



# Youth Justice and Criminal Evidence Act 1999

## 1999 CHAPTER 23

### PART II

#### GIVING OF EVIDENCE OR INFORMATION FOR PURPOSES OF CRIMINAL PROCEEDINGS

#### CHAPTER I

##### SPECIAL MEASURES DIRECTIONS IN CASE OF VULNERABLE AND INTIMIDATED WITNESSES

##### *Special measures directions*

### **22 Extension of provisions of section 21 to certain witnesses over [F118].**

(1) For the purposes of this section—

(a) a witness in criminal proceedings (other than the accused) is a “qualifying witness” if he—

(i) is not an eligible witness at the time of the hearing (as defined by section 16(3)), but

(ii) was under the age of [F218] when a relevant recording was made;

<sup>F3</sup>(b) ..... and

(c) a “relevant recording”, in relation to a witness, is a video recording of an interview of the witness made with a view to its admission as evidence in chief of the witness.

[F4(2) Subsections (2) to (4) and (4C) of section 21, so far as relating to the giving of a direction complying with the requirement contained in section 21(3)(a), apply to a qualifying witness in respect of the relevant recording as they apply to a child witness (within the meaning of that section).]

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**Changes to legislation:** Youth Justice and Criminal Evidence Act 1999, Section 22 is up to date with all changes known to be in force on or before 11 November 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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### Textual Amendments

- F1** Word in s. 22 title substituted (27.6.2011) by [Coroners and Justice Act 2009 \(c. 25\)](#), **ss. 98(4)(a)**, 182(5) (with [s. 180](#), [Sch. 22 para. 23](#)); S.I. 2011/1452, art. 2(a)
- F2** Word in s. 22(1)(a)(ii) substituted (27.6.2011) by [Coroners and Justice Act 2009 \(c. 25\)](#), **ss. 98(4)(b)**, 182(5) (with [s. 180](#), [Sch. 22 para. 23](#)); S.I. 2011/1452, art. 2(a)
- F3** S. 22(1)(b) repealed (27.6.2011) by [Coroners and Justice Act 2009 \(c. 25\)](#), ss. 100(8)(a), 182(5), **Sch. 23 Pt. 3** (with [s. 180](#), [Sch. 22 para. 23](#)); S.I. 2011/1452, art. 2(a)(i)
- F4** S. 22(2) substituted (27.6.2011) by [Coroners and Justice Act 2009 \(c. 25\)](#), **ss. 100(8)(b)**, 182(5) (with [s. 180](#), [Sch. 22 para. 23](#)); S.I. 2011/1452, art. 2(a)

### Modifications etc. (not altering text)

- C1** S. 22 applied (with modifications) (31.10.2009) by [The Youth Justice and Criminal Evidence Act 1999 \(Application to Service Courts\) Order 2009 \(S.I. 2009/2083\)](#), arts. 1, **3**, 4

### Commencement Information

- I1** S. 22 wholly in force at 24.7.2002; Pt. II Chs. 1-4 (ss. 16-52) in force for certain purposes at Royal Assent, see [s. 68\(4\)](#); s. 22 in force in so far as not already in force at 24.7.2002 by [S.I. 2002/1739](#), **art. 2(a)**

**Changes to legislation:**

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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. 33BA33BB inserted by [2009 c. 25 s. 104\(1\)](#)