
STATUTORY INSTRUMENTS

1999 No. 2784

The Justices' Clerks Rules 1999

1. These Rules may be cited as the Justices' Clerks Rules 1999 and shall come into force on 1st November 1999.

2. The things specified in the Schedule to these Rules, being authorised to be done by, to or before a single justice of the peace for a petty sessions area, may be done by, to or before the justices' clerk for that area.

3.—(1) The things specified in paragraphs 1 to 37 of the Schedule to these Rules, being things authorised to be done by, to or before a justices' clerk, may be done instead by, to or before a person appointed by a magistrates' courts committee to assist him, provided that that person has been specifically authorised by the justices' clerk for that purpose, and any reference in the Schedule to a justices' clerk shall be taken to include such a person.

(2) The powers authorised to be exercised by a justices' clerk at an early administrative hearing under section 50 of the Crime and Disorder Act 1998(1) may be exercised instead by a person appointed by a magistrates' courts committee to assist him, provided that that person has been specifically authorised by the justices' clerk for that purpose.

(3) Any authorisation by the justices' clerk under paragraph (1) or (2) above shall be recorded in writing at the time the authority is given or as soon as is practicable thereafter.

4. The Justices' Clerks Rules 1970(2), the Justices' Clerks (Amendment) Rules 1975(3), the Justices' Clerks (Amendment) Rules 1976(4), the Justices' Clerks (Amendment) Rules 1978(5), the Justices' Clerks (Amendment) Rules 1983(6) and the Justices' Clerks (Amendment) Rules 1997(7) are hereby revoked.

Dated 5th October 1999

Irvine of Lairg, C.

(1) 1998 c. 37.
(2) S.I.1970/231.
(3) S.I. 1975/300.
(4) S.I. 1976/1767.
(5) S.I. 1978/754.
(6) S.I. 1983/527.
(7) S.I. 1997/710.