
STATUTORY INSTRUMENTS

1986 No. 399**LOCAL GOVERNMENT, ENGLAND AND WALES****The Local Government (Magistrates' Courts etc.) Order 1986**

<i>Made</i>	- - -	<i>3rd March 1986</i>
<i>Laid before Parliament</i>		<i>10th March 1986</i>
<i>Coming into Operation</i>		<i>1st April 1986</i>

ARRANGEMENT OF ARTICLES**PART I****CITATION, COMMENCEMENT AND INTERPRETATION**

1. Citation and commencement
2. Interpretation

PART II**DISSOLUTION OF EXISTING MAGISTRATES' COURTS COMMITTEES**

3. Dissolution of existing magistrates' courts committees
4. Transfer of staff
5. Compensation for loss of office or diminution of emoluments
6. Continuity of employment
7. Redundancy and compensation payments
8. Custody of residuary property etc.
9. Reimbursement of residuary body

PART III**PROVISIONS CONSEQUENTIAL ON REORGANISATION OF PETTY SESSIONS AREAS IN OUTER LONDON**

10. Interpretation of Part III
11. Saving for licences etc.
12. Process issued etc.
13. Orders for payment of money
14. Community service orders, probation orders and supervision orders

15. Court records

16. Revocation of instruments

Schedule 1 Designated Persons and New Employers

Schedule 2 Petty Sessional Divisions and Respective New Petty Sessions Areas

Schedule 3 Revocations

In exercise of the powers conferred upon me by sections 52 and 101 of the Local Government Act 1985(a), I hereby make the following Order:—

PART I

CITATION, COMMENCEMENT AND INTERPRETATION

Citation and commencement

1. This Order may be cited as the Local Government (Magistrates' Courts etc.) Order 1986 and shall come into operation on 1st April 1986.

Interpretation

2. In this Order—

“the 1978 Act” means the Employment Protection (Consolidation) Act 1978(b);

“the 1979 Act ” means the Justices of the Peace Act 1979(c);

“the 1985 Act” means the Local Government Act 1985;

“the 1983 Order” means the Redundancy Payments (Local Government) (Modification) Order 1983(d);

“existing magistrates' courts committee” means a magistrates' courts committee under section 19(2)(c) of the 1979 Act as in force immediately before 1st April 1986;

“outer London area” means any of the London commission areas specified in section 2(1)(b) to (e) of the 1979 Act;

“the residuary body” means the London residuary body established under section 57 of the 1985 Act.

PART II

DISSOLUTION OF EXISTING MAGISTRATES' COURTS COMMITTEES

Dissolution of existing magistrates' courts committees

3. The existing magistrates' courts committees for each of the outer London areas are hereby dissolved.

(a) 1985 c. 51.

(b) 1978 c. 44.

(c) 1979 c. 55.

(d) S.I. 1983/1160, to which there are amendments not relevant to this Order.

Transfer of staff

4.— (1) Section 52 of the 1985 Act shall have effect as if—

- (a) an existing magistrates' court committee were an employing council within the meaning of subsection (1) of that section;
- (b) the references in that section to the abolition of such a council were references to the dissolution of such a committee; and
- (c) a magistrates' courts committee for an outer London borough were a successor authority within the meaning of subsection (6) of that section and, accordingly, in relation to a person who, immediately before 1st April 1986, is in the service of an existing magistrates' courts committee under a contract of employment which would have continued but for the dissolution of the committee under Article 3 above, "the new employer" of that person for the purposes of subsection (2) of that section.

(2) For the purposes of section 52 of the 1985 Act as it has effect under paragraph (1) above, a person who immediately before 1st April 1986 is a justices' clerk or an officer of an existing magistrates' courts committee, having been appointed by an existing magistrates' courts committee to the clerkship or office, is to be regarded as then being in the service of that committee under a contract of employment and, in relation to such a person, references in that section to a contract of employment and to the rights, powers, duties and liabilities under or in connection with such a contract shall be taken to be references to the terms and conditions of his appointment and to the rights, powers, duties and liabilities under or in connection with such terms and conditions.

(3) The persons described or named in column (1) of Schedule 1 to this Order are designated persons for the purposes of section 52 of the 1985 Act as it has effect under paragraph (1) above in respect of whom the magistrates' courts committee specified opposite thereto in column (2) of that Schedule is the new employer for those purposes.

