

**Changes to legislation:** Magistrates' Courts Act 1980, SCHEDULE 4 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

## SCHEDULES

### SCHEDULE 4

Section 76.

#### MAXIMUM PERIODS OF IMPRISONMENT IN DEFAULT OF PAYMENT

##### Modifications etc. (not altering text)

- C1** Sch. 4 applied (5.4.1993) by Child Support Act 1991 (c. 48, SIF 20), s. 40(7), (with s. 9(2)); S.I. 1992/2644, art.2
- C2** Sch. 4 excluded (1.10.1992) by Criminal Justice Act 1991 (c. 53, SIF 39:1), s. 22(1) (with s. 28); S.I. 1992/333, art. 2 Sch.2

- 1 Subject to the following provisions of this Schedule, the periods set out in the second column of the following Table shall be the maximum periods applicable respectively to the amounts set out opposite thereto, being amounts due at the time the imprisonment [<sup>F1</sup>or detention] is imposed.

TABLE

[ <sup>F2</sup> An amount not exceeding £200]	[ <sup>F2</sup> 7 days]
[ <sup>F2</sup> An amount exceeding £200 but not exceeding £500]	[ <sup>F2</sup> 14 days]
[ <sup>F2</sup> An amount exceeding £500 but not exceeding £1,000]	[ <sup>F2</sup> 28 days]
[ <sup>F2</sup> An amount exceeding £1,000 but not exceeding £2,500]	[ <sup>F2</sup> 45 days]
[ <sup>F2</sup> An amount exceeding £2,500 but not exceeding £5,000]	[ <sup>F2</sup> 3 months]
[ <sup>F3</sup> An amount exceeding £5,000 but not exceeding £10,000]	[6 months]
An amount exceeding [ <sup>F4</sup> £10,000]	12 months

##### Textual Amendments

- F1** Words inserted by Criminal Justice Act 1982 (c. 48, SIF 39:1), s. 77, Sch. 14 para. 59
- F2** Entries in Sch. 4 para. 1 substituted (1.10.1992) by virtue of Criminal Justice Act 1991 (c. 53, SIF 39:1), s. 23(1), (with s. 28); S.I. 1992/333, art. 2(2), Sch.2
- F3** Words substituted by Criminal Justice Act 1988 (c.33, SIF 39:1), ss. 60(1), 123(6), Sch.8 para. 16
- F4** Sum substituted by S.I. 1984/447, art. 2(2), Sch. 3

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- 2 (1) Where the amount due at the time imprisonment [<sup>F5</sup>or detention] is imposed is so much of a sum adjudged to be paid by a summary conviction as remains due after part payment, then, subject to sub-paragraph (2) below, the maximum period applicable to the amount shall be the period applicable to the whole sum reduced by such number of days as bears to the total number of days therein the same proportion as the part paid bears to the whole sum.
- (2) In calculating the reduction required under sub-paragraph (1) above any fraction of a day shall be left out of account and the maximum period shall not be reduced to less than [<sup>F6</sup>seven days].

**Textual Amendments**

- F5** Words inserted by [Criminal Justice Act 1982 \(c. 48, SIF 39:1\)](#), s. 77, **Sch. 14 para. 59**
- F6** Words in [Sch. 4 para. 2\(2\)](#) substituted (1.10.1992) by [Criminal Justice Act 1991 \(c. 53, SIF 39:1\)](#), s. 100, **Sch. 11 para.28**; S.I. 1992/333, art. 2(2), **Sch.2**

- 3 The maximum period applicable to a sum of any amount enforceable as a civil debt shall be 6 weeks.

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

- Act applied by [2017 anaw 2 Sch. 3 para. 18\(5\)](#)

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

- s. 1(6A) inserted by [2003 c. 44 Sch. 36 para. 8\(5\)](#)
- s. 1(6A) words substituted by [2015 c. 2 Sch. 11 para. 3\(4\)](#) (Effect not applied as (6A) was only inserted prospectively.)
- s. 1(7A) inserted by [2003 c. 44 Sch. 36 para. 8\(6\)](#)
- s. 12(2A) inserted by [2022 c. 35 s. 4\(3\)](#)
- s. 12(5A)-(5F) inserted by [2022 c. 35 s. 4\(6\)](#)
- s. 17A(1A) inserted by [2022 c. 35 Sch. 2 para. 6\(2\)\(b\)](#)
- s. 17B(1A)-(1F) substituted for s. 17B(1) by [2022 c. 35 s. 9\(2\)\(b\)](#)
- s. 17B(5) inserted by [2022 c. 35 s. 9\(2\)\(d\)](#)
- s. 17BA inserted by [2022 c. 35 s. 7](#)
- s. 17ZA-17ZC inserted by [2022 c. 35 s. 6\(2\)](#)
- s. 18(1)-(1B) substituted for s. 18(1) by [2022 c. 35 Sch. 2 para. 6\(7\)\(a\)](#)
- s. 18(4A)(4B) inserted by [2022 c. 35 Sch. 2 para. 6\(7\)\(b\)](#)
- s. 18(6) inserted by [2022 c. 35 Sch. 2 para. 6\(7\)\(c\)](#)
- s. 20(7A)(7B) inserted by [2022 c. 35 Sch. 2 para. 6\(8\)\(c\)](#)
- s. 22(2A)-(2E) inserted by [2022 c. 35 Sch. 2 para. 6\(9\)\(a\)](#)
- s. 22A(1A)-(1E) inserted by [2022 c. 35 s. 6\(3\)\(b\)](#)
- s. 23(1A)-(1G) substituted for s. 23(1) by [2022 c. 35 s. 9\(4\)\(b\)](#)
- s. 23(4A)(4B) inserted by [2022 c. 35 s. 9\(4\)\(d\)](#)
- s. 24A(1A) inserted by [2022 c. 35 Sch. 2 para. 6\(11\)\(b\)](#)
- s. 24BA inserted by [2022 c. 35 s. 9\(5\)](#)
- s. 24ZA24ZB inserted by [2022 c. 35 s. 8](#)
- s. 75A inserted by [2013 c. 22 s. 26\(1\)](#)
- s. 85(5) inserted by [2013 c. 22 s. 26\(4\)](#)
- s. 139A inserted by [2013 c. 22 s. 26\(6\)](#)
- s. 145(1A) inserted by [2010 c. 26 Sch. 3 para. 8\(3\)](#) (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))
- s. 145(1A) repealed by [2010 c. 26 Sch. 4 Pt. 2](#) (This amendment not applied to legislation.gov.uk. Sch. 4 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))
- Sch. 6A (entry) by [2000 c. 43 Sch. 7 para. 69](#)