

SCHEDULE 3

Mutual recognition of financial penalties: amendments of Criminal Justice and Immigration Act 2008

- 6.—(1) Section 86 (modification of Magistrates’ Courts Act 1980) is amended as follows.
- (2) After subsection (2) insert—
- “**(3)** Where a transfer of fine order is made under section 90 of the Magistrates’ Courts Act 1980 as applied by section 85(6) of this Act—
- (a) subsections (6A) to (7) of section 88 of this Act apply in relation to the powers conferred by Article 96 of the Magistrates’ Courts (Northern Ireland) Order 1981 ([S.I. 1981/1675 \(N.I. 26\)](#)) (transfer of fines to Northern Ireland) as a result of the order as they apply in relation to the powers conferred on a magistrates’ court by virtue of section 88(6) of this Act, and
 - (b) for this purpose—
 - (i) references in those subsections to the financial penalty are to be treated as references to the financial penalty to which the order relates, and
 - (ii) references in those subsections to the certificate are to be treated as references to the certificate by virtue of which the order is made.”
- (3) In the heading, at the end insert “etc”.