



Magistrates' Courts Act 1980

1980 CHAPTER 43

PART VII

MISCELLANEOUS AND SUPPLEMENTARY

Process

123 Defect in process.

- (1) No objection shall be allowed to any information or complaint, or to any summons or warrant to procure the presence of the defendant, for any defect in it in substance or in form, or for any variance between it and the evidence adduced on behalf of the prosecutor or complainant at the hearing of the information or complaint.
- (2) If it appears to a magistrates' court that any variance between a summons or warrant and the evidence adduced on behalf of the prosecutor or complainant is such that the defendant has been misled by the variance, the court shall, on the application of the defendant, adjourn the hearing.
- [^{F1}(3) In the application of this section to proceedings conducted in accordance with section 16A—
 - (a) a reference in subsection (1) or (2) to evidence adduced on behalf of the prosecutor at a hearing is to be read as a reference to evidence placed before the court on behalf of the prosecutor, and
 - (b) subsection (2) is to be read as if for the words from “has been misled” to the end there were substituted “ is likely to have been misled by the variance, the court shall treat the written charge as not being appropriate for trial in accordance with section 16A ”.]

Textual Amendments

- F1** S. 123(3) inserted (13.4.2015) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), s. 95(1), [Sch. 11 para. 5](#); [S.I. 2015/778](#), art. 3, [Sch. 1 para. 77](#)

Status: Point in time view as at 02/12/2020.

Changes to legislation: Magistrates' Courts Act 1980, Cross Heading: Process is up to date with all changes known to be in force on or before 04 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)

Modifications etc. (not altering text)

- C1 S. 123 applied (with modifications) (1.4.1997) by S.I. 1997/704, **rule 5(1)(3)(4)(h)(6)**
- C2 S. 123 applied (with modifications) by S.I. 2010/60, rule 62.16 (as substituted (4.4.2011) by The Criminal Procedure (Amendment No. 2) Rules 2010 (S.I. 2010/3026), rules 1, 9, **Sch. 2**)
- C3 S. 123 modified (3.10.2011) by The Criminal Procedure Rules 2011 (S.I. 2011/1709), **rule 62.16(3)(f)**
- C4 S. 123 modified (1.10.2012) by The Criminal Procedure Rules 2012 (S.I. 2012/1726), **rule 62.16(2)(3)(f)**
- C5 S. 123 modified (7.10.2013) by The Criminal Procedure Rules 2013 (S.I. 2013/1554), **rule 62.16(2)(3)(f)** (with **rule 2.1**)
- C6 S. 123 modified (6.10.2014) by The Criminal Procedure Rules 2014 (S.I. 2014/1610), **rule 62.16(2)(3)(f)** (with **rule 2.1**)
- C7 S. 123 modified (5.10.2015) by The Criminal Procedure Rules 2015 (S.I. 2015/1490), **rule 48.16(2)(3)**
- C8 S. 123 modified (5.10.2020) by The Criminal Procedure Rules 2020 (S.I. 2020/759), **rule 48.16(2)(3)**

124 Process valid notwithstanding death, etc., of justice.

A warrant or summons issued by a justice of the peace shall not cease to have effect by reason of his death or his ceasing to be a justice.

125 Warrants.

- (1) A warrant of arrest issued by a justice of the peace shall remain in force until it is executed or withdrawn [^{F2}or it ceases to have effect in accordance with [^{F3}rules of court]].
- (2) A warrant of arrest, warrant of commitment, [^{F4}warrant of detention,]^{F5}warrant of control] or search warrant issued by a justice of the peace may be executed anywhere in England and Wales by any person to whom it is directed or by any constable acting within his police area.

^{F6}
.....

^{F7}
...

