STATUTORY INSTRUMENTS

1975 No. 90

MAGISTRATES' COURTS

The Petty Sessional Divisions (Norfolk) Order 1975

Made - - - *25th January* 1975
Coming into Operation *1st April* 1975

Whereas the magistrates' courts committee for the county of Norfolk has, in pursuance of subsection (1) of section 18 of the Justices of the Peace Act 1949(a), as amended by paragraph 6 of Schedule 27 to the Local Government Act 1972(b), submitted to the Secretary of State a draft order making provision about the division of the said county into petty sessional divisions:

And whereas by subsection (3)(*a*) and (4)(*a*) of the said section it is provided that the Secretary of State may by statutory instrument make the Order either in the terms of the said draft or with such modifications as he thinks fit and that the said Order may contain transitional and other consequential provisions:

And whereas the provisions of subsections (5), (6) and (7) of the said section have been complied with:

Now, therefore, in exercise of the powers conferred upon me by subsections (3) and (4) of the said section 18, I hereby make the following Order:—

1. This Order may be cited as the Petty Sessional Divisions (Norfolk) Order 1975 and shall come into operation on 1st April 1975, except that for the purposes of paragraph 2 of Schedule 2 thereto this Order shall come into operation forthwith.

2.—(1) In this Order, except where the context otherwise requires, the expression "division" means petty sessional division and any reference to a justice for a division shall be construed as a reference to a justice of the peace who ordinarily acts, or, as the case may be, will on or after 1st April 1975 ordinarily act, in and for that division.

(2) The Interpretation Act 1889(c) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

3.—(1) The divisions into which the county of Norfolk is on the date of making of this Order divided shall be abolished.

(2) The county of Norfolk shall be divided into the divisions named in column (1) of Schedule 1 to this Order and each such division shall comprise the area specified in respect thereof in column (2) of that Schedule.

4. The transitional and other consequential provisions set out in Schedule 2 to this Order shall have effect in connection with the provisions of Article 3 of this Order.

Roy Jenkins,
One of Her Majesty's Principal Secretaries of State.

Home Office,
Whitehall.
25th January 1975.

(a) 1949 c. 101. (b) 1972 c. 70. (c) 1889 c. 63.

Article 3(2)

SCHEDULE 1

DIVISION OF THE COUNTY OF NORFOLK INTO PETTY SESSIONAL DIVISIONS

(1) Division	(2) Area comprised therein	
Cromer	The parishes of—	
	Alby with Thwaite	Ingworth
	Aldborough	Itteringham
	Aylmerton	Kelling
	Aylsham	Little Barningham
	Baconsthorpe	Matlask
	Beeston Regis	Northrepps
	Blickling	Oulton
	Bodham	Overstrand
	Briston	Plumstead
	Colby	Roughton
	Corpusty	Runton
	Cromer	Sheringham
	East Beckham	Sidestrand
	Edgefield	Southrepps
	Erpingham	Sustead
	Felbrigg	Thorpe Market
	Gimingham	Trimingham
	Gresham	Tuttington
	Hanworth	Upper Sheringham
	Hempstead	West Beckham
	Heydon	Weybourne
	Holt	Wickmere
Diss	The parishes of—	
	Alburgh	North Lopham
	Aslacton	Pulham Market
	Banham	Pulham St. Mary
	Blo' Norton	Redenhall with Harleston
	Bressingham	Roydon
	Brockdish	Scole
	Burston	Shelfanger
	Denton	Shelton
	Dickleburgh	South Lopham
	Diss	Starston
	Earsham	Tibenham
	Garboldisham	Tivetshall St. Margaret
	Gissing	Tivetshall St. Mary
	Great Moulton	Winfarthing
	Kenninghall	Wortwell
	Needham	
Downham Market	The parishes of—	
	Barton Bendish	Shouldham Thorpe
	Boughton	Southery
	Crimplesham	Stoke Ferry
	Denver	Stow Bardolph
	Downham Market	Stradsett
	Downham West	Tottenhill
	Fincham	Upwell
	Fordham	Watlington
	Hilgay	Welney
	Marham	Wereham
	Nordelph	West Dereham
	Outwell	Wimbotsham
	Runcton Holme	Wormegay
	Ryston	Wretton
	Shouldham	
East Dereham	The parishes of—	
	Bawdeswell	Bintree
	Beeston with Bittering	Brisley
	Beetley	Bylaugh
	Billingford	Cranworth

