

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the Courts Act 1971, Part II. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 8

#### AMENDMENTS OF OTHER ACTS

#### PART II

#### MISCELLANEOUS AMENDMENTS

##### *Habeas Corpus 1679*

- 4 (1) In section 2 of the <sup>M1</sup>Habeas Corpus Act 1679 for the words from “in the Court of Kings Bench” to “case shall require” substitute “in the Crown Court”.
- (2) In section 8 of the said Act for “judge of assize” substitute “judge of the Crown Court”.

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

- C1** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

#### **Marginal Citations**

- M1** 1679 c. 2.

##### *Vagrancy Act 1824*

- 5 The <sup>M2</sup>Vagrancy Act 1824 shall be amended as follows:—
- (a) in section 5, as amended by the <sup>M3</sup>Criminal Justice Act 1967, for “quarter sessions” substitute “the Crown Court”,
- (b) in section 10 for the words from “quarter sessions” to “assembled” substitute “the Crown Court, it shall be lawful for the Crown Court”, and
- (c) in section 14 for the words following “appeal to” to the end of the section substitute “the Crown Court”.

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

- C2** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the Courts Act 1971, Part II. (See end of Document for details)*

**Marginal Citations**

- M2 1824 c. 83.
- M3 1967 c. 80.

6 ..... F1

**Textual Amendments**

- F1 Sch. 8 para. 6 repealed by Statute Law (Repeals) Act 1986 (c. 12), s. 1(1), Sch. 1 Pt. I

*Parliamentary Documents Deposit Act 1837*

7 For any reference in the <sup>M4</sup>Parliamentary Documents Deposit Act 1837 to the clerk of the peace there shall be substituted a reference to any officer of a local or other authority.

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

- C3 The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

**Marginal Citations**

- M4 1837 c. 83.

*Slave Trade Act 1843*

8 In section 4 of the <sup>M5</sup>Slave Trade Act 1843 (evidence taken abroad) for any reference to the High Court (whether in terms a reference to the Court of Queen’s Bench or otherwise) there shall be substituted a reference to the Crown Court.

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

- C4 The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

**Marginal Citations**

- M5 1843 c. 98

*Indictable Offences Act 1848*

9 In sections 12, 13 and 14 of the <sup>M6</sup>Indictable Offences Act 1848 (backing of warrants) for ant reference to justices of oyer and terminer or gaol delivery, except so far as it is a reference to such a justice in Northern Ireland, there shall be substituted a reference to the Crown Court.

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the Courts Act 1971, Part II. (See end of Document for details)*

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

**C5** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

**Marginal Citations**

**M6** [1848 c. 42](#)

*Petty Sessions (Ireland) Act 1851*

10 In section 30 of the <sup>M7</sup>Petty Sessions (Ireland) Act 1851 for the reference to justices of oyer and terminer and general gaol delivery in England there shall be substituted a reference to the Crown Court.

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

**C6** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

**Marginal Citations**

**M7** [1851 c. 93](#)

11 ..... **F2**

**Textual Amendments**

**F2** [Sch. 8 para. 11](#) repealed by [Criminal Justice Act 1972 \(c. 71\)](#), [Sch. 6 Pt. I](#)

*Explosives Act 1875*

12 In section 66(1) of the <sup>M8</sup>Explosives Act 1875 for “county court judge” substitute “Circuit judge”.

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

**C7** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

**Marginal Citations**

**M8** [1875 c. 22](#)

13 ..... **F3**

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the Courts Act 1971, Part II. (See end of Document for details)*

**Textual Amendments**

**F3** Sch. 8 para. 13 repealed by [Prosecution of Offences Act 1979 \(c. 31\)](#), s. 11(2), **Sch. 2 Pt. II**

*Central Criminal Court (Prisons) Act 1881*

- 14 In section 2(5) of the <sup>M9</sup>Central Criminal Court (Prisons) Act 1881 for the words “at the Central Criminal Court” substitute “before the Crown Court sitting at the Central Criminal Court or elsewhere in Greater London”.