(4) A person is a designated person under paragraph (3) above, notwithstanding that at the date this Order is made, immediately before 1st April 1986 or at any time between those two dates he has been temporarily seconded by the existing magistrates' courts committee by whom he was employed or, in the case of a person appointed by such a committee to a clerkship or office, appointed or he is temporarily absent from his post—

- (a) for training or any other purpose connected with his usual duties; or
- (b) pursuant to any statutory or contractual provision applicable to his employment or appointment.

Compensation for loss of office or diminution of emoluments

5.— (1) Section 53 of the 1985 Act shall have effect in relation to a person who, at any time after the passing of that Act, is in the service of an existing magistrates' courts committee and suffers loss of employment or loss or diminution of emoluments which is attributable to any provision made by or under the 1985 Act as it does in relation to a person who at such time is in the service of the Greater London Council and suffers such loss of employment or such loss or diminution of emoluments, as if the reference in subsection (3) of that section to 2nd March 1984 and the reference in subsection (4) of that section to 1st March 1984 were a reference to 1st January 1986.

(2) In paragraph (1) above, the reference to a person in the service of an existing magistrates' courts committee includes a person appointed by such a committee and, in relation to such a person, in that paragraph and in the said section 53 the reference to loss of employment shall be taken to be a reference to the cessation of his appointment and in that section—

- (a) references to a contract (other than a new contract) and a previous contract shall be taken to be references to the terms and conditions of his appointment;
- (b) the reference to contractual rights shall be taken to be a reference to his rights under those terms and conditions;
- (c) the reference to employment in subsection (4) of that section shall be taken to be a reference to his holding that appointment;
- (d) the reference to a person being employed in subsection (5) of that section shall be taken to be a reference to his appointment by the existing magistrates' courts committee; and
- (e) the reference in the said subsection (5) to a new contract and to a person's employment under such a contract shall be taken to include a reference to the person's appointment by a committee described in paragraph 12 or 13 of Schedule 1 to the 1983 Order.

(3) For the purposes of the said section 53 as it has effect under paragraph (1) above, the Local Government Reorganisation (Compensation) Regulations 1986(a) ("the 1986 Regulations") shall have effect with the modifications set out in paragraphs (4) to (10) below.

(4) In regulation 1(2) of the 1986 Regulations:—

- (a) after the definition of "the 1982 Regulations" there shall be inserted "the 1983 Order" means the Redundancy Payments (Local Government) (Modification) Order 1983;";
- (b) for sub-paragraphs (a) and (b) of the definition of "compensating authority" there shall be substituted the words "the London residuary body";
- (c) after the definition of "emoluments" there shall be inserted the following:—

"existing magistrates' courts committee" means a magistrates' courts committee under section 19(2)(c) of the Justices of the Peace Act 1979 as in force immediately before 1st April 1986;";
- (d) in the definition of "relevant local government service", after "1983" there shall be inserted the following:—

"taking, in the case of a person appointed by an existing magistrates' courts committee, references to employment to be references to holding the appointment and construing references to "employer" and to "employed" accordingly".

(5) For regulation 2 of the 1986 Regulations there shall be substituted the following regulation:—

"(1) These regulations are made for the purposes of section 53 of the 1985 Act and apply to any person who at any time after 15th July 1985 is in the service of an existing magistrates' courts committee who suffers loss of employment or loss or diminution of emoluments which is attributable to

(a) S.I. 1986/151.

any provision made by or under that Act, and who either did not have or has released any entitlement to any such payment as is mentioned in section 53(3) of the 1985 Act as that section has effect under Article 5(1) of the Local Government (Magistrates' Courts etc.) Order 1986 (compensation payments to which a person is entitled by virtue of contractual rights acquired by him before 1st January 1986).

(2) In paragraph (1), the reference to a person in the service of an existing magistrates' courts committee includes a reference to a person appointed by such a committee and, in relation to such a person, the reference to loss of employment shall be taken to be a reference to the cessation of his appointment.

(3) References in these regulations to a person being employed shall in relation to a person appointed by an existing magistrates' courts committee be taken to be references to him holding the appointment and references to a contract of employment shall be taken to be references to the terms and conditions of his appointment.

(4) Notwithstanding regulation 1(2) of these regulations, references in these regulations to a person's new employment shall, in relation to a person appointed by a committee described in paragraph 12 or 13 of Schedule 1 to the 1983 Order, be taken to be references to his appointment by that committee and references to a person's new employer shall, in relation to such a person, be taken to be references to that committee."