(1) Division	(2) Area comprised therein	
East Dereham (*cont.*)	East Dereham	North Tuddenham
	East Tuddenham	Reepham
	Elsing	Runhall
	Foulsham	Sall
	Foxley	Scarning
	Fransham	Shipdham
	Garveston	Sparham
	Gressenhall	Stanfield
	Guestwick	Swanton Morley
	Hardingham	Themelthorpe
	Hockering	Thurning
	Hoe	Tittleshall
	Horningtoft	Weasenham All Saints
	Kempstone	Weasenham St. Peter
	Litcham	Wellingham
	Longham	Wendling
	Lyng	Whinburgh
	Mattishall	Whissonsett
	Mileham	Wood Dalling
	North Elmham	Yaxham
Fakenham	The parishes of—	
	Bagthorpe with Barmer	Letheringsett with Glandford
	Barsham	Little Ryburgh
	Binham	Little Snoring
	Blakeney	Little Walsingham
	Briningham	Melton Constable
	Brinton	Morston
	Cley-next-the-Sea	Pudding Norton
	Colkirk	Raynham
	Dunton	Salthouse
	East Rudham	Sculthorpe
	Fakenham	South Creake
	Field Dalling	Stibbard
	Fulmodeston	Stiffkey
	Gateley	Stody
	Great Ryburgh	Swanton Novers
	Great Snoring	Syderstone
	Great Walsingham	Tattersett
	Guist	Thornage
	Gunthorpe	Thursford
	Helhoughton	Twyford
	Hempton	Warham
	Hindolveston	Wells-next-the-Sea
	Hindringham	West Rudham
	Holkham	Wighton
	Houghton	Wiveton
	Kettlestone	Wood Norton
	Langham	
Great Yarmouth	The parishes of—	
	Aldeby	Hemsby
	Ashby with Oby	Hopton-on-Sea
	Belton	Martham
	Bradwell	Mautby
	Burgh Castle	Ormesby St. Margaret with Scratby
	Burgh St. Peter	
	Caister-on-Sea	Ormesby St. Michael
	Filby	Reedham
	Fleggburgh	Repps with Bastwick
	Freethorpe	Rollesby
	Fritton and St. Olaves	Somerton
	Gorleston	Stokesby with Herringby
	Haddiscoe	Thurne
	Halvergate	Toft Monks

(1) Division	(2) Area comprised therein	
Great Yarmouth (*cont.*)	West Caister	Winterton-on-Sea
	Wheatacre	
	The former borough of Great Yarmouth as it existed on 31st March 1974	
Hunstanton	The parishes of—	
	Barwick	Holme-next-the-Sea
	Bircham	Hunstanton
	Brancaster	Ingoldisthorpe
	Burnham Market	North Creake
	Burnham Norton	Old Hunstanton
	Burnham Overy	Ringstead
	Burnham Thorpe	Sedgeford
	Choseley	Shernborne
	Dersingham	Snettisham
	Docking	Stanhoe
	Fring	Thornham
	Heacham	Titchwell
King's Lynn	The parishes of—	
	Anmer	North Wootton
	Bawsey	Rougham
	Castle Rising	Roydon
	Clenchwarton	Sandringham
	Congham	South Wootton
	East Winch	Terrington St. Clement
	Emneth	Terrington St. John
	Flitcham with Appleton	Tilney All Saints
	Gayton	Tilney St. Lawrence
	Great Massingham	Walpole St. Andrew
	Grimston	Walpole St. Peter
	Harpley	Walsoken
	Hillington	West Walton
	Leziate	West Winch
	Little Massingham	Wiggenhall St. German's
	Marshland St. James	Wiggenhall St. Mary Magdelen
	Middleton	Wiggenhall St. Mary the Virgin
	North Runcton	
	The former borough of King's Lynn as it existed on 31st March 1974	
North Walsham	The parishes of—	
	Antingham	Neatishead
	Ashmanhaugh	North Walsham
	Bacton	Paston
	Barton Turf	Potter Heigham
	Brumstead	Scottow
	Catfield	Sea Palling
	Dilham	Skeyton
	East Ruston	Sloley
	Felmingham	Smallburgh
	Happisburgh	Stalham
	Hickling	Suffield
	Honing	Sutton
	Horning	Swafield
	Horsey	Swanton Abbott
	Hoveton	Trunch
	Ingham	Tunstead
	Knapton	Westwick
	Lessingham	Witton
	Ludham	Worstead
	Mundesley	
Norwich	The city of Norwich	
	The parishes of—	
	Acle	Ashby St. Mary
	Alderford	Attlebridge
	Alpington	Bawburgh

