



Justices of the Peace Act 1949

CHAPTER 101

JUSTICES OF THE PEACE ACT 1949

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SCHEDULES**FIRST SCHEDULE — Justices Exempt from Residence Qualification**

SECOND — Provisions Consequential on Changes in Commission of the
SCHEDULE Peace

Interpretation

1 (1) In this Schedule in relation to a time before...

Continuance of existing commissions, etc.

2 (1) The existing commission of the peace for any county...

3 (1) The existing commission of the peace for any of...

4 A person who has taken the oaths required by law...

Petty sessional divisions

5 (1) Subject to the provisions of this paragraph the existing...

6 (1) Where by virtue of paragraph 2 of this Schedule...

7 Where in a county divided into petty sessional divisions any...

Existing clerks to justices

8 (1) The justices' clerk for any existing petty sessional division...

Coroners

9 (1) Any existing coroner appointed under the Municipal Corporations
Act,...

10 (1) Where by virtue of the last foregoing paragraph the...

Sheriffs

11 (1) In the application of the Sheriffs Act, 1887, to...

Jurors

12 Any provision of this Act extending or limiting the area...

Special provisions for Hampshire and Isle of Wight

13 (1) The court of quarter sessions for the Isle of...

Property and liabilities

14 (1) Where by virtue of paragraph 2 of this Schedule...

15 (1) Where by virtue of paragraph 9 of this Schedule,...

16 Subject to the three last foregoing paragraphs His Majesty may...

Power to make supplementary provisions

17 (1) His Majesty may by Order in Council make such...

Savings on separation of counties and county boroughs

18 (1) Where any existing enactment contains, in relation to justices...

19 For the purpose of the jurisdiction of the chancellor, vice-chancellor...

Saving for Soke of Peterborough

20 The justices for the Soke of Peterborough shall, by virtue...

Saving for Romney Marsh

21 Nothing in this Act shall affect the election, appointment or...

THIRD SCHEDULE — Non-County Boroughs Retaining Commissions of Peace

PART I

Boroughs with a population of 65,000 or over

PART II

Boroughs with a population between 35,000 and 65,000

PART III

Quarter sessions boroughs with a population between 20,000 and 35,000

FOURTH SCHEDULE — Constitution etc, of Magistrates' Courts Committees

Constitution, establishment etc. of committees

- 1 (1) Subject to the next following sub-paragraph, a magistrates' courts...
- 2 (1) There shall be a single magistrates' courts committee for...
- 3 (1) There shall be a separate magistrates' courts committee for...
- 4 (1) A quarter sessions division of a county shall be...
- 5 (1) Subject to the following sub-paragraphs, the magistrates for a...
- 6 Any order of the Secretary of State under paragraph 2,...

Proceedings etc., of Committees

- 7 A magistrates' courts committee shall be a body corporate.
- 8 The proceedings of a magistrates' courts committee shall not be...
- 9 (1) A magistrates' courts committee shall appoint one of the...
- 10 A magistrates' courts committee may act through subcommittees appointed by...
- 11 Subject to the provisions of this Act a magistrates' courts...

FIFTH SCHEDULE — Modifications of Local Government Superannuation Act, 1937, in relation to Justices' Clerks and their Staff

PART I — GENERAL MODIFICATIONS

- 1 (1) Paragraph (b) of subsection (2) of section three of...
- 2 The appropriate superannuation fund in relation to any employment shall...
- 3 (1) There shall be paid by the council—
- 4 (1) Where a justices' clerk on attaining the age of...
- 5 No gratuity shall be granted by a magistrates' courts committee...
- 6 A person's remuneration for any employment where he has more...
- 7 (1) Any action taken by a magistrates' courts committee in...
- 8 Any provisions of a local Act which amend the 1937...
- 9 In this Part of this Schedule the expression " the...

PART II — TRANSITIONAL PROVISIONS

- 10 Where under the proviso to subsection (1) of section twenty...
- 11 An existing clerk or employee shall be entitled to the...
- 12 (1) In relation to an existing clerk or employee, subsections...
- 13 (1) In relation to an existing or former clerk or...

- 14 Where an existing or former clerk or employee has been...
- 15 A person's remuneration as justices' clerk for any period for...
- 16 In relation to an existing clerk or employee, paragraph (A)...
- 17 (1) Every administering authority maintaining a superannuation fund to which...
- 18 In this Part of this Schedule the expression " existing...

SIXTH SCHEDULE — Consequential Provisions as to Local Act Stipendiaries
PART I

Staffordshire stipendiaries

- 1 (1) A magistrate appointed under the Staffordshire Potteries Stipendiary Justice...
- 2 The place of a magistrate appointed under the South Staffordshire...
- 3 (1) A magistrate appointed under the Staffordshire Potteries Stipendiary Justice...
- 4 (1) Any provision of the Staffordshire Potteries Stipendiary Justice Acts,...
- 5 (1) If at any time the area in which the...
- 6 (1) If the commissioners under the South Staffordshire Stipendiary Justice...
- 7 Nothing in this Act shall be taken as imposing on...

PART II

South Wales stipendiaries

- 8 (1) The Merthyr Tydfil Stipendiary Justice Acts, 1843 to 1907,...
- 9 (1) The provisions of the Pontypridd Stipendiary Magistrate Act, 1920,...

PART III

Salford stipendiary

- 10 Part II of the Manchester Division and Borough of Salford...

SEVENTH — Repeals
SCHEDULE

- PART I — REPEALS CONSEQUENTIAL ON PART I OF ACT
PART II — REPEALS OF PROCEDURAL PROVISIONS
PART III — MISCELLANEOUS REPEALS