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**Changes to legislation:** There are currently no known outstanding effects for the Powers of Criminal Courts Act 1973 (repealed), Paragraph 3. (See end of Document for details)

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## SCHEDULES

### [<sup>F1</sup>SCHEDULE 1A

#### ADDITIONAL REQUIREMENTS IN PROBATION ORDERS]

##### Textual Amendments

- F1** Sch. 1A inserted (1.10.1992) by Criminal Justice Act 1991 (c. 53, SIF 39:1), ss. 9(2), 101(1), Sch. 1 Pt.II, Sch. 12, para. 1 (with s. 28); S.I. 1992/333, art. 2(2), Sch. 2

##### Modifications etc. (not altering text)

- C1** Sch. 1A modified (1.10.1992) by Criminal Justice Act 1991 (c. 53, SIF 39:1), s. 16, Sch. 3, Pt. I paras. 1(3), 2(3) (with s. 28); S.I. 1992/333, art. 2(2), Sch.2

#### *Requirements as to attendance at probation centre*

- <sup>F13</sup> (1) Subject to the provisions of this paragraph, a probation order may require the offender during the probation period to attend at a probation centre specified in the order.
- (2) A court shall not include such a requirement in a probation order unless—
- it has consulted a probation officer; and
  - it is satisfied—
    - that arrangements can be made for the offender's attendance at a centre; and
    - that the person in charge of the centre consents to the inclusion of the requirement.
- (3) A requirement under sub-paragraph (1) above shall operate to require the offender—
- in accordance with instructions given by the probation officer responsible for his supervision, to attend on not more than 60 days at the centre specified in the order; and
  - while attending there to comply with instructions given by, or under the authority of, the person in charge of the centre.
- <sup>F2</sup>[(4) Instructions given by a probation officer under sub-paragraph (3) above shall, as far as practicable, be such as to avoid—
- any conflict with the offender's religious beliefs or with the requirements of any other community order (within the meaning of Part I of the <sup>M1</sup>Criminal Justice Act 1991) to which he may be subject; and
  - any interference with the times, if any, at which he normally works or attends school or any other educational establishment.]
- (5) References in this paragraph to attendance at a probation centre include references to attendance elsewhere than at the centre for the purpose of participating in activities

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in accordance with instructions given by, or under the authority of, the person in charge of the centre.

- (6) The Secretary of State may make rules for regulating the provision and carrying on of probation centres and the attendance at such centres of persons subject to probation orders; and such rules may in particular include provision with respect to hours of attendance, the reckoning of days of attendance and the keeping of attendance records.
- (7) In this paragraph “probation centre” means premises—
- (a) at which non-residential facilities are provided for use in connection with the rehabilitation of offenders; and
  - (b) which are for the time being approved by the Secretary of State as providing facilities suitable for persons subject to probation orders.

**Textual Amendments applied to the whole legislation**

**F1** Act repealed (25.8.2000) by 2000 c. 6, ss. 165, 168(1), **Sch. 12 Pt. I** (with Sch. 11 paras. 1, 2)

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**F2** Sch. 1A para. 3(4) substituted (30.9.1998) by 1998 c. 37, s. 106, **Sch. 7 para. 27(2)**; S.I. 1998/2327, **art. 2(1)(w)**

**Marginal Citations**

**M1** 1991 c.53.

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