2.—(1) Any enactment, whether or not extending to Scotland only and relating to the removal or transfer to or from, or reception or detention in, or liberation from the prison at Perth or the lunatic department thereof, of an insane person shall, as from the third day of February, 1958, have effect as if for any reference to the said prison or department there were substituted a reference to the State Mental Hospital.

(2) Sections 19 and 22 of the Lunacy (Scotland) Act, 1862(a), shall be repealed as from the said date.

Dated this third day of February, 1958.

John S. Maclay,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.

EXPLANATORY NOTE

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

This order provides, in consequence of the replacement by the State Mental Hospital of the lunatic department of Perth prison, for appropriate references to be substituted in relevant statutes, and for two statutory provisions, relating to removals to and from, and detention in, Perth prison, to be repealed.

MAGISTRATES' COURTS

JURISDICTION

1958 No. 2181

The Metropolitan Magistrates' Courts (Domestic Proceedings) Order, 1958

Made - - - - 19*th December,* 1958
Coming into Operation 1*st January,* 1959

At the Court at Buckingham Palace, the 19th day of December, 1958

Present,
The Queen's Most Excellent Majesty in Council

Her Majesty, in pursuance of subsections (4), (5) and (6) of section one hundred and nineteen of the Magistrates' Courts Act, 1952(b), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

1. A magistrates' court shall be constituted for the City of London and the metropolitan stipendiary court area for the purpose of the hearing and determination of domestic proceedings.

(a) 25 & 6 Vict. c. 54. (b) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 55.

2.—(1) The court shall consist of a metropolitan stipendiary magistrate, selected by the chief magistrate of the metropolitan stipendiary courts, as chairman, and two justices of the peace for the county of London, at least one of whom so far as practicable shall be a woman and both of whom shall be selected by the said chief magistrate from a panel of such justices nominated from time to time by the Secretary of State:

Provided that where it appears to the chairman that the court cannot without adjournment be fully constituted and that adjournment would be inexpedient in the interests of justice, he may sit alone or with one justice selected from the panel (whether a man or a woman).

(2) The Secretary of State, in nominating members of the panel, shall have regard to the previous experience of the persons available, and every such nomination shall be for three years or such lesser period as may be determined by the Secretary of State at the time of nomination and shall be revocable by the Secretary of State.

3. The court shall sit in the court room at Walton Street, Chelsea, London, S.W.3, on Tuesday and Thursday of each week and on such other days as may be necessary, and the premises comprising the said court room shall be open for the purpose of such sittings from ten o'clock in the forenoon or such other time as may be necessary and for so long as may be necessary:

Provided that a court which would, in pursuance of the foregoing provision, sit on a day when the metropolitan stipendiary courts are closed, shall sit on the nearest convenient day, whether before or after the said day, on which the court room is available.

4. In this Order the expression "domestic proceedings" means proceedings—

(*a*) under the Guardianship of Infants Acts, 1886 and 1925(**a**);

(*b*) under the Summary Jurisdiction (Separation and Maintenance) Acts 1895 to 1949;

(*c*) under section three or section four of the Maintenance Orders (Facilities for Enforcement) Act, 1920(**b**);

(*d*) under subsection (3) of section four of the Family Allowances Act, 1945(**c**), or under that subsection as applied by subsection (2) of section nineteen of the National Insurance Act, 1946(**d**);

(*e*) under section three of the Marriage Act, 1949(**e**),

other than proceedings for the enforcement of an order made under any of the enactments mentioned in paragraphs (*a*) and (*b*) of this Article, or for the variation of any provision for the payment of money contained in an order made under any of those enactments, or in an order made or confirmed under the enactments mentioned in paragraph (*c*) of this Article.

5.—(1) The Metropolitan Police Courts (Domestic Proceedings) Order, 1952(**f**), the Metropolitan Police Courts (Domestic Proceedings) Order, 1953(**g**), and the Metropolitan Police Courts (Domestic Proceedings) Order, 1958(**h**), are hereby revoked.

(**a**) 49 & 50 Vict. c. 27 and 15 & 16 Geo. 5. c. 45. (**b**) 10 & 11 Geo. 5. c. 33.
(**c**) 8 & 9 Geo. 6. c. 41. (**d**) 9 & 10 Geo. 6. c. 67. (**e**) 12, 13 & 14 Geo. 6. c. 76.
(**f**) S.I. 1952/1860 (1952 II, p. 2006). (**g**) S.I. 1953/396 (1953 I, p. 1218). (**h**) S.I. 1958/421.

(2) Any further proceedings in or arising out of any proceedings begun before the date when this Order comes into operation before a court constituted under an Order revoked by this Order may be continued, or, as the case may be, taken before a court constituted under this Order in like manner as if this Order had not been made and that court had been constituted under the Orders revoked as aforesaid.

6. This Order may be cited as the Metropolitan Magistrates' Courts (Domestic Proceedings) Order, 1958, and shall come into operation on the first day of January, 1959.

W. G. Agnew.

EXPLANATORY NOTE

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

This Order consolidates with amendments the Orders revoked by Article 5 (1). The principal amendment is that the magistrates' court which hears domestic proceedings for the City of London and the metropolitan stipendiary court area under the Order will sit on Thursdays, as well as Tuesdays, at Walton Street, Chelsea, London, instead of on Thursdays, at Bow Street, Westminster, London.

PROCEDURE

1958 No. 1991 (L. 13)

The Magistrates' Courts (Attendance Centre) Rules, 1958

Made - - - -	*25th November,* 1958
Laid before Parliament	*28th November,* 1958
Coming into Operation	*1st December,* 1958

I, the Right Honourable David, Viscount Kilmuir, Lord High Chancellor of Great Britain, in exercise of the power conferred upon me by section fifteen of the Justices of the Peace Act, 1949(a), as extended by section one hundred and twenty-two of the Magistrates' Courts Act, 1952(b), do hereby, after consultation with the Rule Committee appointed under the said section fifteen, make the following rules :—

1. The forms contained in the Schedule to these rules or forms to the like effect may be used, with such variation as the circumstances may require, in connection with proceedings in magistrates' courts when a court has made an order under section nineteen of the Criminal Justice Act, 1948(c), ordering a person who appears to the court at the time when the order is made to have attained the age of seventeen years to attend at an attendance centre.

(a) 12, 13 & 14 Geo. 6. c. 101. (b) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 55. (c) 11 & 12 Geo. 6. c. 58.