(6) The following paragraphs shall be inserted after paragraph (4) of regulation 3 of the 1986 Regulations:—

"(5) In paragraph 2(b)(ii) above the reference to a person who is entitled to a redundancy payment includes, in relation to a person who was appointed by an existing magistrates' courts committee and who was not an employee of that committee for purposes of the 1978 Act, a reference to a person who would be entitled to such a payment if, instead of having been appointed, he had been an employee of the committee for the period during which he held the appointment under a contract of employment whose terms and conditions were identical to the terms and conditions of his appointment.

(6) Paragraph (3) above shall have effect in relation to a woman who was appointed by an existing magistrates' courts committee and who was not an employee of that committee for purposes of the 1978 Act as if she had been such an employee for the period during which she held that appointment under a contract of employment whose terms and conditions were identical to the terms and conditions of her appointment."

(7) The following paragraphs shall be inserted after paragraph (5) of regulation 4 of the 1986 Regulations:—

"(6) This regulation shall have effect in relation to a person who was appointed by an existing magistrates' courts committee as if the references in this regulation to a person who is entitled to a redundancy payment or, in the case of a woman, would have been entitled to such a payment but for section 82(1)(b) of the 1978 Act, were, in relation to a person who is not so entitled by reason of him not having been an employee of the committee for purposes of the 1978 Act, a reference to a person who would be entitled to such a payment or, in the case of a woman, would have been so entitled but for the

said section 82(1)(b) if, instead of having been appointed, he had been an employee of the committee for the period during which he held the appointment under a contract of employment whose terms and conditions were identical to the terms and conditions of his appointment.

(7) Where under paragraph (6) of this regulation a person is entitled to compensation under paragraph (1)(b) he shall for purposes of computing the compensation due to him be treated as if he were an employee of the committee.

(8) Where under paragraph (6) of this regulation a woman is entitled to compensation under paragraph (4), she shall for purposes of computing the redundancy payment referred to in paragraph (5) of this regulation be treated as if she were an employee of the committee and references in the 1978 Act as modified by Part II of the Schedule to these regulations to a person being employed or to employment shall be construed accordingly."

(8) In regulation 5 of the 1986 Regulations for the words, "the Greater London Council or a metropolitan county council" there shall be substituted the words "an existing magistrates' courts committee (including a person who was appointed by such a committee)".

(9) For regulation 7(2)(d) of the 1986 Regulations there shall be substituted, "he had on the relevant date been employed from 16th July 1985 by an existing magistrates' courts committee, and".

(10) The following paragraph shall be inserted after paragraph (2) of regulation 9 of the 1986 Regulations:—

"(3) The references in paragraph (1)(a) and (2) to a person who is or, in the case of paragraph (1)(a), would have been precluded by virtue of any of the provisions of the 1978 Act there mentioned from receiving a redundancy payment include, in relation to a person who was appointed by a committee described in paragraph 12 or 13 of Schedule 1 to the 1983 Order and who was not an employee of that committee for purposes of that Act, a reference to a person who would be or would have been so precluded if he had been an employee of the committee for the period during which he held the appointment."

Continuity of employment

6.— (1) Section 54 of the 1985 Act shall have effect as if the existing magistrates' courts committees were relevant authorities within subsection (4) of that section.

(2) Section 54 of the 1985 Act as it has effect under paragraph (1) above shall apply to a person who was appointed by an existing magistrates' courts committee and whose appointment ceases by reason of the dissolution of the committee under Article 3 above as if for the period he was so appointed he had been employed by that committee and where such a person subsequently takes up an appointment with a committee described in paragraph 12 or 13 of Schedule 1 to the 1983 Order he shall, for the purposes of the said section 54 as it has effect under paragraph (1) above, be treated as if he had been employed by that committee which shall, for those purposes and for purposes of the

of the 1978 Act if that committee would not otherwise be so regarded, be treated as his new employer.

(3) Where a person described in paragraph (2) above who is appointed by a committee described in paragraph 12 or 13 of Schedule 1 to the 1983 Order was not an employee of the existing magistrates' courts committee for purposes of the 1978 Act, he shall be treated as if he had been an employee of that committee for those purposes for the period during which he held the appointment.

Redundancy and compensation payments

7.— (1) Section 59 of the 1985 Act shall have effect in relation to a person who, immediately before 1st April 1986, is in the service of an existing magistrates' courts committee under a contract of employment which would have continued but for the dissolution of that committee under Article 3 above and who is not designated under section 52 of that Act as it has effect under Article 4 above as it does in relation to a person who immediately before that date is in the service of the Greater London Council under a contract of employment which would have continued but for the abolition of the council and who is not designated under section 52 of the 1985 Act as if the reference in subsection (4) of the said section 59 to 2nd March 1984 were a reference to 1st January 1986.