^{F8}(3)

^{F9}(4)

Textual Amendments

- F2 Words in s. 125(1) inserted (19.2.2001) by 1999 c. 22, **s. 97(4)** (with s. 107, Sch. 14 para. 7(2)); S.I. 2001/168, **arts. 1, 2(a)** (subject to transitional provisions in art. 3 of that S.I.)
- F3 Words in s. 125(1) substituted (1.9.2004) by Courts Act 2003 (c. 39), ss. 109(1), 110, **Sch. 8 para. 238**; S.I. 2004/2066, **art. 2(c)(xi)** (subject to art. 3)
- F4 Words in s. 125(2) inserted (8.1.2001) by 1999 c. 22, **s. 95(1)** (with s. 107, Sch. 14 para. 7(2)); S.I. 2000/3280, **art. 2(b)** (with transitional provisions in art. 3)
- F5 Words in s. 125(2) substituted (6.4.2014) by Tribunals, Courts and Enforcement Act 2007 (c. 15), s. 148, **Sch. 13 para. 57(2)** (with s. 89); S.I. 2014/768, art. 2(1)(b)
- F6 S. 125(2): the second paragraph (which was inserted by Criminal Justice Act 1988 (c. 33), ss. 65(1), 123(6), **Sch. 8 para. 16**) repealed (8.1.2001) by 1999 c. 22, s. 108(1), **Sch. 15 Pt. V(8)** (with s. 107, Sch. 14 paras. 7(2), 36(9)); S.I. 2000/3280, **art. 2(c)(i)**
- F7 Words in s. 125(2) repealed (6.4.2014) by Tribunals, Courts and Enforcement Act 2007 (c. 15), s. 148, Sch. 13 para. 57(3), **Sch. 23 Pt. 3** (with s. 89); S.I. 2014/768, art. 2(1)(b)

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F8 S. 125(3) repealed (19.2.2001) by 1999 c. 22, s. 106, **Sch. 15 Pt. V(8)** (with s. 107, Sch. 14 paras. 7(2), 36(9)); S.I. 2001/168, **arts. 1, 2(b)**

F9 S. 125(4) repealed (19.2.2001) by 1999 c. 22, s. 106, **Sch. 15 Pt. V(8)** (with s. 107, Sch. 14 paras. 7(2), 36(9)); S.I. 2001/168, **arts. 1, 2(b)**

Modifications etc. (not altering text)

C9 S. 125-126 applied (temp.) (23.2.2004 and 29.3.2004 for certain purposes, otherwise 5.4.2004 until 31.3.2006) by **The Fines Collection Regulations 2004** (S.I. 2004/176), **regs. 1(3), 10** (with **reg. 3**) (as amended (30.3.2005) by S.I. 2005/484, **regs. 1(1)(a)(2), 2, 4**)

[^{F10}125ZA Warrants of control

- (1) This section applies to a warrant of control issued by a justice of the peace.
- (2) The person to whom it is directed must endorse the warrant as soon as possible after receiving it.
- (3) For the purposes of this section a person endorses a warrant by inserting on the back the date and time when he received it.
- (4) No fee may be charged for endorsing a warrant under this section.]

Textual Amendments

F10 S. 125ZA inserted (6.4.2014) by **Tribunals, Courts and Enforcement Act 2007** (c. 15), **ss. 68, 148** (with s. 89); S.I. 2014/768, **art. 2(1)(a)**

^{F11}[125A Civilian enforcement officers.

- (1) A warrant to which this subsection applies may be executed anywhere in England and Wales by a civilian enforcement officer.
- (2) In this section “civilian enforcement officer”, in relation to a warrant, means a person who—
 - (a) is employed by an authority of a prescribed class which performs functions in relation to any area specified in the warrant; and
 - (b) is authorised in the prescribed manner to execute warrants.
- (3) The warrants to which subsection (1) above applies are any warrant of arrest, commitment, detention or [^{F12}control] issued by a justice of the peace—
 - (a) under any provision specified for the purposes of this subsection by an order made by the Lord Chancellor ^{F13}. . . ; or
 - (b) for the enforcement of a court order of any description so specified.

[Subsection (1) also applies to any warrant of [^{F15}control] issued under Schedule 5 to ^{F14}(3A) the Courts Act 2003 by a court or fines officer.]

- (4) Where a warrant has been executed by a civilian enforcement officer, a written statement indicating—
 - (a) the name of the officer;
 - (b) the authority by which he is employed; and
 - (c) that he is authorised in the prescribed manner to execute warrants,

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shall, on the demand of the person arrested, committed or detained or ^{F16}, in the case of a warrant of control, against whom the warrant is issued] , be shown to him as soon as practicable.