(1) Division	(2) Area comprised therein	
Norwich (*cont.*)	Bedingham	Horstead with Stanninghall
	Beeston St. Andrew	Howe
	Beighton	Keswick
	Belaugh	Ketteringham
	Bergh Apton	Kirby Bedon
	Bixley	Kirby Cane
	Blofield	Kirstead
	Booton	Langley with Hardley
	Bramerton	Little Melton
	Brampton	Little Witchingham
	Brandiston	Loddon
	Brooke	Long Stratton
	Broome	Marsham
	Brundall	Morning Thorpe
	Burlingham	Morton on the Hill
	Buxton with Lammas	Mulbarton
	Caistor St. Edmund	Mundham
	Cantley	Newton Flotman
	Carleton St. Peter	Norton Subcourse
	Catton	Poringland
	Cawston	Postwick
	Chedgrave	Rackheath
	Claxton	Raveningham
	Colney	Ringland
	Coltishall	Rockland St. Mary
	Costessey	Salhouse
	Cringleford	Saxlingham Nethergate
	Crostwick	Seething
	Ditchingham	Shotesham
	Drayton	Sisland
	East Carleton	South Walsham
	Easton	Spixworth
	Ellingham	Sprowston
	Felthorpe	Stockton
	Flordon	Stoke Holy Cross
	Framingham Earl	Stratton Strawless
	Framingham Pigot	Strumpshaw
	Frettenham	Surlingham
	Geldeston	Swainsthorpe
	Gillingham	Swannington
	Great and Little Plumstead	Swardeston
	Great Melton	Tasburgh
	Great Witchingham	Taverham
	Hainford	Tharston
	Hales	Thorpe St. Andrew
	Haveringland	Thurlton
	Heckingham	Thurton
	Hedenham	Thwaite
	Hellesdon	Topcroft
	Hellington	Trowse with Newton
	Hemblington	Upton with Fishley
	Hempnall	Wacton
	Hethersett	Weston Longville
	Hevingham	Woodbastwick
	Holverston	Woodton
	Honingham	Wroxham
	Horsford	Yelverton
	Horsham St. Faith and Newton St. Faith	
Swaffham	The parishes of—	
	Ashill	East Walton
	Beachamwell	Foulden
	Bradenham	Gooderstone
	Carbrooke	Great Cressingham
	Castle Acre	Great Dunham
	Cockley Cley	Hilborough
	Didlington	Holme Hale

