



# 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F1 S. 137 repealed (10.1.2006) by [Courts Act 2003 \(c. 39\)](#), ss. 109(1)(3), 110, Sch. 8 para. 242, [Sch. 10](#); [S.I. 2005/3518](#), [art.2](#) (with saving in [art. 4](#))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F2 S. 138 repealed (10.1.2006) by [Courts Act 2003 \(c. 39\)](#), ss. 109(1)(3), 110, Sch. 8 para. 242, [Sch. 10](#); [S.I. 2005/3518](#), [art.2](#) (with saving in [art. 4](#))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;

*Status: Point in time view as at 27/09/2010.*

*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 13 June 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)*

- [<sup>F4</sup>(aa) in the second place in payment to the fund mentioned in paragraph (c) below of surcharges imposed under section 161A of the Criminal Justice Act 2003;]
- (b) in the [<sup>F5</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>F6</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** 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)**
- F6** 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**

**Status:**

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**Changes to legislation:**

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