- (5) The power to make orders conferred by subsection (3) above shall be exercisable by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.]

Textual Amendments

- F11** S. 125A inserted (8.1.2001) by 1999 c. 22, s. 92, (with s. 107, Sch. 14 para. 7(2)); S.I. 2000/3280, art. 2(b)
- F12** Word in s. 125A(3) substituted (6.4.2014) by Tribunals, Courts and Enforcement Act 2007 (c. 15), s. 148, Sch. 13 para. 58(2) (with s. 89); S.I. 2014/768, art. 2(1)(b)
- F13** Words in s. 125A(3)(a) repealed (22.8.2007) by The Secretary of State for Justice Order 2007 (S.I. 2007/2128), art. 8, Sch. para. 5
- F14** S. 125A(3A) inserted (3.7.2006) by The Collection of Fines (Final Scheme) Order 2006 (S.I. 2006/1737), art. 52
- F15** Word in s. 125A(3A) substituted (6.4.2014) by Tribunals, Courts and Enforcement Act 2007 (c. 15), s. 148, Sch. 13 para. 58(3) (with s. 89); S.I. 2014/768, art. 2(1)(b)
- F16** Words in s. 125A(4) substituted (6.4.2014) by Tribunals, Courts and Enforcement Act 2007 (c. 15), s. 148, Sch. 13 para. 58(4) (with s. 89); S.I. 2014/768, art. 2(1)(b)

Modifications etc. (not altering text)

- C10** S. 125A(3)(a) transfer of functions (22.8.2007) by The Secretary of State for Justice Order 2007 (S.I. 2007/2128), art. 4(1)(a) (with art. 7)

^{F17}[125B Execution by approved enforcement agency.

- (1) A warrant to which section 125A(1) above applies may also be executed anywhere in England and Wales—
- by an individual who is an approved enforcement agency;
 - by a director of a company which is an approved enforcement agency;
 - by a partner in a partnership which is an approved enforcement agency; or
 - by an employee of an approved enforcement agency who is authorised in writing by the agency to execute warrants.
- (2) In this section “approved enforcement agency”, in relation to a warrant, means a person or body approved ^{F18}by the Lord Chancellor] .
- [The Lord Chancellor must maintain a register containing the names of all persons and
- ^{F19}(2A) bodies approved by him under subsection (2) and must make such arrangements as he considers appropriate for making the register available for inspection.]
- (3) ^{F20}.....
- (4) Where a warrant has been executed by a person mentioned in subsection (1) above, a written statement indicating the matters specified in subsection (5) below shall, on the demand of the person arrested, committed or detained or ^{F21}, in the case of a warrant of control, against whom the warrant is issued] , be shown to him as soon as practicable.
- (5) The matters referred to in subsection (4) above are—
- the name of the person by whom the warrant was executed;

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- (b) if he is a director of, or partner in, an approved enforcement agency, the fact that he is a director of, or partner in, that agency;
- (c) if he is an employee of an approved enforcement agency, the fact that he is an employee authorised in writing by that agency to execute warrants; and
- (d) the fact that his name, or (where paragraph (b) or (c) above applies) that of the agency indicated, is contained in the register maintained [^{F22}by the Lord Chancellor under subsection (2A)] .

[A decision by the Lord Chancellor to revoke the approval of a person or body under ^{F23}(6) subsection (2) does not have effect to revoke the approval until the Lord Chancellor has informed the person or body of the decision.]]

