



Domestic Proceedings and Magistrates' Courts Act 1978

1978 CHAPTER 22

PART V

SUPPLEMENTARY PROVISIONS

89 Transitional provisions, amendments, repeals and commencement.

- (1) The transitional provisions contained in Schedule 1 to this Act shall have effect.
- ^{x1}(2) Subject to the transitional provisions contained in Schedule 1 to this Act—
 - (a) the enactments specified in schedule 2 to this act shall have effect subject to the amendments specified in that Schedule (being minor amendments and amendments consequential on the preceding provisions of this act), and
 - (b) the enactments specified in Schedule 3 to this Act are hereby repealed to the extent specified in the third column of that Schedule.
- (3) This Act shall come into force on such date as the Secretary of State may by order made by statutory instrument appoint and different dates may be appointed for, or for different purposes of, different provisions.
- (4) Without prejudice to the transitional provisions contained in Schedule 1 to this Act, an order under subsection (3) above may make such further transitional provision as appears to the Secretary of State to be necessary or expedient in connection with the provisions thereby brought into force, including such adaptations of the provisions thereby brought into force or any provision of this Act then in force as appear to him to be necessary or expedient in consequence of the partial operation of this Act or the ^{M1}Children Act 1975.
- (5) An order under subsection (3) above may repeal any provision of this Act which has ceased to have effect by reason of the coming into force of the ^{M2}Adoption Act 1976.

Changes to legislation: Domestic Proceedings and Magistrates' Courts Act 1978, Section 89 is up to date with all changes known to be in force on or before 21 April 2024. 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](#)

- (6) The inclusion in this Act of any express transitional provision or amendment shall not be taken as prejudicing the general application of section 38 of the ^{M3}Interpretation Act 1889 with regard to the effect of repeals.

Editorial Information

- X1** The text of s. 89(2) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Subordinate Legislation Made

- P1** Power of appointment conferred by s. 89(3) fully exercised: [S.I. 1978/997](#), 1489, 1490; 1979/731; 1980/1478, 2036; 1985/779

Marginal Citations

- M1** [1975 c. 72.](#)
M2 [1976 c. 36.](#)
M3 [1889 c. 63.](#)

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

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

- s. 1(c)(d) repealed (prosp.) by [1996 c. 27 s. 18\(1\)66\(3\)Sch. 10](#)