STATUTORY INSTRUMENTS

1964 No. 864 (C. 8)

CRIMINAL PROCEDURE, ENGLAND AND WALES

MAGISTRATES' COURTS

The Administration of Justice Act 1964 (Commencement No. 1) Order 1964

Made - - - - *11th June* 1964

In exercise of the powers conferred on me by section 41 of the Administration of Justice Act 1964(a), I hereby make the following Order:—

1. The provisions of the Administration of Justice Act 1964 specified in the first column of the Schedule hereto (which relate to the matters specified in the second column of the said Schedule) shall come into operation on 1st July 1964.

2. This Order may be cited as the Administration of Justice Act 1964 (Commencement No. 1) Order 1964.

Henry Brooke,
One of Her Majesty's Principal Secretaries of State.

Home Office,
Whitehall.
11th June 1964.

SCHEDULE

Provisions of the Act	Subject matter of provisions
Section 5(2)	Number and assignment of county court judges.
Section 10(1) so far as it relates to the maximum number of metropolitan stipendiary magistrates.	The maximum number of metropolitan stipendiary magistrates who may be appointed.
Section 12(3)	Transfer of functions of the Secretary of State with respect to the nomination or selection of the chairmen and other members of the juvenile courts of the metropolitan stipendiary court area.

(a) 1964 c. 42.

Provisions of the Act	Subject matter of provisions
Section 24	Superannuation of justices' clerks in inner London.
Section 26	The Inner and Middle Temples.
Section 29(11)	Exercise of certain functions of a court of quarter sessions by a committee thereof.
Section 30	Promissory oaths of justices of the peace.
Section 32	Compensation under section 42 of the Justices of the Peace Act 1949(a).
Section 33	Chairmanship of bench of magistrates.
Section 34	Assessors in Lancashire Crown Courts in juvenile cases.
Section 39(2) so far as it relates to the provisions of Schedule 3 hereinafter specified.	Consequential and minor modifications and amendments.
Section 41(8) so far as it relates to the provisions of Schedule 5 hereinafter specified.	Repeals.
In Schedule 3, paragraph 11	Amendment of the Municipal Corporations Act 1882 relating to the promissory oaths of justices of the peace.
In Schedule 3, paragraph 15(1) ...	Modification of the Local Government Act 1933 whereby the chairman and vice-chairman of the Greater London Council become ex officio justices of the peace.
In Schedule 3, paragraph 17(1) ...	Amendment of the Administration of Justice (Miscellaneous Provisions) Act 1938 relating to the power of a deputy chairman of quarter sessions to preside over an additional court of quarter sessions.
In Schedule 3, paragraph 20(1) ...	Modification of the Justices of the Peace Act 1949 relating to the payment of allowances to justices of the peace for London commission areas.
In Schedule 3, paragraph 23(1) except the words from "(*c*) in the entry relating to the whole-time salaried chairman" to the end of the sub-paragraph.	Amendments of the House of Commons Disqualification Act 1957 relating to the disqualification of additional judges of the Central Criminal Court.
In Schedule 3, paragraph 25	Amendments of the County Courts Act 1959(b) relating to the number and assignment of county court judges.
So much of Schedule 5 as is set out in the Appendix hereto.	Repeals.

(a) 12, 13 & 14 Geo. 6. c. 101.

(b) 7 & 8 Eliz. 2. c. 22.

APPENDIX

Chapter	Title or Short Title	Extent of Repeal
2 & 3 Vict. c. 71.	The Metropolitan Police Courts Act 1839.	The proviso to section 2.
3 & 4 Vict. c. 84.	The Metropolitan Police Courts Act 1840.	The second proviso to section 2.
6 & 7 Vict. c. xliv.	An Act to provide for the more effectual execution of the office of a justice of the peace within the parish of Merthyr Tidvil and certain adjoining parishes.	In section 5 the words from " but such person " to " qualification ".
41 & 42 Vict. c. lv.	The Manchester Division and Borough of Salford (Stipendiary Justices) Act 1878.	Section 7.
45 & 46 Vict. c. 50.	The Municipal Corporations Act 1882.	In section 163(4), the words " or as a justice ".
16 & 17 Geo. 5. c. xcviii.	The London County Council (General Powers) Act 1926.	Section 35.
21 & 22 Geo. 5. c. 45.	The Local Government (Clerks) Act 1931.	Section 12.
23 & 24 Geo. 5. c. 51.	The Local Government Act 1933.	In section 3(5), the words from " but " to the end of the subsection. In section 18(7), the words from " but " to the end of the subsection. In section 18(8), the words from " but " to the end of the subsection. In section 33(5), the words from " but " to the end of the subsection.
1 & 2 Geo. 6. c. 63.	The Administration of Justice (Miscellaneous Provisions) Act 1938.	In section 1(3), the words from " but " to the end of the subsection.
4 & 5 Eliz. 2. c. 34.	The Criminal Justice Administration Act 1956.	In section 4(2), the words from " but " to the end of the subsection.
5 & 6 Eliz. 2. c. 20.	The House of Commons Disqualification Act 1957.	In Part I of Schedule 1, both in its application to the House of Commons of the Parliament of the United Kingdom and in its application to the Senate and House of Commons of Northern Ireland, in the entry relating to the judges of the Mayor's and City of London Court, the words " or Additional ".
7 & 8 Eliz. 2. c. 45.	The Metropolitan Magistrates' Courts Act 1959.	Section 1.
1963 c. 33.	The London Government Act 1963.	In Schedule 2, paragraph 1(2) (a).

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order brings into force certain provisions of the Administration of Justice Act 1964 which are set out in the Schedule to the Order.