

**Changes to legislation:** Criminal Justice Act 1991, SCHEDULE 8 is up to date with all changes known to be in force on or before 15 December 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

## SCHEDULES

### SCHEDULE 8

Section 68.

#### AMENDMENTS FOR TREATING PERSONS AGED 17 AS YOUNG PERSONS

##### Extent Information

**E1** [Schedule 8](#) extends to England and Wales only except as mentioned in s. 102(4)-(6).

##### Commencement Information

**II** [Sch. 8](#) in force at 1.10.1992 see [s. 102\(2\)\(3\)](#) and [S.I. 1992/333](#), [art. 2\(2\)](#), [Sch. 2](#).

#### *Children and Young Persons Act 1933 (c.12)*

- 1 (1) Section 31 of the 1933 Act shall be renumbered as subsection (1) of that section and after that provision as so renumbered there shall be inserted the following subsection—

“(2) In this section and section 34 of this Act, “young person” means a person who has attained the age of fourteen and is under the age of seventeen years.”

- (2) In sections 46(1) and (1A), 48(2) and 99(1) of that Act, for the words “the age of seventeen” there shall be substituted the words “the age of eighteen”.

- (3) In section 107(1) of that Act, for the definition of “young person” there shall be substituted the following definition—

““young person” means a person who has attained the age of fourteen and is under the age of eighteen years.”

##### Commencement Information

**I2** [Sch. 8 para. 1](#) partly in force: para. 1(1) not in force; [para. 1\(2\)](#) in force at 1.10.1992; [para. 1\(3\)](#) in force at 1.10.1992 except for specified purpose; see [s. 102\(2\)\(3\)](#) and [S.I. 1992/333](#), [art. 2\(2\)\(4\)](#), [Sch. 2](#).

#### *Prison Act 1952 (c.52)*

- 2 In section 43(3) of the 1952 Act (remand centres, young offender institutions etc.), for the words “aged 17 years” there shall be substituted the words “aged 18 years”.

##### Commencement Information

**I3** [Sch. 8 para. 2](#) wholly in force at 1.10.1992 see [s. 102\(2\)\(3\)](#) and [S.I. 1992/333](#), [art. 2\(2\)](#), [Sch. 2](#).

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*Children and Young Persons Act 1963 (c.37)*

- 3 In section 29(1) of the Children and Young Persons Act 1963, for the words “the age of seventeen” there shall be substituted the words “the age of eighteen”.

**Commencement Information**

**I4** Sch. 8 para. 3 wholly in force at 1.10.1992 see s. 102(2)(3) and S.I. 1992/333, art. 2(2), Sch. 2.

*Children and Young Persons Act 1969 (c.54)*

- 4 (1) Section 29 of the 1969 Act shall be renumbered as subsection (1) of that section and after that provision as so renumbered there shall be inserted the following subsection—

“(2) In this section “young person” means a person who has attained the age of fourteen and is under the age of seventeen years.”

- (2) In section 70(1) of that Act, for the definition of “young person” there shall be substituted the following definition—

““young person” means a person who has attained the age of fourteen and is under the age of eighteen years;”.

**Commencement Information**

**I5** Sch. 8 para. 4 wholly in force at 1.10.1992 see s. 102(2)(3) and S.I. 1992/333, art. 2(2), Sch. 2.

*Rehabilitation of Offenders Act 1974 (c.53)*

<sup>F1</sup>5 .....

**Textual Amendments**

**F1** Sch. 8 para. 5 repealed (10.3.2014) by Legal Aid, Sentencing and Punishment of Offenders Act 2012 (c. 10), s. 151(1), Sch. 25 Pt. 2 (with s. 141(1)-(6)); S.I. 2014/423, art. 2(c) (with art. 3)

*Magistrates’ Courts Act 1980 (c.43)*

- 6 (1) Part I of the 1980 Act (criminal jurisdiction and procedure) shall be amended as follows—

- (a) for the words “the age of 17”, in each place where they occur, there shall be substituted the words “the age of 18 years”;
- (b) in section 22(9), for the words “under 17” there shall be substituted the words “under 18”;

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

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

- (2) In section 81(1), (3) and (8) of that Act, for the words “the age of 17” there shall be substituted the words “the age of 18”.

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- (3) In sections 96A, 135(3) and 136(4) of that Act, for the words “aged 17” there shall be substituted the words “aged 18”.

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#### Textual Amendments

- F2** [Sch. 8 para. 6\(1\)\(c\)\(d\)](#) repealed (25.8.2000) by [2000 c. 6, ss. 165, 168\(1\)](#), **Sch. 12 Pt. I** (with [Sch. 11 paras. 1, 2](#))
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#### Commencement Information

- I6** [Sch. 8 para. 6](#) wholly in force at 1.10.1992 see [s. 102\(2\)\(3\)](#) and [S.I. 1992/333, art. 2\(2\)](#), **Sch. 2**.

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

- Sch. 8 para. 2 repealed by [2000 c. 43 Sch. 7 para. 112](#)[Sch. 8](#)
- Sch. 8 para. 6(3) repealed by [2000 c. 43 Sch. 7 para. 112](#)[Sch. 8](#)

**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. 24(2)(ba) inserted by [2013 c. 22 s. 26\(7\)](#)
- s. 46(3)(aa) substituted for word by [2008 c. 4 s. 33\(7\)\(b\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 33(2)(4)(7)(8) omitted (3.12.2012) by virtue of 2012 c. 10, s. 118(4)(a); S.I. 2012/2906, art. 2(d))
- s. 46ZA inserted by [2008 c. 4 s. 33\(2\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 33(2)(4)(7)(8) omitted (3.12.2012) by virtue of 2012 c. 10, s. 118(4)(a); S.I. 2012/2906, art. 2(d))