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

**C8** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

**Marginal Citations**

**M9** [1881 c. 64](#)

*Coroners Act 1887*

- 15 (1) In section 5 of the <sup>M10</sup>Coroners Act 1887—
- (a) in subsection (2) for the words “at the next” to “is to be” substitute “before the Crown Court”.
  - (b) in subsection (3) for the words following “proper officer” substitute “of the Crown Court”.

(2) ..... **F4**

**Textual Amendments**

**F4** Sch. 8 para. 15(2)(3) repealed by [Local Government Act 1972 \(c. 70\)](#), **Sch. 30**

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

**C9** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

**Marginal Citations**

**M10** [1887 c. 71](#)

*Witnesses (Public Inquiries) Protection Act 1892*

- 16 In section 3 of the <sup>M11</sup>Witnesses (Public Inquiries) Protection Act 1892 for the words from “quarter sessions” to the end substitute “Crown Court”.

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the Courts Act 1971, Part II. (See end of Document for details)*

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

**C10** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

**Marginal Citations**

**M11** 1892 c. 64

*<sup>M12</sup>Indictments Act 1915*

**Marginal Citations**

**M12** 1915 c. 90.

17 (1) In section 2 of the <sup>M13</sup>Indictments Act 1915 references to the rule committee shall be construed as references to the Crown Court rule committee, but this amendment shall not invalidate any rules previously made.

(2) A statutory instrument containing rules under section 2 of the said Act of 1915 shall be subject to annulment in pursuance of a resolution of either House of Parliament.

**Marginal Citations**

**M13** 1915 c. 90.

18 ..... <sup>F5</sup>

**Textual Amendments**

**F5** Sch. 8 para. 18 repealed by Supreme Court Act 1981 (c. 54, SIF 37), s. 152(4), Sch. 7

*Criminal Justice Act 1925*

19 In section 33(3) of the <sup>M14</sup>Criminal Justice Act 1925 (arraignment of corporation) for the words from the beginning to “case may be” substitute “On arraignment of a corporation, the corporation may”.

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

**C11** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

**Marginal Citations**

**M14** 1925 c. 86.

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the Courts Act 1971, Part II. (See end of Document for details)*

*M15 Coroners (Amendment) Act 1926*

**Marginal Citations**

**M15** 1926 c. 59.

- 20 (1) The provisions of this Act about committal for trial by a magistrates’ court, and the provisions of section 7(2) and section 13 of this Act, shall, subject to the provisions of this paragraph, apply with any necessary modifications to the proceedings mentioned in section 25(2) of the <sup>M16</sup>Coroners (Amendment) Act 1926.
- (2) Rules under the said section 25(2) may apply—
- (a) the provisions of this Act mentioned in sub-paragraph (1) above, and any other enactment relating to committal by magistrates’ courts for trial in the Crown Court, and
  - (b) the provisions of the <sup>M17</sup>Criminal Procedure (Attendance of Witnesses) Act 1965 relating to witness orders.
- with such modifications as may be necessary for giving effect to provisions of the said section 25.
- (3) Sub-paragraph (1) above shall have effect subject to any rules so made.

**Marginal Citations**

**M16** 1926 c. 59.

**M17** 1965 c. 69.

*Petroleum (Consolidation) Act 1928*

- 21 In section 14(a) of the <sup>M18</sup>Petroleum (Consolidation) Act 1928 for “county court judge” substitute “Circuit judge”.

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

**C12** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

**Marginal Citations**

**M18** 1928 c. 12.

22 ..... F6

**Textual Amendments**

**F6** Sch. 8 para. 22 repealed by Criminal Justice Act 1982 (c. 48, SIF 39:1), s. 78, Sch. 16

23 ..... F7

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the Courts Act 1971, Part II. (See end of Document for details)*

**Textual Amendments**

**F7** Sch. 8 para. 23 repealed by Local Government Act 1972 (c. 70), Sch. 30

*Criminal Justice Act 1948*

24 In the <sup>M19</sup>Criminal Justice Act 1948—

(a) ..... <sup>F8</sup>

(b) in all places where there occurs a reference to a court of quarter sessions (sections . . .  
<sup>F9</sup> 20(5)(a), 37(3)(6)) there shall be substituted a reference to the Crown Court.

