



Administration of Justice Act 1970

CHAPTER 31

ADMINISTRATION OF JUSTICE ACT 1970

PART I

COURTS AND JUDGES

High Court

- 1 Redistribution of business among divisions of the High Court.
- 2 Admiralty Court.
- 3 Commercial Court.
- 4 Power of judges of Commercial Court to take arbitrations.
- 5
- 6
- 7—8

Court of Appeal

- 9

Patents and Registered Designs Appeal Tribunals

- 10 Temporary additional judges.

PART II

ENFORCEMENT OF DEBT

Provisions restricting sanction of imprisonment

- 11 Restriction on power of committal under Debtors Act 1869 (c. 62).
- 12 Restriction on magistrates' power of committal for civil debt.
- 13—26

Status: Point in time view as at 05/12/2005.

Changes to legislation: Administration of Justice Act 1970 is up to date with all changes known to be in force on or before 06 May 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)

Enforcement by attachment of earnings

- 27 (1)
- 28 Other provisions for interpretation of Part II.

Supplementary

- 29 (1)
- 30

PART III

DISCOVERY AND RELATED PROCEDURES

- 31 Power of court to order disclosure, etc. of documents before commencement of proceedings.
- 32 Extension of existing powers of court to order disclosure of documents, inspection of property, etc.
- 33 (1) The power to make rules of court under section...
- 34 Application of ss.31 to 33 to county courts and High Court in Northern Ireland.
- 35 Application to Crown.

PART IV

ACTIONS BY MORTGAGEES FOR POSSESSION

- 36 Additional powers of court in action by mortgagee for possession of dwelling-house.
- 37, 38 Exclusive jurisdiction of county court in certain mortgage actions.
- 38A This Part of this Act shall not apply to a...
- 39 Interpretation of Part IV.

PART V

MISCELLANEOUS PROVISIONS

- 40 Punishment for unlawful harassment of debtors.
- 41 Recovery of costs and compensation awarded by magistrates, assizes, quarter sessions, etc.
- 42
- 43
- 44 Interest on judgment debts.
- 44A Interest on judgment debts expressed in currencies other than sterling.
- 45 Removal of limit on number of county court judges assignable to a district and of certain registrars appointed jointly.
- 46
- 47
- 48 Variation in rate of payments in maintenance order registered in magistrates' court.
- 49
- 50
- 51 Minor amendments of Children and Young Persons Act 1969 (c. 54).

Status: Point in time view as at 05/12/2005.

Changes to legislation: Administration of Justice Act 1970 is up to date with all changes known to be in force on or before 06 May 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)

PART VI

GENERAL

- 52 Financial provisions.
- 53
- 54 Citation, interpretation, repeals, commencement and extent.

SCHEDULES

SCHEDULE —

1.....

SCHEDULE 2 — AMENDMENT OF ENACTMENTS CONSEQUENTIAL ON SECTION 1

1

The Maintenance Orders (Facilities for Enforcement) Act 1920 (c. 33)

2 In section 1 of the Maintenance Orders (Facilities for Enforcement)...

The Administration of Estates Act 1925 (c.23)

3 In section 23 of the Administration of Estates Act 1925...

4 In section 47A of the said Act of 1925 (life...

5

The Supreme Court of Judicature (Consolidation) Act 1925 (c. 49)

6 In the following provisions of the Supreme Court of Judicature...

Other amendments in Parts I to V

7 In section 5 of the said Act of 1925 (power...

8 In section 56 of the said Act of 1925 (allocations...

9 For section 107 of the said Act of 1925 (principal...

10

11 In Schedule 3 to the said Act of 1925, Part...

Amendments of references in Part VII to principal probate registry and registrar

12 In the following provisions of the said Act of 1925,...

13 In section 157 of the said Act of 1925 (copies...

14 In the following provisions of the said Act of 1925,...

15 In section 167 of the said Act of 1925 (administration...

16

17

The Supreme Court Officers (Pensions) Act 1954 (c. 38)

18 In section 2 of the Supreme Court Officers (Pensions) Act...

The Public Records Act 1958 (c. 51)

19 In section 8 of the Public Records Act 1958 (deposit...

Status: Point in time view as at 05/12/2005.

Changes to legislation: Administration of Justice Act 1970 is up to date with all changes known to be in force on or before 06 May 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)

The Judicial Pensions Act 1959 (c. 9)

20 In Schedule 1 to the Judicial Pensions Act 1959 (judicial...

The County Courts Act 1959 (c. 22)

21 In section 42 of the County Courts Act 1959 (jurisdiction...
22 At the end of section 54(2) of the said Act...
23 In section 62(1) of the said Act of 1959 (probate...

