

Status: Point in time view as at 01/04/2005.

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SCHEDULES

SCHEDULE 10

Section 76.

COMMISSION AREAS AND PETTY SESSIONS AREAS

The Parochial Libraries Act 1708 (c.14)

1 F1

Textual Amendments

F1 Sch. 10 para. 1 repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), s. 1(1), {Sch. 1 Pt. 6 Group 5}; and this same provision expressed to be repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, Sch. 10; S.I. 2005/910, art. 3(aa)(bb)

The Distress for Rent Act 1737 (c.19)

2 F2

Textual Amendments

F2 Sch. 10 para. 2 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, Sch. 10; S.I. 2005/910, art. 3(aa)(bb)

The Inclosure Act 1773 (c.81)

3 F3

Textual Amendments

F3 Sch. 10 para. 3 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, Sch. 10; S.I. 2005/910, art. 3(aa)(bb)

The Burial Ground Act 1816 (c.141)

4 F4

Textual Amendments

F4 Sch. 10 para. 4 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, Sch. 10; S.I. 2005/910, art. 3(aa)(bb)

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The Inclosure and Drainage (Rates) Act 1833 (c.35)

5 F5

Textual Amendments
F5 Sch. 10 para. 5 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, Sch. 10; S.I. 2005/910, art. 3(aa)(bb)

The Ordnance Survey Act 1841 (c.30)

6 F6

Textual Amendments
F6 Sch. 10 para. 6 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, Sch. 10; S.I. 2005/910, art. 3(aa)(bb)

The Geological Survey Act 1845 (c.63)

7 F7

Textual Amendments
F7 Sch. 10 para. 7 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, Sch. 10; S.I. 2005/910, art. 3(aa)(bb)

The Inclosure Act 1845 (c.118)

8 In section 159 of the Inclosure Act 1845 (recovery of penalties), after “county” insert “ or other jurisdiction ”.

The Hares Act 1848 (c.29)

9 F8

Textual Amendments
F8 Sch. 10 para. 9 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, Sch. 10; S.I. 2005/910, art. 3(aa)(bb)

The Fairs Act 1873 (c.37)

10 F9

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Textual Amendments

F9 Sch. 10 para. 10 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, Sch. 10; S.I. 2005/910, art. 3(aa)(bb)

The Commons Act 1876 (c.56)

11 **F10**

Textual Amendments

F10 Sch. 10 para. 11 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, Sch. 10; S.I. 2005/910, art. 3(aa)(bb)

The Municipal Corporations Act 1882 (c.50)

12 **F11**

Textual Amendments

F11 Sch. 10 para. 12 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, Sch. 10; S.I. 2005/910, art. 3(aa)(bb)

The Local Government Act 1888 (c.41)

13 In section 28(2) of the Local Government Act 1888 (power of county council to delegate to justices of the county functions relating to contagious diseases of animals), for “county sitting in petty sessions” substitute “peace for a commission area consisting of or including the whole or part of the county”.

The Children and Young Persons Act 1933 (c.12)

14 **F12**

Textual Amendments

F12 Sch. 10 para. 14 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, Sch. 10; S.I. 2005/910, art. 3(aa)(bb)

15 **F13**

Textual Amendments

F13 Sch. 10 para. 15 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, Sch. 10; S.I. 2005/910, art. 3(aa)(bb)

16 **F14**

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Textual Amendments

F14 Sch. 10 para. 16 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, **Sch. 10**; S.I. 2005/910, **art. 3(aa)(bb)**

The Criminal Justice Act 1948 (c.58)

^{F15}17

Textual Amendments

F15 Sch. 10 para. 17 repealed (1.4.2001) by 2000 c. 43, s. 75, **Sch. 8**; S.I. 2001/919, **art. 2(g)**, Table

The Prevention of Damage by Pests Act 1949 (c.55)

18 ^{F16}

Textual Amendments

F16 Sch. 10 para. 18 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, **Sch. 10**; S.I. 2005/910, **art. 3(aa)(bb)**

The National Parks and Access to the Countryside Act 1949 (c.97)

19 ^{F17}

Textual Amendments

F17 Sch. 10 para. 19 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, **Sch. 10**; S.I. 2005/910, **art. 3(aa)(bb)**

The Reserve and Auxiliary Forces (Protection of Civil Interests) Act 1951 (c.65)

20 ^{F18}

Textual Amendments

F18 Sch. 10 para. 20 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, **Sch. 10**; S.I. 2005/910, **art. 3(aa)(bb)**

The Prison Act 1952 (c.52)

21 In section 19(1) of the Prison Act 1952 (right of justice to visit prison)—
(a) ^{F19}
(b) for “county”, in the second and third places, substitute “ area ”.

