



Application of Enactments Ordinance 1954 (FLK No.13 of 1954)

Application of Colony Laws Ordinance 1955 (DS No.1 of 1955)

Application of Enactments (Amendment) Ordinance 1960 (FLK No.10 of 1960)

Application of Colony Laws Ordinance 1961 (DS No.2 of 1961)

Magistrates Court Act 1952

UK Legis LINK as
originally enacted

[Magistrates Court Act 1952 c.55](#)

English
commencement

1 June 1953

English status

Repealed and replaced

AEO Schedule No.

63

Date applied in SGSSI:

1 November 1954

Extent of application:

The whole Act except Sections 1 (2), 2(2), 3. 9, 10, 11, 12,19(7)(b), 20(5), 26(2), 26 (6). 28, 44, 51 (2), 72, 84(5), 98(1), 98(3), 98(5), 103, 107(2). 107(4), 107(5), 107(6), 112, 113, 116, 117, 118, 119, 120, 121, 123, 129, Fourth Schedule.

The words "for any county or borough", in the expression "justice of the peace for any county or borough" or "Magistrates' court for a county or borough", and similar expressions shall be omitted wherever they occur.

References to “England”, or “England or Wales”, or “the United Kingdom”, shall be construed as references to “the Colony”;

references to “Quarter Sessions” as references to “the Supreme Court”,

references to “the clerk of the peace” as references to “the Registrar of the Supreme Court”, and

references to “the Secretary of State” as references to the Governor”.

In subsection (1) of Section 1 after the words “committed an offence there shall be added the words “within the Colony and the words in any of the events mentioned in subsection (2) of this section” shall be omitted.

In subsection (4) of Section 1 for the words “by virtue of paragraph (c) of subsection (2) of this section” there shall be substituted the words “if the person charged resides or is believed to reside or be, within the Colony”

In subsection (1) of Section 2 for the words “within the county or borough” there shall be substituted the words “within the Colony”.

In subsection (3) of Section 2 the words following the words “is brought before the court” shall be omitted.

In subsection (1) of Section 5 the words “of assize or quarter sessions” shall be omitted.

In subsection (1) of Section 7 after the words “commit him for trial” there shall be added the words “before the Supreme Court”.

In subsection (3) of Section 18 the proviso shall be omitted.

In subsection (1) of Section 88 and in subsection (1) of Section 10 for the words “a police officer not below the rank of inspector” there shall be substituted the words “the Chief Constable”.

In subsection (2) of Section 38 the words following the words “a magistrates’ court” shall be omitted. In Section 13 the words “acting for any petty sessions area” and “acting for that area” shall be omitted.

In paragraph (b) of subsection (2) of Section 50 a semicolon shall be substituted for the full-stop and the following words shall be added-“or (c) a sum recoverable under the civil jurisdiction of the court under the provisions of the Administration of Justice Ordinance as amended by the Administration of Justice (Amendment) Ordinance, 1953”.

In subsection (3) of Section 51 the words “acting for the same petty sessions area” shall be omitted.

In subsection (1) of Section 52 for the words from “the clerk of the court” to the end of the subsection there shall be substituted the words “the Registrar of the Supreme Court.”

In subsections (1) and (3) of Section 54 after the words “eighteen hundred and seventy-nine,” there shall be added the words “or under the Administration of Justice Ordinance as amended by the Administration of Justice (Amendment) Ordinance, 1953.”

[Note: the following words are as originally applied]

In subsection (1) of Section 64 after the words “conviction or order of a magistrates’ court” there shall be inserted the words “other than an order made in exercise of its civil jurisdiction under the Administration of Justice Ordinance as amended by the Administration of Justice (Amendment) Ordinance, 1953.”]

[Note the following words were substituted by Application of Enactments (Amendment) Ordinance 1960 and Application of Colony Laws Ordinance 1961:]

In subsection (1) of Section 64 there shall be inserted a comma and the words “, other than an order made in exercise of its civil jurisdiction under the Administration of Justice Ordinance as amended by the Administration of Justice (Amendment) Ordinance 1954” between the word “sum” and the word “or”.]

In subsection (3) of Section 74 the words “acting for the petty sessions area for which the court acts” shall

be omitted.

In Section 79 the words from “then (a) if the person” to “(b) in any other case” and the words “clerk or other” shall be omitted.

In subsections (1) and (1) of Section 84 and subsection (1) of Section 85 for the words “the clerk of the magistrates' court” and “the clerk of the court against whose decision the appeal is to be brought” there shall be substituted the words “the Registrar of the Supreme Court”.

In subsection (2) of Section 89 the words “twenty-eight or” shall be omitted.

In subsection (1) of Section 92 the words from “if the complainant alleges” to “entered into before a magistrates' court for that county or borough” shall be omitted.

In subsection (2) of Section 102 the words “acting within his police area” shall be omitted.

In subsection (5) of Section 109 for the words “moneys provided by Parliament” there shall be substituted the words “the general revenue of the Colony”.

In subsection (1) of Section 114 for the words “A clerk of a magistrates' court” there shall be substituted the words “the Registrar of the Supreme Court” and for

paragraph (f) of the said subsection there shall be substituted “(f) the balance to the general revenue of the Colony”.

Notes:

1. Please see www.legislation.gov.uk website for the original Act and subsequent amendments and then consider it in the light of extent of application noted above and the Principal Adaptive Provisions.
2. Given the length of this Act, its current status and its lack of any application to South Georgia and the South Sandwich Islands it has not been reproduced here.

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