The County Courts Act 1959 (c.22)

24 In section 64 of the said Act of 1959 (effect...
25

The Matrimonial Causes Act 1967 (c. 56)

26 In section 4 of the Matrimonial Causes Act 1967 (county...
27

28 In section 10 of the said Act of 1967 (interpretation),...

SCHEDULE 3 —

1 In this Schedule— (a) “the Act” means the Arbitration Act...
2 In section 1 of the Act (authority of arbitrator to...
3 The power of the High Court under section 7 of...
4 Section 8(3) of the Act (power of High Court to...
5 (1) The powers conferred on the High Court or a...
6 Section 13(2) and (3) of the Act (extension of time...
7 (1) Section 18(4) of the Act (provision enabling a party...
8 (1) Section 19 of the Act (power of the High...
9 (1) In sections . . . , 22 and 23...
10 (1) Section 24(2) of the Act (removal of issue of...
11 Section 25 of the Act (powers of court on removal...
12 The leave required by section 26 of the Act (enforcement...

SCHEDULE 4 — Taxes, Social Insurance Contributions, etc. subject to Special Enforcement Provisions in Part II

1 Income tax or any other tax or liability recoverable under...
2

3 Contributions equivalent premiums under Part III of the Pension Schemes...

3A Class 1, 2 and 4 contributions under Part I of...

4

SCHEDULES 5– —

7.....

SCHEDULE 8 — Maintenance Orders for purposes of 1958 Act and Part II of this Act

1 An order for alimony, maintenance or other payments made, or...
2 An order for payments to or in respect of a...
2A An order for periodical or other payments made, or having...
3 An order for maintenance or other payments to or in...
4 An order for periodical or other payments made or having...
5

Status: Point in time view as at 05/12/2005.

Changes to legislation: Administration of Justice Act 1970 is up to date with all changes known to be in force on or before 06 May 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)

- 6 An order (a) made or having effect as if made...
- 7 An order under section 43 of the National Assistance Act...
- 8 An order to which section 16 of the Maintenance Orders...
- 9 A maintenance order within the meaning of the Maintenance Orders...
- 10
- 11 A maintenance order within the meaning of Part I of...
- 12
- 13 A maintenance order within the meaning of Part I of...
- 13A A maintenance judgment within the meaning of Council Regulation (EC)...
- 14 An order for periodical or other payments made under Part...
- 15 An order for periodical or other payments made under Schedule...

SCHEDULE 9 — Enforcement of Orders for Costs, Compensation, etc.
Part I — CASES WHERE PAYMENT ENFORCEABLE AS ON SUMMARY
CONVICTION

Costs awarded by magistrates

- 1 Where a magistrates' court, on the summary trial of an...
- 1A Where a magistrates' court makes an order as to costs...
- 2 Where an appellant to the Crown Court against conviction or sentence...

Costs awarded by assizes and quarter sessions

- 3 Where a person appeals to the Crown Court against conviction or...
- 4 Where a person is prosecuted or tried on indictment
- 4A Where the Crown Court makes an order as to costs...
- 5

Costs awarded by Court of Appeal (criminal division) or House of Lords

- 6 Where the criminal division of the Court of Appeal makes...
- 8

Miscellaneous orders for costs, compensation, damages etc.

- 9 Where a court makes an order by virtue of regulations...
- 10 Where under section 130 of the Powers of Criminal Courts...
- 12 Where under section 137 of the Powers of Criminal Courts...
Where under section 5 of the Isle of Wight County...

Part II — CASES WHERE COSTS ENFORCEABLE SUMMARILY AS CIVIL DEBT

Costs awarded by magistrates

- 13 Where a magistrates' court makes an order as to costs...
- 14 Where an appellant to the Crown Court from a magistrates'...
- 15

Costs awarded by assizes and quarter sessions

- 16 Any order for the payment of costs made by the...

Costs awarded by Court of Appeal (criminal division)

- 16A Where the criminal division of the Court of Appeal makes...

Status: Point in time view as at 05/12/2005.

Changes to legislation: Administration of Justice Act 1970 is up to date with all changes known to be in force on or before 06 May 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)

17–20
21

SCHEDULE —

10.

Schedule 11 — Enactments Repealed

Status:

Point in time view as at 05/12/2005.

Changes to legislation:

Administration of Justice Act 1970 is up to date with all changes known to be in force on or before 06 May 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.