



Treatment of Offenders Act (Northern Ireland) 1968

1968 CHAPTER 29

PART II

FURTHER PROVISIONS WITH RESPECT TO TREATMENT OF OFFENDERS

SUSPENDED SENTENCES

21 **Discovery of further offences.**

- (1) If an offender is convicted in Northern Ireland of an offence^[F1] punishable with imprisonment in the case of a person aged twenty-one years or over], committed during the operational period of a suspended sentence or order for detention and it appears to a justice of the peace ^{F2}... that he has not been dealt with in respect of the suspended sentence or order for detention, the justice may issue a summons requiring the offender to appear at the place and time specified therein, or may, subject to the following provisions of this section, issue a warrant for his arrest.
- ^[F3](2) A summons under this section shall not be issued except on complaint; and a warrant under this section shall not be issued except on complaint in writing and on oath.
- (2A) Subsection (2) does not apply to a summons or warrant issued (by virtue of section 9(12) of the Justice (Northern Ireland) Act 2002) by a judge of the Crown Court acting in consequence of a notice under section 20(3) of this Act.]
- (3) A summons or warrant issued under this section shall direct the offender to appear or to be brought before the court by which the suspended sentence or order for detention was passed or made; but if a warrant is so issued requiring him to be brought before ^[F4] the Crown Court] and he cannot forthwith be brought before that court because the court is not being held, the warrant shall have effect as if it directed him to be brought before a magistrates' court ^{F5}... and the latter court shall commit him in custody or on bail to ^[F4] the Crown Court] ... ^{F6}.

Changes to legislation: *There are currently no known outstanding effects for the Treatment of Offenders Act (Northern Ireland) 1968, Section 21. (See end of Document for details)*

- F1** 1989 NI 15
- F2** Words in s. 21(1) repealed (31.10.2016) by [Justice Act \(Northern Ireland\) 2015 \(c. 9\)](#), s. 106(2), Sch. 1 para. 61(a), **Sch. 9 Pt. 1** (with Sch. 8 para. 1); S.R. 2016/387, art. 2(k)(m) (with art. 3)
- F3** 2002 c. 26
- F4** 1978 c.23
- F5** Words in s. 21(3) repealed (31.10.2016) by [Justice Act \(Northern Ireland\) 2015 \(c. 9\)](#), s. 106(2), Sch. 1 para. 61(b), **Sch. 9 Pt. 1** (with Sch. 8 para. 1); S.R. 2016/387, art. 2(k)(m) (with art. 3)
- F6** 1978 c.23

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