



Criminal Justice and Immigration Act 2008

2008 CHAPTER 4

PART 1

YOUTH REHABILITATION ORDERS

Youth rehabilitation orders

1 Youth rehabilitation orders

- (1) Where a person aged under 18 is convicted of an offence, the court by or before which the person is convicted may in accordance with Schedule 1 make an order (in this Part referred to as a “youth rehabilitation order”) imposing on the person any one or more of the following requirements—
- (a) an activity requirement (see paragraphs 6 to 8 of Schedule 1),
 - (b) a supervision requirement (see paragraph 9 of that Schedule),
 - (c) in a case where the offender is aged 16 or 17 at the time of the conviction, an unpaid work requirement (see paragraph 10 of that Schedule),
 - (d) a programme requirement (see paragraph 11 of that Schedule),
 - (e) an attendance centre requirement (see paragraph 12 of that Schedule),
 - (f) a prohibited activity requirement (see paragraph 13 of that Schedule),
 - (g) a curfew requirement (see paragraph 14 of that Schedule),
 - (h) an exclusion requirement (see paragraph 15 of that Schedule),
 - (i) a residence requirement (see paragraph 16 of that Schedule),
 - (j) a local authority residence requirement (see paragraph 17 of that Schedule),
 - (k) a mental health treatment requirement (see paragraph 20 of that Schedule),
 - (l) a drug treatment requirement (see paragraph 22 of that Schedule),
 - (m) a drug testing requirement (see paragraph 23 of that Schedule),
 - (n) an intoxicating substance treatment requirement (see paragraph 24 of that Schedule), and

Status: This is the original version (as it was originally enacted).

- (o) an education requirement (see paragraph 25 of that Schedule).
- (2) A youth rehabilitation order—
 - (a) may also impose an electronic monitoring requirement (see paragraph 26 of Schedule 1), and
 - (b) must do so if paragraph 2 of that Schedule so requires.
- (3) A youth rehabilitation order may be—
 - (a) a youth rehabilitation order with intensive supervision and surveillance (see paragraph 3 of Schedule 1), or
 - (b) a youth rehabilitation order with fostering (see paragraph 4 of that Schedule).
- (4) But a court may only make an order mentioned in subsection (3)(a) or (b) if—
 - (a) the court is dealing with the offender for an offence which is punishable with imprisonment,
 - (b) the court is of the opinion that the offence, or the combination of the offence and one or more offences associated with it, was so serious that, but for paragraph 3 or 4 of Schedule 1, a custodial sentence would be appropriate (or, if the offender was aged under 12 at the time of conviction, would be appropriate if the offender had been aged 12), and
 - (c) if the offender was aged under 15 at the time of conviction, the court is of the opinion that the offender is a persistent offender.
- (5) Schedule 1 makes further provision about youth rehabilitation orders.
- (6) This section is subject to—
 - (a) sections 148 and 150 of the Criminal Justice Act 2003 (c. 44) (restrictions on community sentences etc.), and
 - (b) the provisions of Parts 1 and 3 of Schedule 1.