(1) Division	(2) Area comprised therein	
Swaffham (*cont.*)	Ickburgh	Ovington
	Lexham	Oxborough
	Little Cressingham	Pentney
	Little Dunham	Saham Toney
	Merton	South Acre
	Narborough	South Pickenham
	Narford	Sporle with Palgrave
	Necton	Swaffham
	Newton by Castle Acre	Watton
	North Pickenham	West Acre
Thetford	The parishes of—	
	Brettenham	Northwold
	Bridgham	Quidenham
	Caston	Riddlesworth
	Cranwich	Roudham
	Croxton	Shropham
	Feltwell	Snetterton
	Griston	Stanford
	Harling	Stow Bedon
	Hockham	Sturston
	Hockwold cum Wilton	Thetford
	Kilverstone	Thompson
	Lynford	Tottington
	Methwold	Weeting-with-Broomhill
	Mundford	Wretham
Wymondham	The parishes of—	
	Ashwellthorpe	Little Ellingham
	Attleborough	Marlingford
	Barford	Morley
	Barnham Broom	New Buckenham
	Besthorpe	Old Buckenham
	Bracon Ash	Rocklands
	Bunwell	Scoulton
	Carleton Rode	Tacolneston
	Deopham	Wicklewood
	Forncett	Wramplingham
	Great Ellingham	Wreningham
	Hingham	Wymondham
	Kimberley	

Article 4

SCHEDULE 2

Transitional and Other Consequential Provisions

1. In this Schedule—

"abolished division" means a division abolished by Article 3(1) of this Order;

"new division" means a division specified in column (1) of Schedule 1 to this Order;

"respective new division" in relation to an abolished division means the new division specified opposite that abolished division in column (2) of the Appendix to this Schedule;

"probation order" means a probation order made or having effect as if made under section 2 of the Powers of Criminal Courts Act 1973(a);

"supervision order" means any of the following orders, that is to say—

(*a*) a supervision order within the meaning of section 11 of the Children and Young Persons Act 1969(b) or to which paragraph 12 of Schedule 4 to that Act applies;

(a) 1973 c. 62.

(b) 1969 c. 54.

(*b*) an order under section 2(1)(*f*) of the Matrimonial Proceedings (Magistrates' Courts) Act 1960(**a**);

(*c*) an order under section 2(2)(*a*) of the Guardianship Act 1973(**b**);

(*d*) a supervision order within the meaning of section 26 of the Powers of Criminal Courts Act 1973.

2.—(1) The justices for a new division shall appoint, in the prescribed manner, so far as may be applicable, and for the prescribed term, to take office on 1st April 1975—

(*a*) a chairman and one or more deputy chairmen;

(*b*) a juvenile court panel;

(*c*) one or more case committees;

(*d*) a justice or justices to serve as members of the magistrates' courts committee for the county of Norfolk;

(*e*) a divisional licensing committee;

(*f*) a betting licensing committee.

(2) In the foregoing sub-paragraph, the expressions "the prescribed manner" and "the prescribed term" mean, respectively—

(*a*) in relation to the election of a chairman or deputy chairman, the manner prescribed by rules made under section 13 of the Justices of the Peace Act 1949 and a term ending at the expiration of the month of December 1975;

(*b*) in relation to the election of a juvenile court panel, the manner prescribed by rules made under section 15 of that Act and a term ending at the expiration of the month of October 1976;

(*c*) in relation to the appointment of a case committee, the manner prescribed by rules made or having effect as if made under Schedule 3 to the Powers of Criminal Courts Act 1973 and a term ending at the expiration of the month of December 1975;

(*d*) in relation to the appointment of a member of the magistrates' courts committee, the manner prescribed by regulations made under Schedule 4 to the Justices of the Peace Act 1949 and a term ending at the expiration of the month of November 1975;

(*e*) in relation to the appointment of the divisional licensing committee, the manner prescribed by Part I of Schedule 1 to the Licensing Act 1964(**c**), and a term ending at the expiration of the month of December 1975;

(*f*) in relation to the appointment of the betting licensing committee, the manner prescribed by the Betting (Licensing) Regulations 1960(**d**) and a term ending at the expiration of the month of December 1975.

(3) In relation to the appointment of a justices' clerk for a new division, any consultation with the justices for that division required by section 19(9) of the Justices of the Peace Act 1949 may take place before 1st April 1975.

3. Subject to paragraph 4 of this Schedule, any process issued, order made, sentence passed, appeal brought, case stated, licence granted, recognizance entered into, proceeding begun, appointment made or other thing done before 1st April 1975 by, from, to or before any justices for an abolished division or their clerk shall, on and after that date, be deemed to have been issued, made, passed, brought, stated, granted, entered into, begun or done by, from, to or before those justices as justices for the respective new division or their clerk, as the case may be.