**Textual Amendments**

**F8** Sch. 8 para. 24(a) repealed by Powers of Criminal Courts Act 1973 (c. 62), Sch. 6

**F9** Section number repealed by Powers of Criminal Courts Act 1973 (c. 62), Sch. 6

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

**C13** The text of Schedule 8 paras. 24(b), 35, 40, 48(a) and 57 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**

**M19** 1948 c. 58.

25—27. .... <sup>F10</sup>

**Textual Amendments**

**F10** Sch. 8 para. 25–27 repealed by Powers of Criminal Courts Act 1973 (c. 62), Sch. 6

28 (1) In section 37 of that Act, for paragraph (b) of subsection (1) there shall be substituted the following paragraph—

“(b) the High Court may release on bail a person—

(i) who, after the decision of his case by the Crown Court, has applied to the Crown Court for the statement of a case for the High Court on that decision, or

(ii) who has applied to the High Court for an order of certorari to remove proceedings in the Crown Court on his case into the High Court, or has applied to the High Court for leave to make such an application.”

(2) At the end of subsection (3) of that section there shall be added the words “or by a police officer not below the rank of inspector or the governor of a prison or the keeper of a place of detention”.

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the Courts Act 1971, Part II. (See end of Document for details)*

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

**C14** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

29 ..... **F11**

**Textual Amendments**

**F11** Sch. 8 para. 29 repealed by [Legal Aid Act 1974 \(c. 4\)](#), **Sch. 5 Pt. I**

30 ..... **F12**

**Textual Amendments**

**F12** Sch. 8 para. 30 repealed by [Representation of the People Act 1983 \(c. 2, SIF 42\)](#), s. 206(b)(ii), **Sch. 9 Pt. II**

31 ..... **F13**

**Textual Amendments**

**F13** Sch. 8 para. 31 repealed by [Wildlife and Countryside Act 1981 \(c. 69, SIF 4:5\)](#), s. 73(1), **Sch. 17 Pt. II**

32 ..... **F14**

**Textual Amendments**

**F14** Sch. 8 para. 32 repealed by [Judicial Pensions Act 1981 \(c. 20, SIF 71:2\)](#), s. 36(2), **Sch. 4**

*Prison Act 1952*

33 In section 47(5) of the <sup>M20</sup>Prison Act 1952 as amended by the <sup>M21</sup>Criminal Justice Act 1961 for the words “at assizes or quarter sessions” substitute “before the Crown Court” and for “quarter sessions” substitute “the Crown Court”.

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

**C15** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

**Marginal Citations**

**M20** 1952 c. 52.

**M21** 1961 c. 39

34 ..... **F15**



*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the Courts Act 1971, Part II. (See end of Document for details)*

**Textual Amendments**

**F15** Sch. 8 para. 34 repealed by Magistrates' Courts Act 1980 (c. 43, SIF 82), s. 154(3), Sch. 9

*County Courts Act 1959*

- 35 (1) ..... **F16**
- (2) In section 31(4) of the said Act for the words “The judge” at the beginning substitute “Subject to any directions given by or on behalf of the Lord Chancellor as to the place or time of sitting, the judge”.
- (3) In section 201 of the said Act, in the definition beginning “judge” for the words “appointed for a district under this Act” substitute “assigned to a district under section 20(1) of the Courts Act 1971”.

**Textual Amendments**

**F16** Sch. 8 para. 35(1) repealed (E.W.) by Supreme Court Act 1981 (c. 54, SIF 37), s. 152(4), Sch. 7

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

**C16** The text of Schedule 8 paras. 24(b), 35, 40, 48(a) and 57 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

36 ..... **F17**

**Textual Amendments**

**F17** Sch. 8 para. 36 repealed by Highways Act 1980 (c. 66, SIF 59), s. 343(3), Sch. 25

*Obscene Publications Act 1959*

- 37 In section 3(50) of the <sup>M22</sup>Obscene Publications Act 1959 (time of coming into force of forfeiture order) for the words from “fourteen days” to “order is made” substitute “the period within which notice of appeal to the Crown Court may be given against the order”.

