



Criminal Justice and Public Order Act 1994

1994 CHAPTER 33

PART I

YOUNG OFFENDERS

Secure accommodation for certain young persons

22 Management of secure accommodation.

- (1) The Children Act 1989 shall be amended as follows.
- (2) In section 53 (provision and management of community homes)—
 - (a) in subsection (3) (homes which may be community homes)—
 - (i) in paragraph (a), for the words “managed, equipped and maintained” there shall be substituted the words “equipped, maintained and (subject to subsection (3A)) managed”; and
 - (ii) in paragraph (b)(i), for the words “management, equipment and maintenance” there shall be substituted the words “equipment, maintenance and (subject to subsection (3B)) management”; and
 - (b) after subsection (3) there shall be inserted the following subsections—
 - “(3A) A local authority may make arrangements for the management by another person of accommodation provided by the local authority for the purpose of restricting the liberty of children.
 - (3B) Where a local authority are to be responsible for the management of a community home provided by a voluntary organisation, the local authority may, with the consent of the body of managers constituted by the instrument of management for the home, make arrangements for the management by another person of accommodation provided for the purpose of restricting the liberty of children.”.

Changes to legislation: Criminal Justice and Public Order Act 1994, Section 22 is up to date with all changes known to be in force on or before 30 June 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](#)

- (3) In Part II of Schedule 4 (management of controlled and assisted community homes)—
- (a) in paragraph 3(4), after the word “managers” there shall be inserted the words “, except in so far as, under section 53(3B), any of the accommodation is to be managed by another person.”; and
 - (b) in paragraph 3(5), after the word “body” there shall be inserted the words “ ; and similarly, to the extent that a contract so provides, as respects anything done, liability incurred or property acquired by a person by whom, under section 53(3B), any of the accommodation is to be managed ”.

Changes to legislation:

Criminal Justice and Public Order Act 1994, Section 22 is up to date with all changes known to be in force on or before 30 June 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.

[View outstanding changes](#)

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. 51(10)(a)(ia) inserted by [2003 c. 44 Sch. 36 para. 11\(3\)](#)