Textual Amendments

- F17** S. 125B inserted (8.1.2001) by 1999 c. 22, s. 93(2), (with s. 107, Sch. 14 para. 7(2)); S.I. 2000/3280, art. 2(b)
- F18** Words in s. 125B(2) substituted (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(1), 110, Sch. 8 para. 239(2); S.I. 2005/910, art. 3(y)
- F19** Words in s. 125B(2A) inserted (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(1), 110, Sch. 8 para. 239(3); S.I. 2005/910, art. 3(y)
- F20** S. 125B(3) repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(1)(3), 110, Sch. 8 para. 239(4), Sch. 10; S.I. 2005/910, art. 3(y)(aa)
- F21** Words in s. 125B(4) substituted (6.4.2014) by Tribunals, Courts and Enforcement Act 2007 (c. 15), s. 148, Sch. 13 para. 59 (with s. 89); S.I. 2014/768, art. 2(1)(b)
- F22** Words in s. 125B(5)(d) substituted (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(1), 110, Sch. 8 para. 239(5); S.I. 2005/910, art. 3(y)
- F23** S. 125B(6) inserted (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(1), 110, Sch. 8 para. 239(6); S.I. 2005/910, art. 3(y)

Modifications etc. (not altering text)

- C11** S. 125-126 applied (temp.) (23.2.2004 and 29.3.2004 for certain purposes, otherwise 5.4.2004 until 31.3.2006) by The Fines Collection Regulations 2004 (S.I. 2004/176), regs. 1(3), 10 (with reg. 3) (as amended (30.3.2005) by S.I. 2005/484, regs. 1(1)(a)(2), 2, 4)

[^{F24}125B] Powers of persons authorised under section 125A or 125B

Schedule 4A to this Act, which confers powers on persons authorised under section 125A or 125B for the purpose of executing warrants for the enforcement of fines and other orders, shall have effect.]

Textual Amendments

- F24** S. 125BA inserted (18.7.2005) by Domestic Violence, Crime and Victims Act 2004 (c. 28), ss. 27(1), 60; S.I. 2005/1821, art. 2

[^{F25}125C] Disclosure of information for enforcing warrants.

- (1) Basic personal information held by a relevant public authority may, on the application of [^{F26}the designated officer for a magistrates' court], be supplied by the authority to him ^{F27}... for the purpose of facilitating the enforcement of a section 125A(1) warrant which is so specified.

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(2) In this section—

“basic personal information” means a person’s name, date of birth or national insurance number or the address (or any of the addresses) of a person;

“relevant public authority” means a Minister of the Crown, government department, local authority or chief officer of police specified in an order made by the Lord Chancellor; and

“a section 125A(1) warrant” means a warrant to which section 125A(1) above applies ^{F28} . . .

(3) Information supplied to any person under subsection (1) above, or this subsection, for the purpose of facilitating the enforcement of a section 125A(1) warrant may be supplied by him for that purpose to—

(a) any person entitled to execute the warrant;

(b) any employee of a body or person who, for the purposes of section 125B above, is an approved enforcement agency in relation to the warrant; or

[^{F29}(c) any ^{F30}... person appointed under section 2(1) of the Courts Act 2003.]

(4) A person who intentionally or recklessly—

(a) discloses information supplied to him under this section otherwise than as permitted by subsection (3) above; or

(b) uses information so supplied otherwise than for the purpose of facilitating the enforcement of the section 125A(1) warrant concerned,

commits an offence.

(5) But it is not an offence under subsection (4) above—

(a) to disclose any information in accordance with any enactment or order of a court or for the purposes of any proceedings before a court; or

(b) to disclose any information which has previously been lawfully disclosed to the public.

(6) A person guilty of an offence under subsection (4) above is liable—

(a) on summary conviction, to a fine not exceeding the statutory maximum; or

(b) on conviction on indictment, to a fine.

(7) The power to make orders conferred by subsection (2) above shall be exercisable by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.]

Textual Amendments

F25 S. 125C inserted (8.1.2001) by 1999 c. 22, s. 94, (with s. 107, Sch. 14 para. 7(2)); S.I. 2000/3280, art. 2(b) (with transitional provisions in art. 3)

F26 Words in s. 125C(1) substituted (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(1), 110, Sch. 8 para. 240(2)(a); S.I. 2005/910, art. 3(y)

F27 Words in s. 125C(1) omitted (6.4.2020) by virtue of Courts and Tribunals (Judiciary and Functions of Staff) Act 2018 (c. 33), s. 4(3), Sch. para. 8(2); S.I. 2020/24, reg. 3(b)

F28 Words in s. 125C(2) repealed (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(1)(3), 110, Sch. 8 para. 240(3), Sch. 10; S.I. 2005/910, art. 3(y)(aa)