(2) In paragraph (1) above, the reference to a person in the service of an existing magistrates' courts committee under a contract of employment includes a person appointed by such a committee and, in relation to such a person, in section 59 of the 1985 Act as it has effect under paragraph (1) above—

- (a) references to a contract of employment shall be taken to be references to the terms and conditions of his appointment;
- (b) the reference to a person's employment in subsection (4) of that section shall be taken to be a reference to his holding the appointment;
- (c) references in subsections (4) and (5) of that section to compensation for loss of employment shall be taken to be compensation for the cessation of his appointment,

and such a person who, immediately before 1st April 1986, is not an employee of the committee for purposes of the 1978 Act shall be treated for those purposes as if he were then such an employee under a contract of employment whose terms and conditions were identical to the terms and conditions of his appointment.

Custody of residuary property etc.

8.— (1) Section 62 of the 1985 Act shall apply in relation to the residuary property, rights and liabilities of an existing magistrates' courts committee as it applies to the residuary property, rights and liabilities of the Greater London Council.

(2) In paragraph (1) above, "residuary property, rights and liabilities of an existing magistrates' courts committee" means the residuary property, rights and liabilities as defined in section 62(2) and (3) of the 1985 Act of such a committee taking the reference in paragraph (a) of the said subsection (3) to

the Greater London Council or a metropolitan county council to be a reference to an existing magistrates' courts committee.

Reimbursement of residuary body

9.— (1) Paragraphs 2 to 6 below apply where the residuary body:—

- (a) pays compensation under the Local Government Reorganisation (Compensation) Regulations 1986, as those Regulations have effect under Article 5 of this Order;
- (b) makes a redundancy payment to a person under section 59 of the 1985 Act, as that section has effect under Article 7 of this Order;
- (c) discharges any liability of an existing magistrates' courts committee which is vested in it under section 62 of the 1985 Act as that section has effect under Article 8 of this Order;
- (d) defrays the cost of an increase in pension in relation to a pension specified in paragraph 64B of Schedule 2 to the Pensions (Increase) Act 1971(a) in respect of which the residuary body is the pension authority where the pension is payable in respect of service described in paragraph 47 of that Schedule;
- (e) discharges any liability of the Greater London Council under Part VI of the 1979 Act which is vested in it under section 62 of the 1985 Act; or
- (f) incurs any costs reasonably attributable to paying any such compensation, making any such payment, discharging any such liability or defraying any such cost of increase as is referred to in sub-paragraphs (a) to (e) above.

(2) The residuary body may in respect of any financial year beginning after 31st March 1986 make levies on the outer London borough councils in respect of any compensation, payment, liability, cost of increase or costs in paragraph (1) above which the residuary body pays, makes, discharges, defrays or incurs.

(3) Section 74(2) and (3) of the 1985 Act shall apply for the purposes of determining the amount to be levied in respect of each financial year from each of the outer London borough councils under paragraph (2) above and how such levy is to be made as those subsections apply to a levy made under subsection (1) of that section.

(4) Section 74(4) of the 1985 Act shall apply in relation to a levy under this article and the residuary body as it applies to a levy issued by a residuary body under subsection (1) of that section and to such a body and for those purposes references in sections 11, 12(8) and 15 of the General Rate Act 1967(b) and in section 14 of the Rates Act 1984(c) to a rating authority shall be taken to be references to an outer London borough council.

(a) 1971 c. 56; paragraph 64B of Schedule 2 was inserted by section 61(2) of the Local Government Act 1985 (c. 51).

(b) 1967 c. 9; sections 11, 12(8) and 15 were applied by section 74(4) of the Local Government Act 1985.

(c) 1984 c. 33; section 14 was applied by section 74 of the Local Government Act 1985.

(5) Section 74(5) of the 1985 Act shall apply to a sum levied under paragraph (2) of this article as it applies to a sum levied under section 74.

(6) Section 59 of the Justices of the Peace Act 1979 shall apply in relation to the payment by an outer London borough council of a levy made under paragraph (2) above as it applies to payments by such a council as a responsible authority under section 12 of that Act.

(7) The following provisions of paragraph 1 of Schedule 3 to the Pensions (Increase) Act 1971(a) shall not apply in relation to the cost of an increase of a pension specified in paragraph 64B of Schedule 2 to that Act where the pension is payable in respect of service described in paragraph 47 of the said Schedule 2:—

- (a) so much of sub-paragraph (1) as follows the first reference in that sub-paragraph to the pension authority; and
- (b) sub-paragraphs (2) and (3).