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

**C17** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

**Marginal Citations**

**M22** 1959 c. 66

38 ..... **F18**

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the Courts Act 1971, Part II. (See end of Document for details)*

**Textual Amendments**

**F18** Sch. 8 para. 38 repealed by [Mental Health Act 1983 \(c. 20, SIF 85\)](#), s. 148(3), [Sch. 6](#)

*Caravan Sites and Control of Development Act 1960*

- 39 In section 9(2) of the <sup>M23</sup>Caravan Sites and Control of Development Act 1960 (time of coming into force of order revoking a licence) for the words from “on such date” to the words “case stated or otherwise” substitute “on such date as the court may specify in the order, being a date not earlier than the expiration of any period within which notice of appeal (whether by case stated or otherwise) may be given against the conviction”.

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

**C18** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

**Marginal Citations**

**M23** [1969 c. 62](#).

*Administration of Justice Act 1960*

- 40 (1) In section 13(2) of the <sup>M24</sup>Administration of Justice Act 1960 (appeal in cases of contempt of court) after paragraph (b) insert—
- “(bb) from an order or decision of the Crown Court to the Court of Appeal.”
- (2) In section 13(5)(a) of the said Act after “High Court” insert “the Crown Court”.
- (3) ..... <sup>F19</sup>

**Textual Amendments**

**F19** Sch. 8 para. 40(3) repealed (E.W.) by [Supreme Court Act 1981 \(c. 54, SIF 37\)](#), s. 152(4), [Sch. 7](#)

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

**C19** The text of Schedule 8 paras. 24(b), 35, 40, 48(a) and 57 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**

**M24** [1960 c. 65](#).

*Criminal Justice Act 1961*

- 41 In section 4(2)(a) of the <sup>M25</sup>Criminal Justice Act 1961 for the words “a court assize or of quarter sessions” substitute “the Crown Court”.

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the Courts Act 1971, Part II. (See end of Document for details)*

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

**C20** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

**Marginal Citations**

**M25** 1961 c. 39.

This Amendment shall cease to have effect when the relevant repeal by the <sup>M26</sup>Children and Young Persons Act 1969 takes effect.

**Marginal Citations**

**M26** 1969 c. 54.

<sup>M27</sup>*Licensing Act 1964*

**Marginal Citations**

**M27** 1964 c. 26.

- 42 (1) In section 28(3)(b) of the Licensing Act 1964 after the words “justices of the peace” insert “or the Crown Court”.
- (2) So far as section 193(1) of the said Act (disqualification of justices) relates to justices sitting in, or otherwise discharging the business of, the Crown Court, for the reference in that subsection to their acting in any area having a separate commission of the peace substitute a reference to their dealing (in the Crown Court) with proceedings which are related to that area in any way.
- (3) For the purposes of the said Act that part of the county borough of Stockport which, at the passing of the <sup>M28</sup>Criminal Justice Administration Act 1956, formed part of Cheshire shall instead belong to Lancashire, and to the hundred of Salford in the same way as the remainder of the borough.

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

**C21** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

**Marginal Citations**

**M28** 1956 c. 34.

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects  
 for the Courts Act 1971, Part II. (See end of Document for details)*

<sup>M29</sup> *Administration of Justice Act 1964*

**Marginal Citations**

**M29** 1964 c. 42.

43	(1) .....	F20
	(2) .....	F21
	(3) .....	F20
	(4) .....	F22

**Textual Amendments**

- F20** Sch. 8 para. 43(1)(3) repealed (E.W.) by *Justices of the Peace Act 1979* (c. 55, SIF 82), s. 71, **Sch. 3**  
**F21** Sch. 8 para. 43(2) repealed by *Criminal Justice Act 1972* (c. 71), **Sch. 6 Pt. II**  
**F22** Sch. 8 para. 43(4) repealed by *Justices of the Peace Act 1979* (c. 55, SIF 82), s. 71, **Sch. 3**