F29 S. 125C(3)(c) substituted (1.4.2005) by Courts Act 2003 (c. 39), ss. 109(1), 110, Sch. 8 para. 240(4); S.I. 2005/910, art. 3(y)

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F30 Words in s. 125C(3)(c) omitted (6.4.2020) by virtue of [Courts and Tribunals \(Judiciary and Functions of Staff\) Act 2018 \(c. 33\)](#), s. 4(3), [Sch. para. 8\(3\)](#); S.I. 2020/24, reg. 3(b)

Modifications etc. (not altering text)

C12 S. 125C extended (8.1.2001) by [S.I. 2000/3277](#), [art. 2](#)

C13 S. 125-126 applied (23.2.2004) by [S.I. 2004/176](#), [reg. 10](#)

[^{F31}125C] Power to make disclosure order

- (1) A magistrates' court may make a disclosure order if satisfied that it is necessary to do so for the purpose of executing a warrant to which this section applies.
- (2) This section applies to a warrant of arrest, commitment, detention or [^{F32}control] issued by a justice of the peace in connection with the enforcement of a fine or other order imposed or made on conviction.
- (3) A disclosure order is an order requiring the person to whom it is directed to supply the designated officer for the court with any of the following information about the person to whom the warrant relates—
 - (a) his name, date of birth or national insurance number;
 - (b) his address (or any of his addresses).
- (4) A disclosure order may be made only on the application of a person entitled to execute the warrant.
- (5) This section applies to the Crown as it applies to other persons.

Textual Amendments

F31 Ss. 125CA, 125CB inserted (31.3.2005) by [Domestic Violence, Crime and Victims Act 2004 \(c. 28\)](#), [ss. 28, 60](#); [S.I. 2005/579](#), [art. 3\(c\)](#)

F32 Word in s. 125CA(2) substituted (6.4.2014) by [Tribunals, Courts and Enforcement Act 2007 \(c. 15\)](#), s. 148, [Sch. 13 para. 60](#) (with s. 89); [S.I. 2014/768](#), [art. 2\(1\)\(b\)](#)

125CB Use of information supplied under disclosure order

- (1) Information supplied to a person under a disclosure order, or under this subsection, may be supplied by him to—
 - (a) the applicant for the order or any other person entitled to execute the warrant concerned;
 - (b) any employee of a body or person who, for the purposes of section 125B above, is an approved enforcement agency in relation to the warrant;
 - (c) any ^{F33}... person appointed under section 2(1) of the Courts Act 2003.
- (2) A person who intentionally or recklessly—
 - (a) discloses information supplied under a disclosure order otherwise than as permitted by subsection (1) above, or
 - (b) uses information so supplied otherwise than for the purpose of facilitating the execution of the warrant concerned,commits an offence.
- (3) But it is not an offence under subsection (2) above—

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- (a) to disclose any information in accordance with any enactment or order of a court or for the purposes of any proceedings before a court; or
 - (b) to disclose any information which has previously been lawfully disclosed to the public.
- (4) A person guilty of an offence under subsection (2) above is liable—
- (a) on summary conviction, to a fine not exceeding the statutory maximum;
 - (b) on conviction on indictment, to a fine.
- (5) In this section “disclosure order” has the meaning given by section 125CA(3) above.]

Textual Amendments

- F31** Ss. 125CA, 125CB inserted (31.3.2005) by [Domestic Violence, Crime and Victims Act 2004 \(c. 28\)](#), [ss. 28, 60](#); S.I. 2005/579, [art. 3\(c\)](#)
- F33** Words in s. 125CB(1)(c) omitted (6.4.2020) by virtue of [Courts and Tribunals \(Judiciary and Functions of Staff\) Act 2018 \(c. 33\)](#), s. 4(3), [Sch. para. 9](#); S.I. 2020/24, [reg. 3\(b\)](#)

^{F34}[125D Execution by person not in possession of warrant.