PART III

PROVISIONS CONSEQUENTIAL ON REORGANISATION OF PETTY SESSIONS AREAS IN OUTER LONDON

Interpretation

10. In this Part of this Order—

“justice” means a justice of the peace and any reference to a justice for a petty sessional division shall be construed as a reference to a justice who, as regards a time before 1st April 1986, ordinarily acts in and for that division and any reference to a justice for a petty sessions area shall be construed as a reference to a justice who, on and after 1st April 1986, ordinarily acts in and for that area;

“petty sessional division” means any of the petty sessional divisions listed in column (1) of Schedule 2 to this Order, being petty sessional divisions which, in consequence of section 12 of the 1985 Act, cease to exist on 1st April 1986;

“petty sessions area” has, except where the context otherwise requires, the same meaning as in section 4(2)(d) of the 1979 Act as amended by section 12(2) of the 1985 Act;

“respective new petty sessions area” in relation to a petty sessional division means the petty sessions area comprising the outer London borough specified opposite to that division in column (2) of Schedule 2 to this Order;

“community service order” means an order under section 14 of the Powers of Criminal Courts Act 1973(b);

“probation order” means a probation order made, or having effect as if made, under section 2 of the Powers of Criminal Courts Act 1973;

“supervision order” means any of the following orders, that is to say—

(a) Schedule 3 was amended by section 61(3) of the Local Government Act 1985 (c. 51).
(b) 1973 c. 62.

- (a) a supervision order within the meaning of section 11 of the Children and Young Persons Act 1969(a);
- (b) an order under section 2(1)(f) of the Matrimonial Proceedings (Magistrates' Courts) Act 1960(b) or section 9 of the Domestic Proceedings and Magistrates' Courts Act 1978(c);
- (c) an order under section 2(2)(a) of the Guardianship Act 1973(d);
- (d) a supervision order within the meaning of section 26 of the Powers of Criminal Courts Act 1973;
- (e) an order under section 17(1)(a) or section 36(3)(b) of the Children Act 1975(e).

Saving for licences etc.

11.— (1) Any order made, licence granted or other thing done under the Licensing Act 1964(f), the Licensing (Occasional Permissions) Act 1983(g) or section 3 of the Sporting Events (Control of Alcohol etc.) Act 1985(h) for a petty sessional division, being an order or licence in force or other thing having effect immediately before 1st April 1986, shall continue to have like effect on and after that date as if section 12(2) of the 1985 Act had not been passed and the orders revoked by Article 16 of and Schedule 3 to this Order had not been revoked, but shall be treated as if it had been made, granted or done by the licensing justices for the petty sessions area in which the premises concerned are then situated.

(2) Anything done under the Betting, Gaming and Lotteries Act 1963(i) or the Gaming Act 1968(j) by or in relation to the betting licensing committee for a petty sessional division, being a thing having effect immediately before 1st April 1986, shall continue to have like effect on and after that date as if section 12(2) of the 1985 Act had not been passed and the orders revoked by Article 16 of and Schedule 3 to this Order had not been revoked but shall be treated as if it had been done by or in relation to the betting licensing committee for the petty sessions area in which the premises concerned are then situated; and anything done under either of those Acts by or in relation to any other person or body shall have effect accordingly.

Process issued etc.

12. Subject to Article 11 of this Order, any process issued, order made, sentence passed, appeal brought, case stated, licence granted, recognisance

-
- (a) 1969 c. 54.
 - (b) 1960 c. 48; section 2 was repealed by section 89 and Schedule 3 to the Domestic Proceedings and Magistrates' Courts Act 1978 (c. 22), but orders made under section 2 are saved by paragraph 2 of Schedule 1 to that Act.
 - (c) 1978 c. 22.
 - (d) 1973 c. 29; section 2(2) was amended by section 38(2) of the Domestic Proceedings and Magistrates' Courts Act 1978.
 - (e) 1975 c. 72; section 17 was amended by section 72(1) of the Domestic Proceedings and Magistrates' Courts Act 1978.
 - (f) 1964 c. 26.
 - (g) 1983 c. 24.
 - (h) 1985 c. 57.
 - (i) 1963 c. 2.
 - (j) 1968 c. 65.

entered into, proceeding begun, appointment made or other thing done before 1st April 1986 by, from, to or before any justices for a petty sessional division or their clerk shall, on and after that date, be deemed to have been issued, made, passed, brought, stated, granted, entered into, begun or done by, from, to or before those justices as justices for the respective new petty sessions area or their clerk, as the case may be.

