



# Criminal Justice Act 1982

## 1982 CHAPTER 48

### PART I

#### TREATMENT OF YOUNG OFFENDERS

##### *Custody and detention of persons under 21*

#### **[<sup>F1</sup>1B Special provision for offenders under 17.**

<sup>F2</sup>(1) .....

- (2) In the case of an offender<sup>F3</sup> aged 15, 16 or 17] the maximum term of detention in a young offender institution that a court may impose is whichever is the lesser of—
- (a) the maximum term of imprisonment the court may impose for the offence; and
  - (b) 12 months.

<sup>F2</sup>(3) .....

[ A court shall not pass on an offender aged 15, 16 or 17 a sentence of detention in a <sup>F4</sup>(4) young offender institution whose effect would be that the offender would be sentenced to a total term which exceeds 12 months.

- (5) Where the total term of detention in a young offender institution to which an offender aged 15, 16 or 17 is sentenced exceeds 12 months, so much of the term as exceeds 12 months shall be treated as remitted.]
- (6) In this section “total term” means—
- (a) in the case of an offender sentenced (whether or not on the same occasion) to two or more terms of detention in a young offender institution which are consecutive or wholly or partly concurrent, the aggregate of those terms;
  - (b) in the case of any other offender, the term of the sentence of detention in a young offender institution in question.]

---

*Status: Point in time view as at 01/10/1992. This version of this provision has been superseded.*

*Changes to legislation: Criminal Justice Act 1982, Section 1B is up to date with all changes known to be in force on or before 25 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)*

---

#### Textual Amendments

- F1** Ss. 1A–1C inserted by Criminal Justice Act 1988 (c. 33, SIF 39:1), s. 123(4), **Sch. 8 para. 16**
- F2** S. 1B(1)(3) repealed (1.10.1992) by Criminal Justice Act 1991 (c. 53, SIF 39:1), ss. 63(3)(a), 101(2), **Sch. 13** (with Sch. 12 para. 17); S.I. 1992/333, art. 2(2), **Sch.2**
- F3** Words in s. 1B(2) substituted (1.10.1992) by Criminal Justice Act 1991 (c. 53, SIF 39:1), s. 63(3)(b), (with Sch. 12 para. 17); S.I. 1992/333, art. 2(2), **Sch.2**
- F4** S. 1B(4)(5) substituted (1.10.1992) by Criminal Justice Act 1991 (c. 53, SIF 39:1), s. 63(3)(c), (with Sch. 12 para. 17); S.I. 1992/333, art. 2(2), **Sch.2**

**Status:**

Point in time view as at 01/10/1992. This version of this provision has been superseded.

**Changes to legislation:**

Criminal Justice Act 1982, Section 1B is up to date with all changes known to be in force on or before 25 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.