



# Children and Young Persons Act 1969

## 1969 CHAPTER 54

### PART I

#### CARE AND OTHER TREATMENT OF JUVENILES THROUGH COURT PROCEEDINGS

##### *Consequential changes in criminal proceedings etc.*

#### 10 Further limitations on publication of particulars of children and young persons etc. **E+W**

- (1) In subsection (1) of section 49 of the Act of 1933 (which among other things imposes restrictions on reports of certain court proceedings concerning children or young persons but authorises the court or the Secretary of State, if satisfied that it is in the interests of justice to do so, to dispense with the requirements of that section)—
- <sup>F1</sup>(a) the references to a young person concerned in the proceedings as the person in respect of whom they are taken shall be construed as including references to any person who has attained the age of seventeen but not eighteen and against or in respect of whom the proceedings are taken and, in the case of proceedings under Part I of this Act, any other person in respect of whom those proceedings are taken;] and
  - (b) the references to a [<sup>F2</sup>youth court] shall, in relation to proceedings in pursuance of the provisions of sections 15 and 16 of this Act or on appeal from such proceedings, be construed as including a reference to any other magistrates' court or, as the case may be, the court in which the appeal is brought; and
  - (c) for the words "in the interests of justice so to do" there shall be substituted words "appropriate to do so for the purpose of avoiding injustice to a child or young person" and after the word "section" there shall be inserted the words "in relation to him".
- (2) Where by virtue of paragraph (b) of the preceding subsection the said section 49 applies to any proceedings, it shall be the duty of the court in which the proceedings are taken to announce in the course of the proceedings that that section applies to them; and if the court fails to do so that section shall not apply to the proceedings in question.

*Status: Point in time view as at 01/10/1992. There are multiple versions of this provision on screen.  
These apply to different geographical extents. This version of this provision has been superseded.  
Changes to legislation: There are currently no known outstanding effects for the  
Children and Young Persons Act 1969, Section 10. (See end of Document for details)*

(3) ..... F3

<b>Textual Amendments</b>	
<b>F1</b>	S. 10(1)(a) repealed (E.W.) (1.10.1992) by Criminal Justice Act 1991 (c. 53, SIF 39:1), s. 101(2), <b>Sch. 13</b> ; S.I. 1992/333, art. 2(2), <b>Sch. 2</b>
<b>F2</b>	Words in s. 10 substituted (E.W.)(1.10.1992) by Criminal Justice Act 1991 (c. 53, SIF 39:1), s. 100, <b>Sch. 11 para. 40(2)(g)</b> ; S.I. 1992/333, art. 2(2), <b>Sch. 2</b>
<b>F3</b>	S. 10(3) repealed by Magistrates' Courts Act 1980 (c. 43, SIF 82), s. 154(2), <b>Sch. 9</b>

**10 Further limitations on publication of particulars of children and young persons etc. S**

- (1) In subsection (1) of section 49 of the Act of 1933 (which among other things imposes restrictions on reports of certain court proceedings concerning children or young persons but authorises the court or the Secretary of State, if satisfied that it is in the interests of justice to do so, to dispense with the requirements of that section)—
  - (a) the references to a young person concerned in the proceedings as the person in respect of whom they are taken shall be construed as including references to any person who has attained the age of seventeen but not eighteen and against or in respect of whom the proceedings are taken and, in the case of proceedings under Part I of this Act, any other person in respect of whom those proceedings are taken; and
  - (b) the references to a juvenile court shall, in relation to proceedings in pursuance of the provisions of sections 15 and 16 of this Act or on appeal from such proceedings, be construed as including a reference to any other magistrates' court or, as the case may be, the court in which the appeal is brought; and
  - (c) for the words “in the interests of justice so to do” there shall be substituted words “appropriate to do so for the purpose of avoiding injustice to a child or young person” and after the word “section” there shall be inserted the words “in relation to him”.
- (2) Where by virtue of paragraph (b) of the preceding subsection the said section 49 applies to any proceedings, it shall be the duty of the court in which the proceedings are taken to announce in the course of the proceedings that that section applies to them; and if the court fails to do so that section shall not apply to the proceedings in question.

(3) ..... F4

<b>Extent Information</b>	
<b>E1</b>	This version of this provision extends to Scotland only; a separate version has been created for England and Wales only.
<b>Textual Amendments</b>	
<b>F4</b>	S. 10(3) repealed by Magistrates' Courts Act 1980 (c. 43, SIF 82), s. 154(2), <b>Sch. 9</b>

**Status:**

Point in time view as at 01/10/1992. There are multiple versions of this provision on screen. These apply to different geographical extents. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the Children and Young Persons Act 1969, Section 10.