



# Magistrates' Courts Act 1980

## 1980 CHAPTER 43

### PART VII

#### MISCELLANEOUS AND SUPPLEMENTARY

#### *Fees, fines, forfeitures, etc.*

#### 137 Fees.

F1 .....

##### Textual Amendments

F1 S. 137 repealed (10.1.2006) by [Courts Act 2003 \(c. 39\)](#), ss. 109(1)(3), 110, Sch. 8 para. 242, [Sch. 10](#); [S.I. 2005/3518](#), [art.2](#) (with saving in [art. 4](#))

#### 138 Remission of fees

F2 .....

##### Textual Amendments

F2 S. 138 repealed (10.1.2006) by [Courts Act 2003 \(c. 39\)](#), ss. 109(1)(3), 110, Sch. 8 para. 242, [Sch. 10](#); [S.I. 2005/3518](#), [art.2](#) (with saving in [art. 4](#))

#### 139 Disposal of sums adjudged to be paid by conviction.

[<sup>F3</sup>The designated officer for a magistrates' court] shall apply moneys received by him on account of a sum adjudged to be paid by a summary conviction as follows—

- (a) in the first place in payment of any compensation adjudged by the conviction to be paid to any person;

*Changes to legislation: Magistrates' Courts Act 1980, Cross Heading: Fees, fines, forfeitures, etc. is up to date with all changes known to be in force on or before 18 July 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*

- [<sup>F4</sup>(aa) in the second place in payment to the fund mentioned in paragraph (c) below of surcharges imposed under [<sup>F5</sup>section 42 of the Sentencing Code];]
- (b) in the [<sup>F6</sup>third] place in payment of any costs so adjudged to be paid to the prosecutor; and
- (c) the balance to the fund to which, or the person to whom, he is required to pay the sum by [<sup>F7</sup>section 38 of the Courts Act 2003] or any other enactment relating to the sum.

#### Textual Amendments

- F3** Words in s. 139 substituted (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(1), 110, **Sch. 8 para. 243(a)**; S.I. 2005/910, **art. 3(y)**
- F4** S. 139(aa) inserted (1.4.2007) by Domestic Violence, Crime and Victims Act 2004 (c. 28), ss. 58(1), 60, **Sch. 10 para. 11(a)**; S.I. 2007/602, **art. 2(c)**
- F5** Words in s. 139(aa) substituted (1.12.2020) by Sentencing Act 2020 (c. 17), s. 416(1), **Sch. 24 para. 60** (with **Sch. 27**); S.I. 2020/1236, **reg. 2**
- F6** Word in s. 139(b) substituted (1.4.2007) by Domestic Violence, Crime and Victims Act 2004 (c. 28), ss. 58(1), 60, **Sch. 10 para. 11(b)**; S.I. 2007/602, **art. 2(c)**
- F7** Words in s. 139 substituted (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(1), 110, **Sch. 8 para. 243(b)**; S.I. 2005/910, **art. 3(y)**

#### 140 Disposal of non-pecuniary forfeitures.

Subject to any enactment relating to customs or excise, anything other than money forfeited on a conviction by a magistrates' court or the forfeiture of which may be enforced by a magistrates' court shall be sold or otherwise disposed of in such manner as the court may direct; and the proceeds shall be applied as if they were a fine imposed under the enactment on which the proceedings for the forfeiture are founded.

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

- C1** S. 140 excluded by Telecommunications Act 1984 (c. 12, SIF 96), **s. 80(12)**
- C2** S. 140 excluded by Wireless Telegraphy Act 1949 (c. 54, SIF 96), **s. 14(3C)** (as substituted by Telecommunications Act 1984 (c. 12, SIF 96), **s. 82**)
- C3** S. 140 excluded (E.W.) by Prevention of Terrorism (Temporary Provisions) Act 1989 (c. 4, SIF 39:2), **s. 13(8)**, **Sch. 4 para. 1(7)**
- C4** S. 140 excluded (19.2.2001) by 2000 c. 11, s. 23(9), **Sch. 4 para. 2(4)**; S.I. 2001/421, **art. 2**
- C5** S. 140 excluded (25.7.2003) by The Advanced Television Services Regulations 2003 (S.I. 2003/1901), **reg. 8**, **Sch. para. 8(10)**  
S. 140 excluded (8.2.2007) by Wireless Telegraphy Act 2006 (c. 36), ss. 103, 126, **Sch. 5 para. 6**

**Changes to legislation:**

Magistrates' Courts Act 1980, Cross Heading: Fees, fines, forfeitures, etc. is up to date with all changes known to be in force on or before 18 July 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.

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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](#)