

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the Contempt of Court Act 1981, SCHEDULE 2. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 2

Sections 13, 14.

#### AMENDMENTS

#### PART I

F1

##### Textual Amendments

F1 Sch. 2 Pt. I repealed by Legal Aid Act 1988 (c. 34, SIF 77:1), s. 45, Sch. 6

#### [<sup>F2</sup>PART II

#### LEGAL AID (SCOTLAND) ACT 1967 (C. 43)

##### Textual Amendments

F2 Sch. 2 Pt. II repealed (S.) by Legal Aid (Scotland) Act 1986 (c. 47, SIF 77:2), s. 45(3), Sch. 5

##### Modifications etc. (not altering text)

C1 The text of ss. 3(4), 4(4), 14(5), 16(6), Sch. 2 Pt. II and Pt. III paras. 1, 6 and 7 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991

- 1 In section 1, in subsection (2), after “provide,” there shall be inserted the words “and subject to subsection (7A) below,”.
- 2 In section 1, after subsection (7) there shall be inserted the following subsection:—
- “(7A) In any case where a person is liable to be dealt with for contempt of court during the course of or in connection with any proceedings he may be given legal aid and the provisions made by or under this Act in relation to legal aid in summary criminal proceedings shall apply, with any necessary modifications, in such a case, but—
- (a) sections 1(6) and (6A) and 2(5) of this Act shall not so apply; and
  - (b) the court granting legal aid may order in any case that the legal aid to be given shall consist of representation by counsel only or, in a court where solicitors have a right of audience, by a solicitor only; and (notwithstanding anything contained in section 6(1) of this Act) the court may assign for the purpose any counsel or solicitor who

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is within the precincts of the court at the time when the order is made.”.]

**PART III**

**CORONERS ACT 1887, COUNTY COURTS ACT 1959, ATTACHMENT OF EARNINGS ACT 1971 AND MAGISTRATES’ COURT ACT 1980**

*Coroners Act 1887 (c. 71)*

1 In subsections (1) and (2) of section 19 and in section 23, for the words “five pounds” there shall be substituted “£200”.

**Modifications etc. (not altering text)**

**C2** The text of ss. 3(4), 4(4), 14(5), 16(6), Sch. 2 Pt.II and Pt. III paras. 1, 6 and 7 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991

2—5. . . . . F3

**Textual Amendments**

**F3** Sch. 2 Pt. III paras. 2–5 repealed by County Courts Act 1984 (c. 28, SIF 34), s. 148(3), **Sch. 4**

*Attachment of Earnings Act 1971 (c. 32)*

6 In section 23, after subsection (1) there shall be inserted the following subsection:—

“(1A) In any case where the judge has power to make an order of imprisonment under subsection (1) for failure to attend, he may, in lieu of or in addition to making that order, order the debtor to be arrested and brought before the court either forthwith or at such time as the judge may direct.”

**Modifications etc. (not altering text)**

**C3** The text of ss. 3(4), 4(4), 14(5), 16(6), Sch. 2 Pt.II and Pt. III paras. 1, 6 and 7 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991

*Magistrates’ Courts Act 1980 (c. 43)*

7 In section 97, in subsection (4), for the words “7 days” there shall be substituted “one month” and at the end of the subsection there shall be added the words “or impose on him a fine not exceeding £500, or both”.

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**Modifications etc. (not altering text)**

- C4** The text of ss. 3(4), 4(4), 14(5), 16(6), Sch. 2 Pt. II and Pt. III paras. 1, 6 and 7 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991

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