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Textual Amendments

- F19** Sch. 10 para. 21(a) repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, Sch. 10; S.I. 2005/910, art. 3(aa)(bb)

The Maintenance Orders Act 1958 (c.39)

- 22 In section 21(1) of the Maintenance Orders Act 1958 (interpretation), in the definition of “magistrates’ court” and “petty sessions area”, for the words from “and “petty sessions area”” to “court” substitute “ has the meaning assigned to it by the ^{M1}Magistrates’ Courts Act 1980 and ”.

Marginal Citations

- M1** 1980 c.43.

The Licensing Act 1964 (c.26)

- 23 The Licensing Act 1964 has effect subject to the following amendments.
- 24 In section 2 (licensing justices and districts), for subsection (2) substitute—
“(2) The licensing justices for any petty sessions area shall be a committee (which shall be known as the area licensing committee) of the justices acting for that area.”
- 25 In section 85(1) (search warrants for parties organised for gain), for “county or borough” substitute “ commission area ”.
- 26 In section 187(1) (search warrants), for “county or borough” substitute “ commission area ”.
- 27 In section 188(1) (closing of licensed premises in case of riot or tumult), for “county or borough” (in both places) substitute “ commission area ”.
- 28 (1) Section 193 (disqualification of justices) is amended as follows.
(2) In subsection (1) (disqualifying trades)—
(a) for “any county” substitute “ any commission area ”, and
(b) for “county or borough” substitute “ area ”.
(3) In subsection (2) (disqualifying shareholdings)—
(a) for “any county” substitute “ any commission area ”, and
(b) for “that county” substitute “ that area ”.

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29 In section 201(1) (interpretation), in the definition of “the metropolis”, for the words from “an area” to the end substitute “ the area consisting of the inner London boroughs and the City of London; ”.

The Administration of Justice Act 1964 (c.42)

30 (1) Section 19 of the Administration of Justice Act 1964 (sheriff of Greater London and under-sheriffs for London commission areas) is amended as follows.

(2) In subsection (1) (appointment of sheriff of Greater London and under-sheriff for each London commission area), for “and for each London commission area an under-sheriff shall be so appointed” substitute “ and an under-sheriff shall be so appointed for each area of Greater London (not including any part of the City) specified by the Lord Chancellor by order; and an order under this subsection shall be made by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament ”

(3) In subsection (2) (application of enactments to under-sheriffs as if London commission areas were counties), for “London commission area” substitute “ area specified by virtue of subsection (1) of this section ”.

(4) In subsection (4) (modification of ^{M2}Sheriffs Act 1887 in its application to Greater London)—

- (a) for “London commission area” substitute “ area specified by virtue of subsection (1) of this section ”,
- (b) ^{F20}
- (c) for the words from “shall be sent” to the end substitute “ shall be sent to the officer specified by the Lord Chancellor by order made by statutory instrument. ”

<p>Textual Amendments</p> <p>F20 Sch. 10 para. 30(4)(b) repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, Sch. 10; S.I. 2005/910, art. 3(aa)(bb)</p> <hr/> <p>Marginal Citations</p> <p>M2 1887 c.55.</p>
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The Sunday Theatre Act 1972 (c.26)

31 In section 2(2) of the Sunday Theatre Act 1972 (definition of “inner London area”), for the words from “which” to the end substitute “ consisting of the inner London boroughs ”.

The Solicitors Act 1974 (c.47)

32 ^{F21}

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Textual Amendments

F21 Sch. 10 para. 32 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, Sch. 10; S.I. 2005/910, art. 3(aa)(bb)

The Magistrates' Courts Act 1980 (c.43)

33 The Magistrates' Courts Act 1980 has effect subject to the following amendments.

34 In section 70 (jurisdiction in inner London for family proceedings), in subsection (3), in the definition of "inner London petty sessions area", for the words after "means" substitute " any petty sessions area falling wholly or partly within the area consisting of the inner London boroughs and the City of London. "

35 **F22**

Textual Amendments

F22 Sch. 10 para. 35 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, Sch. 10; S.I. 2005/910, art. 3(aa)(bb)

36 **F23**

Textual Amendments

F23 Sch. 10 para. 36 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, Sch. 10; S.I. 2005/910, art. 3(aa)(bb)

The Public Passenger Vehicles Act 1981 (c.14)

37 In section 82(1) of the Public Passenger Vehicles Act 1981 (interpretation), in the definition of "magistrates' court" and "petty sessions area", for "and "petty sessions area" have the same meanings" substitute " has the same meaning ".