Orders for payment of money

13.— (1) Any order made by a magistrates' court directing the payment of money to the clerk or any other officer of a magistrates' court acting for a petty sessional division shall have effect on and after 1st April 1986 as if it had directed payment to be made to the clerk to the justices for the respective new petty sessions area.

(2) Where in consequence of paragraph (1) above periodical payments under section 59 of the Magistrates' Courts Act 1980(a) are payable to a person through the clerk to the justices for a respective new petty sessions area in which the person concerned does not reside, the clerk may amend the order so as to require the payments to be made through the clerk to the justices for the petty sessions area in which the person does reside and, if the clerk does so amend the order, he shall give notice of the amendment to the person entitled to the payments, to the person required to make the payments and to the justices' clerk through whom the payments are to be made.

Community service orders, probation orders and supervision orders

14.— (1) Where a petty sessional division is named in a community service order, probation order or supervision order, the powers and functions of the justices for that division in relation to the order shall on 1st April 1986 vest in the justices for the respective new petty sessions area who shall from that date discharge those powers and functions and the order, unless amended in regard to the area named, shall from that date have effect in all respects as if the respective new petty sessions area were named therein.

(2) Where in consequence of paragraph (1) above, the powers and functions of the justices in relation to a community service order, probation order or supervision order vest in the justices for the respective new petty sessions area and the offender, probationer or person under supervision continues to reside in an area which formed part of the petty sessional division but which does not form a part of that petty sessions area, the justices for that petty sessions area may amend the order in regard to the petty sessions area named as if the offender, probationer or person under supervision, as the case may be, had changed his residence.

Court records

15.— (1) Any process, records, or other documents in the custody, by virtue of his office, of the clerk to the justices for a petty sessional division shall, on and after 1st April 1986, be retained by that clerk in his capacity as clerk to the justices for the respective new petty sessions area or, if he does not hold that

(a) 1980 c. 43.

clerkship, shall, as soon as may be, be transferred to the custody of the clerk to the justices for the respective new petty sessions area.

(2) Copies of and extracts from any such record or other document as aforesaid made or certified on or after 1st April 1986 by the clerk to the justices for the respective new petty sessions area shall be of the same effect as if they had been made or certified by the clerk to the justices for the petty sessional division.

Revocations

16. The instruments mentioned in Schedule 3 to this Order are hereby revoked to the extent specified in column (3) of that Schedule.

Douglas Hurd,
One of Her Majesty's Principal
Secretaries of State.

Home Office.
3rd March 1986.

SCHEDULE 1
Designated Persons and New Employers

Article 4

(1) Designated Persons	(2) New Employer
<i>North-east London area</i>	
1. The persons who, on the date of this Order and until immediately before 1st April 1986, are in the service under a contract of employment of the North-east London Magistrates' Courts Committee, being an existing magistrates' courts committee, are not specified in paragraph 7 below and whose principal place of work is:	
(a) Barking Courthouse	Barking and Dagenham Magistrates' Courts Committee
(b) Romford Courthouse	Havering Magistrates' Courts Committee
(c) Stratford or West Ham Courthouse	Newham Magistrates' Courts Committee
(d) Redbridge Courthouse	Redbridge Magistrates' Courts Committee
(e) Waltham Forest Courthouse	Waltham Forest Magistrates' Courts Committee
2. The justices' clerk for the petty sessional division of Barking	Barking and Dagenham Magistrates' Courts Committee
3. The justices' clerk for the petty sessional division of Havering	Havering Magistrates' Courts Committee
4. The justices' clerk for the petty sessional division of Newham	Newham Magistrates' Courts Committee
5. The justices' clerk for the petty sessional division of Redbridge	Redbridge Magistrates' Courts Committee
6. The justices' clerk for the petty sessional division of Waltham Forest	Waltham Forest Magistrates' Courts Committee
7. Mr Duncan Stevenson	Havering Magistrates' Courts Committee
<i>South-east London area</i>	
8. The persons who, on the date of this Order and until immediately before 1st April 1986, are in the service under a contract of employment of the South-east London Magistrates' Courts Committee, being an existing magistrates' courts committee, and whose principal place of work is:	
(a) Bexley Courthouse	Bexley Magistrates' Courts Committee
(b) Bromley Courthouse	Bromley Magistrates' Courts Committee
(c) Croydon Law Courts	Croydon Magistrates' Courts Committee
9. The justices' clerk of the petty sessional division of Bexley	Bexley Magistrates' Courts Committee

SCHEDULE 1 (*continued*)

