



# Justices of the Peace Act 1979 (repealed 19.6.1997)

## 1979 CHAPTER 55

### PART II

#### ORGANISATION OF FUNCTIONS OF JUSTICES

##### *Justices' clerks and their staffs*

#### 26 Qualifications for appointment as justices' clerk.

- (1) Except as provided by this section, no person shall be appointed as justices' clerk <sup>F1</sup> . . . unless either—
- (a) at the time of appointment he [<sup>F2</sup>has a 5 year magistrates' court qualification, within the meaning of section 71 of the Courts and Legal Services Act 1990,]. . . , or
  - (b) he then is or has previously been a justices' clerk.

<sup>F3</sup>(2) . . . . .

[<sup>F4</sup>(3) A person not having the qualification which is required by subsection (1)(a) above may be appointed as justices' clerk if at the time of the appointment he is a barrister or solicitor and has served for not less than five years as assistant to a justices' clerk.]

<sup>F3</sup>(4) . . . . .

<sup>F3</sup>(5) . . . . .

#### Textual Amendments

- F1** Words in s. 26(1) repealed (1.4.1995) by 1994 c. 29, ss. 91, 93, Sch. 8 Pt. 1 para. 10(2), **Sch. 9 Pt. II**; S.I. 1995/685, arts. 7(1)(b), 8(f)
- F2** Words substituted by Courts and Legal Services Act 1990 (c.41, SIF 37), s. 71(2), **Sch. 10 para. 45**

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**Status:** Point in time view as at 04/07/1996. This version of this provision has been superseded.

**Changes to legislation:** There are currently no known outstanding effects for the Justices of the Peace Act 1979 (repealed 19.6.1997), Section 26. (See end of Document for details)

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- F3** S. 26(2)(4)(5) repealed (1.4.1995) by 1994 c. 29, ss. 91, 93, Sch. 8 Pt. I para. 10(4), **Sch. 9 Pt. II**; S.I. 1995/685, **arts. 7(1)(b), 8(f)**
- F4** S. 26(3) substituted (1.4.1995) by 1994 c. 29, s. 91, **Sch. 8 Pt. I para. 10(3)**; S.I. 1995/685, **art. 7(1)(b)**

**Status:**

Point in time view as at 04/07/1996. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the Justices of the Peace Act 1979 (repealed 19.6.1997), Section 26.