STATUTORY INSTRUMENTS

1975 No. 127

MAGISTRATES' COURTS
PROCEDURE

The Magistrates' Courts (Forms) (Amendment) Rules 1975

Made - - - -	*3rd February* 1975
Laid before Parliament	*7th February* 1975
Coming into Operation	*1st March* 1975

The Lord Chancellor, in exercise of the power conferred on him by section 15 of the Justices of the Peace Act 1949(a), as extended by section 122 of the Magistrates' Courts Act 1952(b), after consultation with the Rule Committee appointed under the said section 15, hereby makes the following Rules:—

1. These Rules may be cited as the Magistrates' Courts (Forms) (Amendment) Rules 1975 and shall come into operation on 1st March 1975.

2. In the Schedule to the Magistrates' Courts (Forms) Rules 1968(c), as amended(d), after Form 31 there shall be inserted the form contained in the Schedule to these Rules.

Dated 3rd February 1975.

Elwyn-Jones, C.

(a) 1949 c. 101.
(b) 1952 c. 55.
(c) S.I. 1968/1919 (1968 III, p. 5075).
(d) There are no relevant amendments.

SCHEDULE

Rule 2

FORM TO BE INSERTED IN THE MAGISTRATES' COURTS (FORMS) RULES 1968

31A

Notice of intention to cite previous convictions for offences involving obligatory or discretionary disqualification from driving (R.T. Act 1972, s. 182(2A)(c).)

To A.B. of

You are hereby given notice that [if, but only if, you are convicted of [any of] the offence[s] of in respect of which you are summoned to appear before the Magistrates' Court on the day of , 19 ,] [at the resumed hearing to be held at on the day of , 19 , pursuant to your conviction by the Magistrates' Court on the day of , 19 , of the offence[s] of] the undermentioned convictions which are recorded against you will be brought to the notice of the Court; and if you are not present in person before the Court, the Court may take account of any such previous conviction as if you had appeared and admitted it.

Date of conviction	Court	Offence	Sentence

Signed.....
[For Chief Constable.]

If you do not intend to appear in person at the [resumed] hearing and you dispute any of the above convictions, or any of the details in connection with them, you should immediately notify [the Chief Constable of] at [*state address*] so that further enquiries can be made.

Nothing in this notice limits in any way your right to appear in person on the date fixed for the [resumed] hearing and to dispute any conviction alleged against you.

Dated

EXPLANATORY NOTE

(*This Note is not part of the Rules.*)

These Rules amend the Magistrates' Courts (Forms) Rules 1968 by inserting the form of notice to be given under section 182(2A)(*c*) of the Road Traffic Act 1972 (c. 20) (as inserted by section 13(3) of the Road Traffic Act 1974 (c. 50)) to a person charged with or convicted of an offence involving disqualification from driving where a statement alleging a previous conviction is to be brought to the notice of the court.

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