(1) Designated Persons	(2) New Employer
10. The justices' clerk for the petty sessional division of Croydon	Croydon Magistrates' Courts Committee
11. Mrs Jean Constance Holdsworth	Croydon Magistrates' Courts Committee
<i>South-west London area</i>	
12. The persons who, on the date of this Order and until immediately before 1st April 1986, are in the service under a contract of employment of the South-west London Magistrates' Courts Committee, being an existing magistrates' courts committee, are not specified in paragraph 18 below and whose principal place of work is:	
(a) 19 High Street, Kingston upon Thames	Kingston upon Thames Magistrates' Courts Committee
(b) Wimbledon Courthouse	Merton Magistrates' Courts Committee
(c) Richmond Courthouse	Richmond upon Thames Magistrates' Courts Committee
(d) Sutton Courthouse	Sutton Magistrates' Courts Committee
13. The persons who, on the date of this Order and until immediately before 1st April 1986, are in the service under a contract of employment of the South-west London Magistrates' Courts Committee, being an existing magistrates' courts committee, are employed to assist the justices' clerk for the petty sessional division of Wallington, and are not specified in paragraph 19 below	Sutton Magistrates' Courts Committee
14. The justices' clerk for the petty sessional division of Kingston upon Thames	Kingston upon Thames Magistrates' Courts Committee
15. The justices' clerk for the petty sessional division of Wimbledon	Merton Magistrates' Courts Committee
16. The justices' clerk for the petty sessional division of Richmond upon Thames	Richmond upon Thames Magistrates' Courts Committee
17. The justices' clerk for the petty sessional division of Sutton and the petty sessional division of Wallington	Sutton Magistrates' Courts Committee
18. Miss Elaine Atkins	Merton Magistrates' Courts Committee
19. Miss Christina Stirling	Merton Magistrates' Courts Committee
<i>Middlesex area</i>	
20. The persons who, on the date of this Order and until immediately before 1st April 1986, are in the service under a contract of employment of the Middlesex Area Magistrates' Courts Committee, being an existing magistrates' courts committee, are not specified in paragraphs 28-32 below and whose principal place of work is:	

SCHEDULE 1 (*continued*)

(1) Designated Persons	(2) New Employer
(a) Barnet or Hendon Courthouse	Barnet Magistrates' Courts Committee
(b) Willesden Courthouse	Brent Magistrates' Courts Committee
(c) Acton or Ealing Courthouse	Ealing Magistrates' Courts Committee
(d) Tottenham Courthouse	Enfield Magistrates' Courts Committee
(e) Highgate Courthouse	Haringey Magistrates' Courts Committee
(f) Harrow Courthouse	Harrow Magistrates' Courts Committee
(g) Brentford or Feltham Courthouse	Hounslow Magistrates' Courts Committee
(h) Uxbridge Courthouse	Hillingdon Magistrates' Courts Committee
21. The justices' clerk for the petty sessional division of Barnet	Barnet Magistrates' Courts Committee
22. The justices' clerk for the petty sessional division of Willesden	Brent Magistrates' Courts Committee
23. The justices' clerk for the petty sessional division of Brentford	Ealing Magistrates' Courts Committee
24. The justices' clerk for the petty sessional division of Edmonton	Enfield Magistrates' Courts Committee
25. The justices' clerk for the petty sessional division of Gore	Harrow Magistrates' Courts Committee
26. The justices' clerk for the petty sessional division of New Spelthorne	Hounslow Magistrates' Courts Committee
27. The justices' clerk for the petty sessional division of Uxbridge	Hillingdon Magistrates' Courts Committee
28. Mr John Albon, Mr David Purkiss, Miss Anne Jones, Mrs Gillian Bernstein, Mrs Anne Clarke, Mrs Judith English, Mrs Sylvia Hanchard, Miss Anita Paul, Mr Nicholas Phillips, Miss Martine Pick, Miss Ruth Swan, Mr Samuel Thompson	Barnet Magistrates' Courts Committee
29. Mr Ruston Wyatt, Miss Pamela Stancombe, Mrs Mabel Cairns, Mrs Elizabeth Foreman, Mr Kevin McDonald, Mrs Violet Richards, Miss Shauna Hutt	Brent Magistrates' Courts Committee
30. Mr Kevin Tween, Miss Antonia Parker, Mrs Sheila Sellars, Miss Joanne Day, Mr David Bishop, Mrs Genevieve Smith, Mrs Christine Godfrey, Mrs Gillian Potter, Mrs Ann Pearce	Ealing Magistrates' Courts Committee

SCHEDULE 1 (*continued*)