4.—(1) Any order made, licence granted or other thing done under the Licensing Act 1964(**e**) by the licensing justices for an abolished division, being an order or licence in force or other thing having effect immediately before 1st April 1975, shall continue to have like effect on and after that date as if this Order had not been made

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(**a**) 1960 c. 48.
(**b**) 1973 c. 29.
(**c**) 1964 c. 26.
(**d**) S.I. 1960/1701 (1960 I, p. 363).
(**e**) 1964 c. 26.

but shall be treated as if it had been made, granted or done by the licensing justices for the new division in which the premises concerned are situated.

(2) Anything done under the Betting, Gaming and Lotteries Act 1963(a) or the Gaming Act 1968(b) by or in relation to the betting licensing committee for an abolished division, being a thing having effect immediately before 1st April 1975 shall continue to have like effect on and after that date as if this Order had not been made but shall be treated as if it had been done by or in relation to the betting licensing committee for the new division in which the premises concerned are situated; and anything done under either of those Acts by or in relation to any other person or body shall have effect accordingly.

5.—(1) Any order made by a magistrates' court directing the payment of money to the clerk or any other officer of a magistrates' court acting for an abolished division shall have effect as if it had directed payment to be made to the clerk to the justices for the respective new division.

(2) Where on 1st April 1975 periodical payments are by virtue of sub-paragraph (1) above payable under section 52 of the Magistrates' Courts Act 1952(c) through the clerk to the justices for a new division to a person who resides outside that division, that clerk may amend the order so as to require payments to be made through the clerk to the justices for the new division in which that person is residing and, if he does so, shall give notice of the amendment to the person entitled to the payments, to the person required to make the payments and to the justices' clerk through whom the payments are to be made.

6.—(1) Any process, records or other documents in the custody, by virtue of his office as such, of the clerk to the justices for an abolished division shall be retained by that clerk in his capacity as clerk to the justices for the respective new division, or, if he does not hold that clerkship, be transferred to the custody of the clerk to the justices for that new division.

(2) Copies of and extracts from any such record or other document as aforesaid made or certified by the clerk to the justices for the respective new division shall be of the same effect as if they had been made or certified by the clerk to the justices for the abolished division.

7.—(1) Where an abolished division is named in a probation order or a supervision order, the powers and functions of the justices for that division in relation to the order shall vest in and be discharged by the justices for the respective new division and the order, unless amended in regard to the division named, shall have effect in all respects as if the respective new division were named therein.

(2) Where on 1st April 1975 a probation order or a supervision order is in force and the probationer or person under supervision is residing outside the new division which, by virtue of sub-paragraph (1) above, is deemed to be named in the order, the justices for that new division may amend the order in regard to the division named as if the probationer or person under supervision, as the case may be, had changed his residence.

Paragraph 1 APPENDIX TO SCHEDULE 2

(1) Abolished division	(2) Respective new division
Blofield and Walsham	Norwich
Clackclose	Downham Market
Depwade	Norwich
Diss	Diss
Earsham	Diss
Eynsford	East Dereham
Fakenham	Fakenham

(a) 1963 c. 2. (b) 1968 c. 65.
(c) 1952 c. 55.

(1) Abolished division	(2) Respective new division
Forehoe	Wymondham
Great Yarmouth	Great Yarmouth
Guiltcross and Shropham	Wymondham
Holt	Fakenham
King's Lynn	King's Lynn
Loddon and Clavering	Norwich
Mitford and Launditch	East Dereham
North Erpingham	Cromer
Norwich	Norwich
Smithdon and Brothercross	Hunstanton
South Epringham	Cromer
Swaffham	Swaffham
Taverham	Norwich
Thetford and Grimshoe	Thetford
Tunstead and Happing	North Walsham

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order gives effect to a draft order submitted by the magistrates' courts committee for the county of Norfolk and provides for the reorganisation of petty sessional divisions throughout the county.