



# Criminal Justice Act 1991

## 1991 CHAPTER 53

### PART I

#### POWERS OF COURTS TO DEAL WITH OFFENDERS

##### *Probation and community service orders*

#### **11 Orders combining probation and community service.**

- (1) Where a court by or before which a person of or over the age of sixteen years is convicted of an offence punishable with imprisonment (not being an offence for which the sentence is fixed by law [<sup>F1</sup>or falls to be imposed under section 2(2), 3(2) or 4(2) of the Crime (Sentences) Act 1997]) is of the opinion mentioned in subsection (2) below, the court may make a combination order, that is to say, an order requiring him both—
- (a) to be under [<sup>F2</sup>supervision] for a period specified in the order, being not less than twelve months nor more than three years; and
  - (b) to perform unpaid work for a number of hours so specified, being in the aggregate not less than 40 nor more than 100.

[<sup>F3</sup>(1A) The reference in subsection (1) above to an offence punishable with imprisonment shall be construed without regard to any prohibition or restriction imposed by or under any enactment on the imprisonment of young offenders.]

- (2) The opinion referred to in subsection (1) above is that the making of a combination order is desirable in the interests of—
- (a) securing the rehabilitation of the offender; or
  - (b) protecting the public from harm from him or preventing the commission by him of further offences.
- (3) Subject to subsection (1) above, Part I of the 1973 Act shall apply in relation to combination orders—
- (a) in so far as they impose such a requirement as is mentioned in paragraph (a) of that subsection, as if they were probation orders; and

*Status: Point in time view as at 30/09/1998. This version of this provision has been superseded.*

*Changes to legislation: Criminal Justice Act 1991, Section 11 is up to date with all changes known to be in force on or before 19 January 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)*

- (b) in so far as they impose such a requirement as is mentioned in paragraph (b) of that subsection, as if they were community service orders.

#### Textual Amendments

- F1** Words in s. 11(1) inserted (in part 1.10.1997 otherwise 1.12.1999) by 1997 c. 43, s. 55(2), **Sch. 4 para. 15(8)**; S.I. 1997/2200, **art. 2** (with savings in **art. 5**); S.I. 1999/3096, **art. 2(d)**
- F2** Words in s. 11(1)(a) substituted (30.9.1998 for areas specified in S.I. 1998/2327, **Sch. 1** (subject to art. 9 of that S.I.), and otherwise 1.4.2000) by 1998 c. 37, s. 119, **Sch. 8 para.76**; S.I. 1998/2327, arts. 3(1)(b), 9, **Sch. 1**; S.I. 2000/924, **art. 2**.
- F3** s. 11(1A) inserted (30.9.1998) by 1998 c. 37, s. 106, **Sch.7 para.40**; S.I. 1998/2327, **art.2(1)(w)**.

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

- C1** S. 11(1) amended (in part 1.10.1997 otherwise 1.12.1999) by 1997 c. 43, s. 55(2); S.I. 1997/2200, **art. 2** (with **art. 5**); S.I. 1999/3096, **art. 2(d)**

#### Commencement Information

- I1** S. 11 wholly in force at 1.10.1992 see s. 102(2)(3) and S.I. 1992/333, art. 2(2), **Sch. 2**.

**Status:**

Point in time view as at 30/09/1998. This version of this provision has been superseded.

**Changes to legislation:**

Criminal Justice Act 1991, Section 11 is up to date with all changes known to be in force on or before 19 January 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.