#### STATUTORY INSTRUMENTS

## 1998 No. 1504 (N.I. 9)

# The Criminal Justice (Children) (Northern Ireland) Order 1998 F1

- - - 24th June 1998

### THE CRIMINAL JUSTICE (CHILDREN) (NORTHERN IRELAND) ORDER 1998

### PART I INTRODUCTORY

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- 2. Interpretation

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- 3. Age of responsibility
- 3A Youth conferences
- 3B Youth conference rules
- 3C Youth conference plans Art.4 rep. by 2002 c. 26
- 5. Words not to be used in relation to children dealt with summarily

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- 7. Child apparently under 14 arrested without warrant for offence other than homicide to be released
- 8. Child not released under Article 7
- 9. Separation of child in police detention from adults charged with offences
- 10. Duty to inform person responsible for welfare of child in police detention

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10A Diversionary youth conferences

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- 10B References: supplementary
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- 23. Evidence of child in committal proceedings for violent or sexual offence
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- 33D Termination of youth conference
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34. Fines

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| 35.<br>36.                             | Parent or guardian to pay fine, etc., instead of child<br>Parent or guardian to enter into recognizance   |
|--|---|
| 36ZA<br>36ZB<br>36ZC<br>36ZD<br>36ZE   | Parental compensation orders Parental compensation orders: the compensation Parental compensation orders: supplemental Parental compensation orders: appeal Effect of parental compensation order on subsequent award of damages in civil proceedings   |
|  | Reparation orders   |
| 36A<br>36B<br>36C<br>36D               | Reparation orders Restrictions on reparation orders Requirements of reparation orders Supplementary provisions about reparation orders  |
|  | Community responsibility orders   |
| 36E<br>36F<br>36G<br>36H<br>36I        | Community responsibility orders Restrictions on community responsibility orders Requirements of community responsibility orders Rules relating to community responsibility orders Supplementary provisions about community responsibility orders  |
|  | Youth conference orders   |
| 36J<br>36K<br>36L                      | Youth conference orders Supplementary provisions about youth conference orders Monitoring compliance with youth conference orders   |
|  | Attendance centre orders  |
| 37.<br>38.                             | Attendance centre orders Discharge, revocation or variation of attendance centre orders   |
|  | Juvenile justice centre orders  |
| 39.<br>40.<br>41.<br>42.<br>43.<br>44. | Juvenile justice centre orders Supervision under a juvenile justice centre order Breach of supervision requirements Taking of children to juvenile justice centre Effect of juvenile justice centre order where care order is in force Effect of subsequent conviction where juvenile justice centre order is in effect |
|  | ~   |
| 11 A                                   | Custody care orders   |
| 44A<br>44B<br>44C<br>44D<br>44E<br>44F | Custody care orders Period in secure accommodation under custody care order Escape from secure accommodation Taking of children to secure accommodation Supervision under custody care order Breach of supervision requirements   |
| 44G                                    | Effect of subsequent conviction where custody care order is in effect   |

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- 45. Punishment of certain grave crimes
- 46. Release on licence
- 46A Duration and conditions of licences under Article 46
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- 46C Restriction on detention for default of payment of fine, etc.
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50. Attendance centres

#### Juvenile justice centres

- 51. Juvenile justice centres
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- 53. Parental responsibility for children in juvenile justice centres
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55. Power to inspect attendance centres and juvenile justice centres

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Art. 56 rep. by 2004 c.4

57. Grants for juvenile justice centres, attendance centres and the Juvenile Justice Board

Art. 58 rep. by 2005 c. 12

- 58. Inquiries and investigations
- 59. Acquisition and disposal of land
- 60. Power to enter on lands
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- 63. Appeals
- 64. Transitional provisions and savings
  Article 65—Amendments and repeals

#### **SCHEDULES**

## SCHEDULE 1 — DEFINITIONS OF "SEXUAL OFFENCE" AND "VIOLENT OFFENCE"

1. In this Order "sexual offence" means . . . an offence under any of the...

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2. In this Order "violent offence" means an offence which leads or is intended or likely...

## SCHEDULE 1A — BREACH, REVOCATION AND AMENDMENT OF REPARATION ORDERS, COMMUNITY RESPONSIBILITY ORDERS AND YOUTH CONFERENCE ORDERS

#### Introductory

1. (1) In this Schedule "relevant order" means a reparation order, a community responsibility order or...

#### Breach of relevant order

(1) Paragraphs 3 and 4 make provision for dealing with an offender if, while a...

#### Order as punishment for breach

3. (1) The relevant court may— (a) in the case of a reparation order, make an...

#### *Re-sentencing for breach*

4. (1) The relevant court may (instead of making an order under paragraph 3) — (a) revoke...

#### Revocation, amendment and extension of relevant order

5. (1) If, while a relevant order is in force in respect of an offender, it...

Dealing with relevant order when sentencing after subsequent conviction

6. (1) This paragraph applies where an offender in respect of whom a relevant order is...

#### Copies of revoking, amending or extending order

7. (1) On the making of an order under this Schedule revoking, amending or extending a...

#### Presence of offender in court, remands etc.

8. (1) Where the responsible officer makes an application to a court under paragraph 2 or...

#### SCHEDULE 2 — JUVENILE JUSTICE CENTRES

1. (1) A juvenile justice centre order or any other order under which a person is...

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- 2. A minister of the religious persuasion to which a person in a juvenile justice centre...
- 3. If it appears to the managers of a juvenile justice centre— (a) that a person...
- 4. At any time during the period of a person's detention in a juvenile justice centre
- 5. (1) If in the case of a person detained in a juvenile justice centre who...
- 6. (1) If a persondetained in a juvenile justice centre has attained the age of 15 and...
- 7. Every person who— (a) is authorised by the managers of a juvenile justice centre to...

— Schedule 3—Modifications

#### SCHEDULE 4 — TRANSITIONAL PROVISIONS AND SAVINGS

- 1. Each of Articles 35, 36, 37, 39, 44, 45, 47 and 48 shall apply in...
- 2. Any training school which at the commencement of this paragraph is approved or provided under...
- 3. Where at the commencement of this paragraph there is in force in relation to any
- 4. In this Schedule the "Act of 1968" means the Children and Young Persons Act (Northern...

— Schedule 6—Repeals

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#### Changes and effects yet to be applied to:

- art. 10 excluded by 2016 c. 18 (N.I.) s. 148(3)
- art. 29(2)(b)(i) words substituted by 2015 c. 9 (N.I.) Sch. 2 para. 10
- art. 62 applied by 2016 c. 18 (N.I.) s. 250(2)