STATUTORY INSTRUMENTS

1962 No. 1120 (C. 7)

CRIMINAL PROCEDURE, ENGLAND AND WALES

The Criminal Justice Administration Act (Commencement No. 2) Order 1962

Made - - - - 28*th May* 1962

I, David, Viscount Kilmuir, Lord High Chancellor of Great Britain, in exercise of the powers contained in section 21 (3) of the Criminal Justice Administration Act 1962(a), hereby make the following Order :—

1. The following provisions of the Criminal Justice Administration Act 1962 shall come into operation on 18th June 1962, that is to say—

sections 12, 13, 14 and 17 (1);
Schedules 2 and 3;
Part II of Schedule 4 so far as not already in operation;
the entries in Part II of Schedule 5 relating to section 9 of the Night Poaching Act 1828(b), section 1 of the Quarter Sessions Act 1842(c) and Schedule 1 to the Magistrates' Courts Act 1952(d).

2. Section 17 (2) of the Criminal Justice Administration Act 1962 shall come into operation on 18th July 1962.

3. This Order may be cited as the Criminal Justice Administration Act (Commencement No. 2) Order 1962.

Dated 28th May 1962.

Kilmuir, C.

EXPLANATORY NOTE

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

This Order brings into operation on 18th June 1962 sections 12, 13, 14 and 17 (1) of the Criminal Justice Administration Act 1962 and the related provisions of the Schedules to that Act. Section 12 extends the jurisdiction of quarter sessions and magistrates' courts. Section 13 enables a magistrates' court to discontinue the summary trial of an indictable offence and resume the inquiry as examining magistrates. Section 14 allows a person to be committed to an assize or quarter sessions already in progress. Section 17 (1) provides that a sentence passed at assizes is to take effect from the day it is imposed, unless the court otherwise directs.

The Order appoints 18th July 1962 for the commencement of section 17 (2) of the Act, which reduces sentences of imprisonment, corrective training or preventive detention by any period the prisoner spent in custody before sentence by reason of his having been committed in custody for trial or sentence or remanded after arraignment.

(a) 10 & 11 Eliz. 2. c. 15.
(b) 9 Geo. 4. c. 69.
(c) 5 & 6 Vict. c. 38.
(d) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 55.