44	.....	F23
----	-------	-----

**Textual Amendments**

- F23** Sch. 8 paras. 44, 46 repealed (E.W.) by *Supreme Court Act 1981* (c. 54, SIF 37), s. 152(4), **Sch. 7**

<sup>M30</sup> *Criminal Procedure (Attendance of Witnesses) Act 1965*

**Marginal Citations**

**M30** 1965 c. 69.

- 45 (1) In section 1(1) of the *Criminal Procedure (Attendance of Witnesses) Act 1965* for the words from “the court of assize” to the end of the subsection substitute the words “the Crown Court”.
- (2) In section 2 of the said Act—
- (a) in subsection (1) for the words “a court of assize or quarter sessions” and the words “that court” substitute “the Crown Court”.
  - (b) in subsection (2) for the words “the court out of which the summons was issued” substitute “the Crown Court”.
- (3) For the purposes of section 13 of this Act a warrant issued under section 4 of the said Act (warrant of arrest to secure attendance of witness) shall be treated as a warrant issued by the Crown Court.
- (4) In section 4(2) of the said Act for the words “a court of assize or quarter sessions” substitute “the Crown Court”.

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the Courts Act 1971, Part II. (See end of Document for details)*

(5) In Schedule 1 to the said Act, in paragraph 1 and paragraph 2 before the words “rules of court” insert “Crown Court rules or”.

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

**C22** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

46 ..... F24

**Textual Amendments**

**F24** Sch. 8 paras. 44, 46 repealed (E.W.) by Supreme Court Act 1981 (c. 54, SIF 37), s. 152(4), Sch. 7

47 ..... F25

**Textual Amendments**

**F25** Sch. 8 para. 47 repealed by Matrimonial Causes Act 1973 (c. 18), Sch. 3

*Criminal Justice Act 1967*

48 In the <sup>M31</sup>Criminal Justice Act 1967—

- (a) in all places where there occurs a reference to a court of assize or quarter sessions (sections . . . <sup>F26</sup> 56(1)(3)(5)(8)(11), 62(10) . . . <sup>F26</sup> and in Schedule 6 paragraphs 2, 14, 16, 21(c)) there shall be substituted a reference to the Crown Court.
- (b) in all places where there occurs a reference to a court of quarter sessions (sections 20, 22(3), 56 . . . <sup>F27</sup> (6), 62(6)(7), . . . <sup>F28</sup> and in Schedule 6 paragraph 1) there shall be substituted a reference to the Crown Court.

**Textual Amendments**

**F26** Section numbers repealed by Powers of Criminal Courts Act 1973 (c. 62), Sch. 6 and Legal Aid Act 1974 (c. 4), Sch. 5 Pt. I

**F27** Sub-section number repealed by Magistrates' Courts Act 1980 (c. 43), Sch.9

**F28** Section numbers repealed by Legal Aid Act 1974 (c. 4) Sch. 5 Pt. I

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

**C23** The text of Schedule 8 paras. 24(b), 35, 40, 48(a) and 57 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**

**M31** 1967 c. 80.

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the Courts Act 1971, Part II. (See end of Document for details)*

49 In section 9(5) of that Act, for paragraphs (a) and (b) there shall be substituted the words “by a puisne judge of the High Court, a Circuit judge or Recorder sitting alone”.

**Modifications etc. (not altering text)**  
**C24** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

50 ..... F29

**Textual Amendments**  
**F29** Sch. 8 para. 11 repealed by Criminal Justice Act 1972 (c. 71), Sch. 6 Pt. I

51 ..... F30

**Textual Amendments**  
**F30** Sch. 8 para. 51 repealed by Powers of Criminal Courts Act 1973 (c. 62), Sch. 6

52 ..... F31

**Textual Amendments**  
**F31** Sch. 8 para. 52 repealed by Magistrates' Courts Act 1980 (c. 43, SIF 82), s. 154(3), Sch. 9

53, 54. .... F32

**Textual Amendments**  
**F32** Sch. 8 paras. 53, 54 repealed by Powers of Criminal Courts Act 1973 (c. 62), Sch. 6

- 55 (1) In subsection (8) of section 56 of that Act, for the words “the court to which he is committed” there shall be substituted the words “the Crown Court”.
- (2) In subsection (9) of that section for the words “the clerk of the court to which he is committed” there shall be substituted the words “the proper officer of the Crown Court”.
- (3) In subsection (10) of that section for the words “the court to which he is committed” there shall be substituted the words “the Crown Court”.