- (1) A warrant to which section 125A(1) above applies may be executed by any person entitled to execute it even though it is not in his possession at the time.
- (2) A warrant to which this subsection applies (and which is not a warrant to which section 125A(1) above applies) may be executed by a constable even though it is not in his possession at the time.
- (3) Subsection (2) above applies to—
- (a) a warrant to arrest a person in connection with an offence;
 - ^{F35}(b) a warrant under section 313, 314 or 317 of the Armed Forces Act 2006;]
 - ^{F36}(c)
 - (d) a warrant under section 47(8) of the ^{M1}Family Law Act 1996 (failure to comply with occupation order or non-molestation order);
 - (e) a warrant under paragraph 4 of Schedule 3 to the ^{M2}Crime and Disorder Act 1998 (unwilling witnesses);
 - (f) a warrant under paragraph 3(2) of [^{F37}Schedule 4 to the Sentencing Code] (offenders referred to court by youth offender panel); and
 - (g) a warrant under section 55, 76, 93, 97 or 97A above.
- (4) Where by virtue of this section a warrant is executed by a person not in possession of it, it shall, on the demand of the person arrested, committed or detained or [^{F38}, in the case of a warrant of control, against whom the warrant is issued] , be shown to him as soon as practicable.]

Textual Amendments

- F34** S. 125D inserted (19.2.2001) by [1999 c. 22, s. 96](#) (with s. 107, [Sch. 14 para. 7\(2\)](#)); S.I. 2001/168, [arts. 1, 2\(a\)](#) (subject to transitional provisions in art. 3 of that S.I.)
- F35** S. 125D(3)(b) substituted (28.3.2009 for certain purposes and 31.10.2009 otherwise) by [Armed Forces Act 2006 \(c. 52\)](#), [ss. 378, 383](#), [Sch. 16 para. 89](#); S.I. 2009/812, [art. 3](#) (with transitional provisions in S.I. 2009/1059); S.I. 2009/1167, [art. 4](#)

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- F36** S. 125D(3)(c) repealed (6.4.2014) by [Tribunals, Courts and Enforcement Act 2007 \(c. 15\)](#), s. 148, [Sch. 13 para. 61\(2\)](#), [Sch. 23 Pt. 3](#) (with s. 89); S.I. 2014/768, art. 2(1)(b)
- F37** Words in s. 125D(3)(f) substituted (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), [Sch. 24 para. 57](#) (with [Sch. 24 para. 447](#), [Sch. 27](#)); S.I. 2020/1236, reg. 2
- F38** Words in s. 125D(4) substituted (6.4.2014) by [Tribunals, Courts and Enforcement Act 2007 \(c. 15\)](#), s. 148, [Sch. 13 para. 61\(3\)](#) (with s. 89); S.I. 2014/768, art. 2(1)(b)

Modifications etc. (not altering text)

- C14** Ss. 125-126 applied (temp.) (23.2.2004 and 29.3.2004 for certain purposes, otherwise 5.4.2004 until 31.3.2006) by [The Fines Collection Regulations 2004 \(S.I. 2004/176\)](#), regs. 1(3), [10](#) (with reg. 3) (as amended (30.3.2005) by S.I. 2005/484, regs. 1(1)(a)(2), 2, 4)
- C15** S. 125D(3)(b) modified (24.4.2009 for certain purposes and 31.10.2009 otherwise) by [The Armed Forces Act 2006 \(Transitional Provisions etc\) Order 2009 \(S.I. 2009/1059\)](#), art. 205, [Sch. 1 para. 18\(2\)](#)

Marginal Citations

- M1** 1996 c.27.
M2 1998 c.37.

126 Execution of certain warrants outside England and Wales.

[^{F39}Section 13(1) and (2)] of the ^{M3}Indictable Offences Act 1848 (which relate, among other things, to the execution in Scotland, Northern Ireland, the Isle of Man and the Channel Islands of warrants of arrest for the offences referred to in those sections) shall, so far as applicable, apply to—

- (a) warrants of arrest issued under section 1 above for offences other than [^{F40}indictable offences] ;
- (b) warrants of arrest issued under section 13 above;
- (c) warrants of arrest issued under section 97 above other than warrants issued in bastardy proceedings to arrest a witness;^{F41} . . .
- [^{F42}(cc) warrants of arrest issued under section 97A above;]
- (d) warrants of commitment issued under this Act [^{F43};and
- (e) warrants of arrest issued under paragraph 4 of Schedule 3 to the Crime and Disorder Act 1998]; [^{F44}and]
- (f) warrants of arrest issued under paragraph 3(2) of [^{F45}Schedule 4 to the Sentencing Code] (offender referred to court by youth offender panel).

