

1964 No. 1435 (C. 19)

## CRIMINAL PROCEDURE, ENGLAND AND WALES

## MAGISTRATES' COURTS

**The Administration of Justice Act 1964 (Commencement No. 2)  
Order 1964**

Made - - - - 7th September 1964

In exercise of the powers conferred on me by section 41 of the Administration of Justice Act 1964(a), I hereby make the following Order:—

1. The provisions of the Administration of Justice Act 1964 specified in the first column of Schedule 1 hereto (which relate to the matters specified in the second column of the said Schedule) shall come into operation on 1st October 1964.

2. The provisions of the said Act specified in the first column of Schedule 2 hereto (which relate to the matters specified in the second column of the said Schedule) shall come into operation on 1st January 1965.

3. The following provisions of the said Act shall come into operation on 1st April 1965, so far as they are not already in force on that date, namely, Part II, section 39 and section 41(8) (being all the remaining provisions of the Act which will not otherwise be in force on that date).

4. This Order may be cited as the Administration of Justice Act 1964 (Commencement No. 2) Order 1964.

*Henry Brooke,*  
One of Her Majesty's Principal  
Secretaries of State.

Home Office,  
Whitehall.

7th September 1964.

## SCHEDULE 1

Provisions of the Act	Subject matter of provisions
Section 8(8) and (9) ... ..	Superannuation of clerks and deputy clerks of the peace.
Section 27, except so far as it relates to a metropolitan stipendiary magistrate or a clerk or other officer of a metropolitan stipendiary court.	Indemnification of justices of the peace and justices' clerks.
Section 28 ... ..	Indemnification of justices of the peace, justices' clerks, recorders and clerks of the peace in respect of prerogative proceedings and acts done in quarter sessions.
Section 39(2), so far as it relates to the provisions of Schedule 3 hereinafter specified.	Consequential and minor modifications and amendments.
Section 41(8), so far as it relates to the provisions of Schedule 5 hereinafter specified.	Repeals.
In Schedule 3, paragraph 16 ... ..	Application of Local Government Superannuation Act 1937(a) to justices' clerks and other staff for an outer London area.
In Schedule 3, paragraph 19(3) ... ..	Qualifications of co-opted members of case committees.
In Schedule 3, paragraph 19(4) ... ..	Delegation of functions of probation committee to a subcommittee.
So much of Schedule 5 as is set out in the Appendix hereto.	Repeals.

(a) 1 Edw. 8 &amp; 1 Geo. 6. c. 68.

## APPENDIX

Chapter	Title or Short Title	Extent of Repeal
51 & 52 Vict. c. 41	The Local Government Act 1888.	Section 66, in so far as it relates to costs incurred by a justice.
12, 13 & 14 Geo. 6. c. 101.	The Justices of the Peace Act 1949.	In section 25(2), the words from "or by" in paragraph (c) to the end of the subsection.  In section 26(3), the words "or under paragraph (d) of subsection (2) of the last foregoing section".

## SCHEDULE 2

Provisions of the Act	Subject matter of provisions
Section 1(2) ... ..	Number of sessions of Central Criminal Court.
Section 1(3), so far as it relates to the provisions of Schedule 1 hereinafter specified.	The provisions of Schedule 1.
Section 19, other than paragraph (c) of subsection (2).	Sheriff of Greater London.
Section 39(2), so far as it relates to the provisions of Schedule 3 hereinafter specified.	Consequential and minor modifications and amendments.
Section 41(8), so far as it relates to the provisions of Schedule 5 hereinafter specified.	Repeals.
In Schedule 1, paragraphs 9 to 14.	Sittings of the Central Criminal Court.
In Schedule 3, sub-paragraphs (1) and (2) of paragraph 22.	Application of certain sections of the Magistrates' Courts Act 1952(a) to the Central Criminal Court.
So much of Schedule 5 as is set out in the Appendix hereto.	Repeals.

## APPENDIX

Chapter	Title or Short Title	Extent of Repeal
4 & 5 Will. 4. c. 36 ...	The Central Criminal Court Act 1834	Section 15.
15 & 16 Geo. 5. c. 49	The Supreme Court of Judicature (Consolidation) Act 1925.	Section 74.

## EXPLANATORY NOTE

*(This Note is not part of the Order, but is intended to indicate its general purport.)*

This Order brings into force all the provisions of the Administration of Justice Act 1964, not otherwise brought into force by the Act itself or by the Administration of Justice Act 1964 (Commencement No. 1) Order 1964 (S.I. 1964/864). The provisions set out in Schedule 1 to this Order come into force on 1st October 1964; those set out in Schedule 2 come into force on 1st January 1965; the remaining provisions come into force on 1st April 1965.