

*These notes refer to the Justice Act (Northern Ireland)
2016 (c.21) which received Royal Assent on 12 May 2016*

Justice Act (Northern Ireland) 2016

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Part 1

Fines and Other Penalties: Enforcement

Chapter 1: Collection of Fines Etc.

Section 11: Arrest under warrant under Section 10

This Section provides that if the debtor enters into a recognizance upon arrest it will not be necessary to take the debtor to the police station. Where the debtor is taken to the police station he must be released on entering into the recognizance.

If the debtor enters into a recognizance, the debtor's case will be heard at the time and place specified in the recognizance. If the debtor fails to enter into a recognizance he must, as soon as practicable, be brought before either a magistrates' court or the Crown Court whichever is sitting next. The Section then specifies the powers of the court when the debtor is brought before it. The Court must either hear the case or, if that is not possible, adjourn the hearing and either remand on bail or commit the debtor to custody.

Payment of the outstanding amount of the financial penalty may be made to the police or the court and on payment the warrant for arrest ceases to have effect.