



# Criminal Justice Act 1991

## 1991 CHAPTER 53

### PART III

#### CHILDREN AND YOUNG PERSONS

##### *Detention etc. pending trial*

#### **60 Remands and committals to local authority accommodation.**

<sup>F1</sup>(1) .....

(2) In section 37 of the 1980 Act (committal of young person to Crown Court for sentence)

- (a) in subsection (1), for the words “17 years old” there shall be substituted the words “18 years old”;
- (b) in subsection (2), for the words “A person committed in custody under subsection (1) above” there shall be substituted the words “Where a person committed in custody under subsection (1) above is not less than 17 years old, he”; and
- (c) after that subsection there shall be inserted the following subsection—

“(3) Where a person committed in custody under subsection (1) above is less than 17 years old—

- (a) he shall be committed to accommodation provided by or on behalf of a local authority (within the meaning of the Children Act 1989) and
- (b) the court by which he is so committed shall impose a security requirement within the meaning of section 23 of the Children and Young Persons Act 1969.”

(3) In the case of a child or young person who has been remanded <sup>F2</sup>... to local authority accommodation [<sup>F3</sup>under section 91(3) of the Legal Aid, Sentencing and Punishment of Offenders Act 2012] by a youth court or a magistrates’ court other than a youth court, any application under section 25 of the <sup>M1</sup>Children Act 1989 [<sup>F4</sup>or section 119

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*Changes to legislation: Criminal Justice Act 1991, Section 60 is up to date with all changes known to be in force on or before 27 December 2023. 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*

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of the Social Services and Well-being (Wales) Act 2014] (use of accommodation for restricting liberty) shall, notwithstanding anything in section [F592(7)]F6 of the Children Act 1989], be made to that court.

#### Textual Amendments

- F1** S. 60(1) omitted (3.12.2012) by virtue of [Legal Aid, Sentencing and Punishment of Offenders Act 2012 \(c. 10\)](#), s. 151(1), [Sch. 12 para. 27](#); S.I. 2012/2906, art. 2(j)
- F2** Words in s. 60(3) omitted (3.12.2012) by virtue of [Legal Aid, Sentencing and Punishment of Offenders Act 2012 \(c. 10\)](#), s. 151(1), [Sch. 12 para. 28\(a\)](#); S.I. 2012/2906, art. 2(j) (with art. 7(2)(3))
- F3** Words in s. 60(3) inserted (3.12.2012) by [Legal Aid, Sentencing and Punishment of Offenders Act 2012 \(c. 10\)](#), s. 151(1), [Sch. 12 para. 28\(b\)](#); S.I. 2012/2906, art. 2(j) (with art. 7(2)(3))
- F4** Words in s. 60(3) inserted (6.4.2016) by [The Social Services and Well-being \(Wales\) Act 2014 \(Consequential Amendments\) Regulations 2016 \(S.I. 2016/413\)](#), regs. 2(1), [128\(a\)](#)
- F5** Words in s. 60(3) substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 11 para. 127](#); S.I. 2014/954, art. 2(e) (with art. 3) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)
- F6** Words in s. 60(3) substituted (6.4.2016) by [The Social Services and Well-being \(Wales\) Act 2014 \(Consequential Amendments\) Regulations 2016 \(S.I. 2016/413\)](#), regs. 2(1), [128\(b\)](#)

#### Commencement Information

- I1** S. 60 wholly in force at 1.6.1999; s. 60(3) in force at 14.10.1991, see s. 102(2)(3) and [S.I. 1991/2208](#), art. 2(1), [Sch. 1](#); s. 60(1)(2)(a) in force at 1.10.1992, see s. 102(2)(3) and [S.I. 1992/333](#), art. 2(2), [Sch. 2](#); s. 60(2)(b)(c) in force at 1.6.1999 by [S.I. 1999/1280](#), art. 3, [Sch. 2](#).  
S. 60(2)(b)(c) shall come into force on the day appointed by the Secretary of State by order under s. 62(1) see [S.I. 1992/333](#), art. 2(5), [Sch. 3](#) (which art. 2(5), [Sch. 3](#) was revoked (16.1999) by [S.I. 1999/1280](#), [art. 2](#))

#### Marginal Citations

- M1** 1989 c. 41.

**Changes to legislation:**

Criminal Justice Act 1991, Section 60 is up to date with all changes known to be in force on or before 27 December 2023. 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.

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

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

- s. 24(2)(ba) inserted by [2013 c. 22 s. 26\(7\)](#)
- s. 46(3)(aa) substituted for word by [2008 c. 4 s. 33\(7\)\(b\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 33(2)(4)(7)(8) omitted (3.12.2012) by virtue of 2012 c. 10, s. 118(4)(a); S.I. 2012/2906, art. 2(d))
- s. 46ZA inserted by [2008 c. 4 s. 33\(2\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 33(2)(4)(7)(8) omitted (3.12.2012) by virtue of 2012 c. 10, s. 118(4)(a); S.I. 2012/2906, art. 2(d))