THE JUSTICES OF THE PEACE (REPEAL) ACT, 1983

No. 10 of 1983

Date of Assent: *7th December, 1983*

Date of Commencement: *9th December, 1983*

An Act of Parliament to repeal the Justices of the Peace Act and to make consequential amendments to other written laws

ENACTED by the Parliament of Kenya as follows:—

1. This Act may be cited as the Justices of the Peace (Repeal) Act, 1983.

   Short title.

2. The Justices of the Peace Act is hereby repealed.

   Repeal of Cap. 13.

3. (1) The several written laws specified in the first column of the Schedule are amended, in relation to the provisions thereof specified in the second column, in the manner specified in the third column.

   Amendment of other written laws.

   (2) Without prejudice to the powers conferred by section 13 of the Revision of the Laws Act, the Attorney-General may by Order rectify any other written law, not specified in the Schedule, which makes reference to justices of the peace in a manner inconsistent with the repeal of the Justices of the Peace Act.

   Cap. 1.

   Cap. 13.

SCHEDULE

Written Law	Provision	Amendment
The Parliamentary and Presidential Elections Regulations (Cap. 7, Sub. Leg.)	First Schedule Form 10	Delete "*Justice of the Peace/*"
The Judicature (Cap. 8)	s. 6	Delete "or justice of the peace".
The Oaths and Statutory Declarations Act (Cap. 15).	s. 8	Delete", justice of the peace".
The Criminal Procedure Code (Cap. 75).	s. 89 (6)	Delete.
	s. 117	Delete and substitute—

Provisions of this part generally applicable to summonses and warrants.

117. The provisions of this Part relating to a summons and a warrant, and their issue, service and execution, shall, so far as may be, apply to every summons and every warrant of arrest issued under this Code.

SCHEDULE—*(Contd.)*

Written Law	*Provision*	*Amendment*
	s. 118	Delete "court, a magistrate or a justice of the peace" wherever it occurs and substitute "court or a magistrate".
	s. 119	Delete "but the court or justice of the peace may, by the warrant, in its or his discretion," and substitute "but the court may, by the warrant,".
	s. 390	Delete "or any justice of the peace".
The Police Act (Cap. 84)	s. 30	Delete "judge, magistrate or justice of the the peace" wherever it occurs and substitute "judge or magistrate".
The Administration Police Act (Cap. 85).	s. 16 (1)	Delete "or a justice of the peace".
The Prisons Act (Cap. 90)	s. 2	Delete the definition of "justice of the peace" and the marginal note "Cap. 13".
	s. 73 (2)	Delete.
The Borstal Institutions Act (Cap. 92).	s. 24 (2)	Delete.
The Promisory Oaths Act (Cap. 100).	First Schedule—first column.	Delete the office of "Justice of the Peace".
The Trout Act (Cap. 380)	s. 2	Delete "or justice of the peace" from paragraph *(a)* of the definition of "competent authority".
The Forests Act (Cap. 385)	s. 11	Delete "justice of the peace," from the first line.
The Pawnbrokers Act (Cap. 529).	First Schedule— Forms IV and V	Substitute *"or Commissioner for Oaths"* for *"or Justice of the Peace"*.