(1) Designated Persons	(2) New Employer
31. Mr Alan Gent, Mr Ihsam Niyazi, Mr Stephen Frankish, Miss Teresa Parrock, Mrs Olga Willis, Mr Roderick Lines, Mr Robert Lower, Mrs Cheri Ormsby, Miss Cora Murray, Miss Kay Straker, Miss Elizabeth Brennan, Mrs Patricia Knight, Mr Christopher Whitehouse, Miss Angela Simoes, Miss Lorraine Baker, Miss Natalie Haws, Miss Jane McNeill	Haringey Magistrates' Courts Committee
32. Mr Mark Eldridge	Harrow Magistrates' Courts Committee
33. Miss Geraldine Bergin	Barnet Magistrates' Courts Committee

SCHEDULE 2

Article 10

Petty Sessional Divisions and Respective New Petty Sessions Areas

(1) Petty sessional division	(2) Respective new petty sessions area
Barking	Barking and Dagenham
Barnet	Barnet
Bexley	Bexley
Brentford	(a) in relation to anything mentioned in articles 12 to 15 of this Order which has been, is being or is to be done at Brentford Courthouse Hounslow
	(b) in relation to all other matters Ealing
Bromley	Bromley
Croydon	Croydon
Edmonton	Enfield
Gore	(a) in relation to anything mentioned in articles 12 to 15 of this Order which has been, is being or is to be done at Hendon Courthouse Barnet
	(b) in relation to all other matters Harrow
Havering	Havering
Highgate	Haringey
Kingston upon Thames	Kingston upon Thames
New Spelthorne	Hounslow
Newham	Newham
Redbridge	Redbridge
Richmond upon Thames	Richmond upon Thames
Sutton	Sutton
Uxbridge	Hillingdon
Wallington	Sutton
Waltham Forest	Waltham Forest
Willesden	Brent
Wimbledon	Merton

Article 16

SCHEDULE 3

Revocations

(1) Orders revoked	(2) References	(3) Extent of revocation
The Petty Sessional Divisions (Outer London) Order 1964	S.I. 1964/1529	Article 1, So much of Articles 2(a) and (b) and 3 as refers to Schedule 1, Schedule 1, paragraph 2(ii), (iii), (iv), (v), (vi), (vii) and (ix) of Schedule 3.
The Petty Sessional Divisions (Outer London) Amendment Order 1965	S.I. 1965/753	The whole order
The Petty Sessional Divisions (Outer London) Order 1966	S.I. 1966/897	The whole order
The Petty Sessional Divisions (Outer London) (No.2) Order 1966	S.I. 1966/1287	The whole order
The Petty Sessional Divisions (Outer London) Order 1967	S.I. 1967/1345	The whole order
The Petty Sessional Divisions (Outer London) (No. 2) Order 1967	S.I. 1967/1447	The whole order
The Petty Sessional Divisions (Outer London) Order 1968	S.I. 1968/746	The whole order
The Petty Sessional Divisions (Outer London) (No. 2) Order 1968	S.I. 1968/1237	The whole order
The Petty Sessional Divisions (South-West London) Order 1971	S.I. 1971/495	The whole order
The Petty Sessional Divisions (South-West London) Order 1972	S.I. 1972/1481	The whole order
The Petty Sessional Divisions (North-East London) Order 1973	S.I. 1973/982	The whole order
The Petty Sessional Divisions (North-East London) Order 1977	S.I. 1977/1521	The whole order

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order makes provision in connection with the reorganisation of magistrates' courts in outer London occasioned by the Local Government Act 1985.

Part II of the Order dissolves the four outer London magistrates' courts committees on 1st April 1986 when their functions are taken over by new magistrates' courts committees established under the Local Government (Magistrates' Courts etc.) Order 1985 (S.I. 1985/1383), and makes consequential provision as regards staff, including justices' clerks (articles 4 to 7 and Schedule 1), property (article 8) and associated costs (article 9).

Part III makes provision consequential on the reorganisation of petty sessions area boundaries in outer London by the Local Government Act 1985. In particular, licences granted and process issued by justices of the peace prior to the reorganisation taking effect are saved (articles 11 and 12). Provision is also made to enable orders for the periodical payment of money to a person through a justices' clerk and community service, probation and supervision orders to be amended where the person concerned does not reside in the petty sessions area for which the clerk through whom the payments fall to be made from 1st April 1986 acts or, in the case of community service, probation and supervision orders, does not reside in the petty sessions area whose justices take over the courts' powers and functions in relation to the order from 1st April 1986 (articles 13 and 14).

SI 1986/399
ISBN 0-11-066399-3



780110 663999