



Magistrates' Courts Act 1980

1980 CHAPTER 43

PART VII

MISCELLANEOUS AND SUPPLEMENTARY

Rules about [F¹youth courts]

146 Rules relating to [F¹ youth court panels] and composition of [F²youth courts].

- (1) Without prejudice to the generality of the power to make rules under section 144 above relating to the procedure and practice to be followed by magistrates' courts, provision may be made by such rules with respect to any of the following matters, namely—
 - (a) the formation and revision of [F¹youth court panels], that is to say, panels of justices specially qualified to deal with juvenile cases and the eligibility of justices to be members of such panels;
 - (b) the appointment of persons as chairmen of [F²youth courts]; and
 - (c) the composition of [F²youth courts].
- (2) Rules making any such provisions as are referred to in subsection (1) above may confer powers on the Lord Chancellor with respect to any of the matters specified in the rules and may, in particular, provide for the appointment of [F¹youth court panels] by him and for the removal from a [F¹youth court panel] of any justice who, in his opinion, is unsuitable to serve on a [F²youth court].
- (3) Rules made by virtue of this section may make different provision in relation to different areas for which [F¹youth court panels] are formed; and in the application of this section to the county palatine of Lancaster, for any reference in subsection (2) above to the Lord Chancellor there shall be substituted a reference to the Chancellor of the Duchy.
- (4) Nothing in this section or in any rules made under section 144 above shall affect—
 - (a) the areas for which [F¹youthcourt panels] are formed and [F²youth courts] are constituted;

Status: Point in time view as at 01/10/1992. This version of this provision has been superseded.

Changes to legislation: Magistrates' Courts Act 1980, Section 146 is up to date with all changes known to be in force on or before 22 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)

- (b) the provisions of Part I of Schedule 2 to the ^{M1}Children and Young Persons Act 1963 (and, as it has effect by virtue of section 17(1) of that Act, Part I of Schedule 2 to the ^{M2}Children and Young Persons Act 1933) with respect to the making of recommendations and orders relating to the formation of combined [^{F1}youth court panels]; or
- (c) the provisions of paragraph 14 of that Schedule relating to the divisions of the metropolitan area for which [^{F2}youth courts] sit;

but rules under section 144 above may repeal, either generally or with respect to any part of the metropolitan area, any provision contained in paragraphs 15 to 18 of that Schedule (which contain provisions applicable in the metropolitan area with respect to certain of the matters referred to in subsection (1) above) and in subsections (2) and (3) of section 12 of the ^{M3}Administration of Justice Act 1964 (which amend those paragraphs).

- (5) In this section “the metropolitan area” means the inner London area and the City of London.

Textual Amendments

- F1** Words in s. 146 substituted (1.10.1992) by Criminal Justice Act 1991 (c. 53, SIF 39:1), s. 100, **Sch. 11 para. 41(2)(e)**; S.I. 1992/333, art. 2(2), **Sch.2**
- F2** Words in s. 146 substituted (1.10.1992) by Criminal Justice Act 1991 (c. 53, SIF 39:1), s. 100, **Sch. 11 para. 40(2)(n)**; S.I. 1992/333, art. 2(2), **Sch.2**

Marginal Citations

- M1** 1963 c. 37.
- M2** 1933 c. 12.
- M3** 1964 c. 42

Status:

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