The Road Traffic Regulation Act 1984 (c.27)

38 In section 142(1) of the Road Traffic Regulation Act 1984 (interpretation), in the definition of "magistrates' court" and "petty sessions area", for "and "petty sessions area" have the same meanings" substitute " has the same meaning ".

The Criminal Justice Act 1991 (c.53)

39 **F24**

Textual Amendments

F24 Sch. 10 para. 39 repealed (1.4.2001) by 1999 c. 22, ss. 106, 108(1), Sch. 15 Pt. V(6) (with Sch. 14 paras. 7(2), 36(9)); S.I. 2001/916, art. 2(c); and this same provision expressed to be repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, Sch. 10; S.I. 2005/910, art. 3(aa)(bb)

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The Local Government Finance Act 1992 (c.14)

- 40 (1) Section 46 of the Local Government Finance Act 1992 (special expenses of precepting authority) is amended as follows.
- (2) In subsection (2)(d) (expenses of the Receiver relating to magistrates’ courts in the inner London area)—
 - (a) ^{F25}
 - (b) for “that area” substitute “ the inner London area ”.
- (3) In subsection (4) (interpretation), in the definition of “inner London area”, for “has the same meaning as in the Justices of the Peace Act 1997” substitute “ means the area consisting of the inner London boroughs ”.

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Textual Amendments

F25 Sch. 10 para. 40(2)(a) repealed (1.4.2001) by 1999 c. 22, ss. 106, 108(1), Sch. 15 Pt. V(6) (with Sch. 14 paras. 7(2), 36(9)); S.I. 2001/916, art. 2

The Probation Service Act 1993 (c.47)

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Textual Amendments

F26 Sch. 10 para. 41 repealed (1.4.2001) by 2000 c. 43, s. 75, Sch. 8; S.I. 2001/919, art. 2(g), Table

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Textual Amendments

F27 Sch. 10 para. 42 repealed (1.4.2001) by 2000 c. 43, s. 75, Sch. 8; S.I. 2001/919, art. 2(g), Table

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Textual Amendments

F28 Sch. 10 para. 43 repealed (1.4.2001) by 2000 c. 43, s. 75, Sch. 8; S.I. 2001/919, art. 2(g), Table

^{F29}44

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Textual Amendments

F29 Sch. 10 para. 44 repealed (1.4.2001) by 2000 c. 43, s. 75, Sch. 8; S.I. 2001/919, art. 2(g), Table

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Textual Amendments

F30 Sch. 10 para. 45 repealed (1.4.2001) by 2000 c. 43, s. 75, Sch. 8; S.I. 2001/919, art. 2(g), Table

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The Local Government (Wales) Act 1994 (c.19)

- 46 In section 55(3) of the Local Government (Wales) Act 1994 (alteration of areas in Wales in connection with alteration of local government area), for paragraphs (a) to (c) substitute “ the commission areas, petty sessions area or areas of magistrates’ courts committees in Wales. ”

The Justices of the Peace Act 1997 (c.25)

- 47 F31

Textual Amendments

F31 Sch. 10 para. 47 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, **Sch. 10**; S.I. 2005/910, **art. 3(aa)(bb)**

- 48 F32

Textual Amendments

F32 Sch. 10 para. 48 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, **Sch. 10**; S.I. 2005/910, **art. 3(aa)(bb)**

- 49 F33

Textual Amendments

F33 Sch. 10 para. 49 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, **Sch. 10**; S.I. 2005/910, **art. 3(aa)(bb)**

- 50 F34

Textual Amendments

F34 Sch. 10 para. 50 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, **Sch. 10**; S.I. 2005/910, **art. 3(aa)(bb)**

- 51 F35

Textual Amendments

F35 Sch. 10 para. 51 repealed (1.4.2001) by 1999 c. 22, ss. 106, 108(1), Sch. 15 Pt. V(6) (with Sch. 14 paras. 7(2), 36(9)); S.I. 2001/916, **art. 2(c)**; and this same provision expressed to be repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, **Sch. 10**; S.I. 2005/910, **art. 3(aa)(bb)**

- 52 F36

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Textual Amendments

F36 Sch. 10 para. 52 repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, **Sch. 10**; S.I. 2005/910, **art. 3(aa)(bb)**

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F37

Textual Amendments

F37 Sch. 10 para. 53 repealed (1.4.2001) by 1999 c. 22, ss. 106, 108(1), Sch. 15 Pt. V(6) (with Sch. 14 paras. 7(2), 36(9)); S.I. 2001/916, **art. 2(e)**; and this same provision expressed to be repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(3), 110, **Sch. 10**; S.I. 2005/910, **art. 3(aa)(bb)**

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