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the Courts Act 1971, Part II. (See end of Document for details)*

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

**C25** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

56 ..... F33

**Textual Amendments**

**F33** Sch. 8 para. 56 repealed by Legal Aid Act 1974 (c. 4), Sch. 5 Pt. I

*Criminal Appeal Act 1968*

- 57 (1) In the <sup>M32</sup>Criminal Appeal Act 1968—
- (a) for the words “a court of assize or quarter sessions” wherever they occur (sections 10(1), (2), 11(2)) substitute the words “the Crown Court”.
  - (b) for the words “at assizes or quarter sessions” wherever they occur (sections 10(2), (3), 24(2)(b), 39(3)) substitute the words “before the Crown Court”.
- (2) ..... F34
- (3) In section 51(1) of the said Act for the definition of the judge of the court of trial substitute— “the judge of court of trial” means, where the Crown Court comprises justices of the peace, the judge presiding. ”

**Textual Amendments**

**F34** Sch. 8 para. 57(2) repealed (E.W.) by Supreme Court Act 1981 (c. 54, SIF 37), s. 152(4), Sch. 7

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

**C26** The text of Schedule 8 paras. 24(b), 35, 40, 48(a) and 57 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**

**M32** 1968 c. 19

*Domestic and Appellate Proceedings (Restriction of Publicity) Act 1968*

- 58 In section 1(4) of the <sup>M33</sup>Domestic and Appellate Proceedings (Restriction of Publicity) Act 1968 after the words “the High Court” add the words “the Crown Court”.

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the Courts Act 1971, Part II. (See end of Document for details)*

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

**C27** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

**Marginal Citations**

**M33** 1968 c. 63.

*Children and Young Persons Act 1969*

59 [F35(1) In section 3(7) of the Children and Young Persons Act 1969 for the words “quarter sessions” substitute “the Crown Court”.]

(2) In the subsection (3B) in paragraph 1(3) and in paragraph 4(3) of Schedule 1 to the said Act for the words “a court of quarter sessions” substitute “the Crown Court”.

**Textual Amendments**

**F35** Sch. 8 para. 59(1) repealed (*prosp.*) by Children Act 1989 (c. 41, SIF 20), s. 108(2)(6)(7), Sch. 14 paras. 1(1), 27(4), Sch. 15

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

**C28** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

*Administration of Justice Act 1970*

60 (1) In section 4(2) of the <sup>M34</sup>Administration of Justice Act 1970 for the words “at assizes” substitute “the Crown Court”.

(2) In section 43(1)(b) of the said Act for the words “assizes or quarter sessions” substitute “the Crown Court”.

(3) In paragraphs 1 to 15 of Schedule 9 to the said Act for the words “quarter sessions” and the words “a court of assize or quarter sessions” wherever they occur substitute “the Crown Court”.

(4) For paragraphs 16 to 20 of the said Schedule 9 substitute the following paragraph—

“16 Any order for the payment of costs made by the Crown Court, other than an order falling within Part I above, or an order for costs to be paid out of money provided by Parliament.”



---

*Status: Point in time view as at 01/02/1991.*

**Changes to legislation:** *There are currently no known outstanding effects for the Courts Act 1971, Part II. (See end of Document for details)*

---

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

**C29** The text of Schedule 8 paras. 4, 5, 7–10, 12, 14, 15(1), 16, 19, 21, 28, 33, 37, 39, 41, 42(1), 45(1)(2)(4) (5), 49, 55, 58–60 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.

.....  
**Marginal Citations**

**M34** 1970 c. 31.

**Status:**

Point in time view as at 01/02/1991.

**Changes to legislation:**

There are currently no known outstanding effects for the Courts Act 1971, Part II.