [S.R. 1996/297 art. 2\(2\)](#)

**F9** Sch. 2 Pt. I paras. 1, 3 and Pt. II (except so much thereof as modifies sections 12 and 14) repealed (with saving) by [Judicature \(Northern Ireland\) Act 1978 \(c. 23, SIF 38\)](#), [Sch. 6 para. 13](#), [Sch. 7 Pt. I](#)

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For paragraph(b) of subsection (1) there shall be substituted the following paragraph:—

- “(b) where the proceedings are brought under the law for the time being in force in Northern Ireland with respect to the care or custody of, or to the property and affairs of, persons suffering from mental illness or other mental disorder;”.

. . .

#### *Section fourteen*

- (1) In subsection (2) the words from “and no such application” to the end of the subsection shall be omitted.
- (2) In subsection (3) for any reference to a provision of the <sup>M1</sup>Mental Health Act 1959 there shall be substituted a reference to the corresponding provision of the enactments for the time being in force in Northern Ireland with respect to prisoners or other persons suffering from mental illness or other mental disorder.]

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#### **Marginal Citations**

**M1** 1959 c. 72.

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**M1** 1959 c. 72.

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**Changes and effects yet to be applied to :**

- Sch. 2 Pt. 2 words inserted by [2022 c. 18 \(N.I.\) s. 105\(2\)](#)
- Sch. 2 Pt. 2 words substituted by [2010 c. 26 Sch. 3 para. 5](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 3 Pt. 2 repealed (4.9.2013) without ever being in force by 2013 c. 22, s. 17(4) ; S.I. 2013/2200 art. 2(a))

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

- Blanket Amendment words substituted by [2005 c. 4 Sch. 11 para. 1\(2\)](#)

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

- s. 12(5) inserted by [2010 c. 26 Sch. 3 para. 4\(3\)](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 3 Pt. 2 repealed (4.9.2013) without ever being in force by 2013 c. 22, s. 17(4) ; S.I. 2013/2200 art. 2(a))