Textual Amendments

- F39** Words in s. 126 substituted (1.4.2005) by [Courts Act 2003 \(c. 39\)](#), ss. 109(1), 110, [Sch. 8 para. 241\(a\)](#); S.I. 2005/910, [art. 3\(y\)](#)
- F40** Words in s. 126 substituted (1.4.2005) by [Courts Act 2003 \(c. 39\)](#), ss. 109(1), 110, [Sch. 8 para. 241\(b\)](#); S.I. 2005/910, [art. 3\(y\)](#)
- F41** Word "and" at the end of s. 126(c) repealed (4.1.1999 for the purpose of sending any person for trial under s. 51 of the substituting Act from any area specified in S.I. 1998/2327, [Sch. 2](#) (as amended by S.I. 1998/2412 and S.I. 2000/924) otherwise 15.1.2001) by 1998 c. 37, ss. 119, 120(2), [Sch. 8 para. 45\(a\)](#), [Sch. 10](#); S.I. 1998/2327, [art. 4\(2\)\(c\)](#), [Sch. 2](#); S.I. 2000/3283, [art. 2\(c\)](#) (subject to art. 3)
- F42** S. 126(cc) inserted (4.1.1999 for the purpose of sending any person for trial under s. 51 of the substituting Act from any area specified in S.I. 1998/2327, [Sch. 2](#) (as amended by S.I. 1998/2412 and S.I. 2000/924) otherwise 15.1.2001) by 1998 c. 37, s. 119, [Sch. 8 para. 45\(b\)](#); S.I. 1998/2327, [art. 4\(2\)\(c\)](#), [Sch. 2](#); S.I. 2000/3283, [art. 2\(c\)](#) (subject to art. 3)

Status: Point in time view as at 02/12/2020.

Changes to legislation: Magistrates' Courts Act 1980, Cross Heading: Process is up to date with all changes known to be in force on or before 04 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)

- F43** S. 126(e) and the word "and" immediately preceding it inserted (4.1.1999 for the purpose of sending any person for trial under s. 51 of the substituting Act from any area specified in [S.I. 1998/2327, Sch. 2](#) (as amended by [S.I. 1998/2412](#) and [S.I. 2000/924](#)) otherwise 15.1.2001) by 1998 c. 37, s. 119, [Sch. 8 para. 45\(c\)](#); [S.I. 1998/2327, art. 4\(2\)\(c\), Sch. 2](#); [S.I. 2000/3283, art. 2\(c\)](#) (subject to art. 3)
- F44** S. 126(f) and the preceding "and" inserted (26.6.2000) by 1999 c. 23, s. 67, [Sch. 4 para. 9](#) (with [Sch. 7 paras. 3\(3\), 5\(2\)](#)); [S.I. 2000/1587, art. 2\(b\)](#)
- F45** Words in s. 126(f) substituted (1.12.2020) by [Sentencing Act 2020 \(c. 17\), s. 416\(1\), Sch. 24 para. 58](#) (with [Sch. 24 para. 447, Sch. 27](#)); [S.I. 2020/1236, reg. 2](#)

Modifications etc. (not altering text)

- C16** S. 125-126 applied (temp.) (23.2.2004 and 29.3.2004 for certain purposes, otherwise 5.4.2004 until 31.3.2006) by [The Fines Collection Regulations 2004 \(S.I. 2004/176\), regs. 1\(3\), 10](#) (with [reg. 3](#)) (as amended (30.3.2005) by [S.I. 2005/484, regs. 1\(1\)\(a\)\(2\), 2, 4](#))

Marginal Citations

- M3** [1848 c. 42.](#)

Status:

Point in time view as at 02/12/2020.

Changes to legislation:

Magistrates' Courts Act 1980, Cross Heading: Process is up to date with all changes known to be in force on or before 04 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.