

Appendix 4I – Ver 2, 2010

Declaration and Undertaking



APPOINTMENT AS A MAGISTRATE

DECLARATION AND UNDERTAKING

My full name _____

My full address _____

If I am appointed a Magistrate for the local justice area of:

SECTION 1

I acknowledge and undertake:

that it will be my duty to administer justice according to the law;

- that I will be circumspect in my conduct and maintain the dignity, standing and good reputation of the Magistracy at all times in my private, working and public life;
- that I will respect confidences;
- that I will complete all training which may, from time to time, be prescribed by the Lord Chancellor. I will offer to resign from the Commission Area if I fail to complete this training in the time specified without a reason acceptable to the Lord Chancellor;

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- that I will complete within one year of an appointment to the Panel of a Youth or Family Court, the basic instruction in the special work of the Panel; to resign from the Panel if I fail to complete this training within the time specified unless the Lord Chief Justice has consented to an extension of that period;
- that I will sit for at least 26 half days each year; to resign from the Commission if, without a reason acceptable to the Lord Chancellor, I fail to complete the minimum number of sittings;
- that I will resign from the Commission if I become disqualified to sit as, or am unable to perform the duties of, a Magistrate;
- that I will answer questions asked in surveys in relation to establishing the balance of the Bench, as required by the Lord Chancellor or the Advisory Committee;
- that my actions as a Magistrate will be free from any political, racial, sexual or other bias.

SECTION 2

I undertake to inform the Chairman and the Clerk to the Justices of my local justice area:

- of any impending criminal or civil proceedings against me, or in which I become involved in any capacity, and of the outcome. (This includes minor offences as directed by the Lord Chief Justice and divorce proceedings);
- if disciplinary proceedings are taken against me by my employer or by a professional body or association;
- if I become bankrupt or involved in any other financial difficulties or if a Company, of which I am a Director, goes into liquidation;
- if a close relative (as defined in the Notes for Guidance) is involved in any criminal or civil proceedings and of the outcome;
- if I or a close relative (as defined in the Notes for Guidance) join the Police Force as a police officer, community support officer or civilian or become a special constable, traffic warden, an employee of the Crown Prosecution Service, Probation Service or Prison Service;
- if I accept any position or Office which would have disqualified me from appointment.

SECTION 3

I undertake to comply with any directions in relation to my sitting as a Magistrate, including any direction to refrain from sitting as a Magistrate given by the Lord Chief Justice (or his delegate) with the agreement of the Lord Chancellor.

SECTION 4 (you MUST complete this section fully. If you need advice as to the latest guidance from the Lord Chief Justice on offences which qualify for disclosure, you should speak to your Justices' Clerk, Bench Chairman, or Secretary to the Advisory Committee)

I declare that:

Please initial, on the dotted line after either A or B, the statement which applies to you.

A I have not been convicted of any offence which qualifies for disclosure, as directed by the Lord Chief Justice.
No order of a court, either criminal or civil, has been made against me.
I am not involved in any matter pending before a court which qualifies for disclosure as directed by the Lord Chief Justice.

BThe details below provide particulars of every conviction or formal caution and order (whether civil or criminal), and any details of matters pending before a court (including divorce proceedings):

I have carefully read this form. I understand its contents and signify my assent.

Signed:

Date: