



Senior Courts Act 1981

1981 CHAPTER 54

PART II

JURISDICTION

THE HIGH COURT

Other particular fields of jurisdiction

[^{F1}28A Proceedings on case stated by magistrates' court or Crown Court.

- (1) This section applies where a case is stated for the opinion of the High Court—
 - (a) by a magistrates' court under section 111 of the ^{M1}Magistrates' Courts Act 1980; or
 - (b) by the Crown Court under section 28(1) of this Act.
- (2) The High Court may, if it thinks fit, cause the case to be sent back for amendment and, where it does so, the case shall be amended accordingly.
- (3) The High Court shall hear and determine the question arising on the case (or the case as amended) and shall—
 - (a) reverse, affirm or amend the determination in respect of which the case has been stated; or
 - (b) remit the matter to the magistrates' court, or the Crown Court, with the opinion of the High Court,and may make such other order in relation to the matter (including as to costs) as it thinks fit.
- (4) Except as provided by the ^{M2}Administration of Justice Act 1960 (right of appeal to House of Lords in criminal cases), a decision of the High Court under this section is final.]

Status: Point in time view as at 27/09/1999. This version of this provision has been superseded.
Changes to legislation: Senior Courts Act 1981, Section 28A is up to date with all changes known to be in force on or before 16 July 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)

Textual Amendments

F1 S. 28A substituted (27.9.1999) by 1999 c. 22, ss. 61, 108(3)(b) (with Sch. 14 para. 7(2))

Marginal Citations

M1 1980 c.43.

M2 1960 c.65.

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