
 S T A T U T O R Y I N S T R U M E N T S

1983 No. 527 (L. 9)

MAGISTRATES' COURTS

The Justices' Clerks (Amendment) Rules 1983

<i>Made - - - -</i>	29th March 1983
<i>Laid before Parliament</i>	12th April 1983
<i>Coming into Operation</i>	24th May 1983

The Lord Chancellor, in exercise of the power conferred on him by section 144 of the Magistrates' Courts Act 1980(a), as extended by section 28(1) of the Justices of the Peace Act 1979(b), after consultation with the Rule Committee appointed under the said section 144, hereby makes the following Rules:—

1. These Rules may be cited as the Justices' Clerks (Amendment) Rules 1983 and shall come into operation on 24th May 1983.

2. In the Schedule to the Justices' Clerks Rules 1970(c), after paragraph 6, there shall be inserted the following paragraph:—

“6A. The varying of the number of instalments payable, the amount of any instalment payable and the date on which any instalment becomes payable where a magistrates' court has ordered that a sum adjudged to be paid by a conviction shall be paid by instalments.”.

Hailsham of St. Marylebone, C.

Dated 29th March 1983.

EXPLANATORY NOTE

(This Note is not part of the Rules.)

Section 85A of the Magistrates' Courts Act 1980 provides that where, under section 75 of that Act, a magistrates' court orders that a sum adjudged to be paid by a conviction shall be paid by instalments, the court can vary that order by varying the number of instalments payable, the amount of any instalment payable and the date on which any instalment becomes payable. These Rules amend the Schedule to the Justices' Clerks Rules 1970 so as to enable a justices' clerk to exercise these powers of variation.

Section 85A was inserted into the Act of 1980 by section 51 of the Criminal Justice Act 1982 (c. 48), with effect from 24th May 1983 (S.I. 1983/182). These Rules come into force on the same date.

(a) 1980 c. 43.

(b) 1979 c. 55; section 28(1) was amended by 1980 c. 43, Schedule 7, paragraph 194.

(c) S.I. 1970/231, to which there are amendments not relevant to these Rules.

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