

SCHEDULES

SCHEDULE 2

ENFORCEMENT ETC. OF COMMUNITY ORDERS

PART IV

AMENDMENT OF ORDER

Supplemental

16. No order may be made under paragraph 12, and no application may be made under paragraph 13 or 15 ^{F1}, while an appeal against the relevant order is pending.

F1 prosp. insertion by [1998 NI 20](#)

17.—(1) Subject to sub-paragraph (2), where a court proposes to exercise its powers under this Part, otherwise than on the application of the offender, the court—

(a) shall summon him to appear before the court; and

(b) if he does not appear in answer to the summons, may issue a warrant for his arrest;

and the court shall not amend a relevant order under this Part unless the offender expresses his willingness to comply with the requirements of the order as amended.

(2) This paragraph shall not apply to an order cancelling a requirement of a relevant order or reducing the period of any requirement^{F2}....

F2 Words in [Sch. 2 para. 17\(2\)](#) repealed (31.10.2016) by [Justice Act \(Northern Ireland\) 2015 \(c. 9\), s. 106\(2\), Sch. 1 para. 112\(5\)\(j\), Sch. 9 Pt. 1](#) (with [Sch. 8 para. 1](#)); [S.R. 2016/387, art. 2\(k\)\(m\)](#) (with [art. 3](#))

18.—(1) On the making under this Part of an order amending a relevant order ^{F3}, the clerk to the court shall [^{F4}forthwith give copies of the amending order to the responsible officer] .

^{F3}(2) A responsible officer to whom in accordance with sub-paragraph (1) ^{F3}copies of an order are given shall give a copy to the offender and to the person in charge of any institution in which the offender is or was required by the order to reside.

(3) Where a probation order is in force in respect of an offender under the age of 21 years who is subsequently committed to^{F5} a [^{F6}juvenile justice centre under the Criminal Justice (Children) (Northern Ireland) Order 1998] or to a young offenders centre, the probation officer who supervises the case shall send such documents and information relating to the case as he considers likely to be of assistance to^{F5} the [^{F6}managers of the juvenile justice centre] or, as the case may be, the governor of the young offenders centre.

F3 prosp. insertion by [1998 NI 20](#)

Changes to legislation: *The Criminal Justice (Northern Ireland) Order 1996, Cross Heading: Supplemental*
is up to date with all changes known to be in force on or before 08 April 2024. There are changes
that may be brought into force at a future date. Changes that have been made appear in the content
and are referenced with annotations. (See end of Document for details) View outstanding changes

- F4** Words in Sch. 2 para. 18(1) substituted (31.10.2016) by [Justice Act \(Northern Ireland\) 2015 \(c. 9\), s. 106\(2\), Sch. 1 para. 112\(5\)\(k\)](#) (with Sch. 8 para. 1); S.R. 2016/387, art. 2(k) (with art. 3)
- F5** prosp. insertion by 2002 c. 26
- F6** [1998 NI 9](#)

Changes to legislation:

The Criminal Justice (Northern Ireland) Order 1996, Cross Heading: Supplemental is up to date with all changes known to be in force on or before 08 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- [Instrument rev. in pt. by 1998 c. 40 s.9\(1\)\(2\)Sch.1 Pt.II para.10Sch.2 Pt.II](#)

Changes and effects yet to be applied to the whole Order associated Parts and Chapters:

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- [Sch. 2 para. 9\(1\)\(a\)\(i\) words repealed by 2015 c. 9 \(N.I.\) Sch. 1 para. 112\(5\)\(e\)Sch. 9 Pt. 1](#)
- [art. 44A\(4\) words substituted by S.I. 2008/1216 \(N.I.\) Sch. 5 para. 7\(9\) \(This amendment not applied to legislation.gov.uk. It is thought that the correct affected document should be S.I. 1998/1504 \(N.I. 9\), art. 44A\(4\). The correction will be made as soon as we get the approved amended document from the relevant office\)](#)
- [art. 53\(1\) art. 53 renumbered as art. 53\(1\) by 2019 c. 17 s. 44\(6\)](#)
- [art. 53\(1\)\(a\) substituted by 2019 c. 17 s. 43\(2\)](#)
- [art. 53\(2\)-\(9\) inserted by 2019 c. 17 s. 44\(7\)](#)
- [art. 54A inserted by 2019 c. 17 s. 37\(3\)](#)