

*Status: Point in time view as at 27/06/2011.*

*Changes to legislation: Criminal Justice Act 2003, Cross Heading: Crime and Disorder Act 1998 (c. 37) is up to date with all changes known to be in force on or before 03 July 2024. 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)*

## SCHEDULES

### SCHEDULE 34

#### PARENTING ORDERS AND REFERRAL ORDERS

##### *Crime and Disorder Act 1998 (c. 37)*

- 1 In section 8 of the Crime and Disorder Act 1998 (parenting orders), in subsection (2) the words from “and to section 19(5)” to “2000” shall cease to have effect.
- 2 (1) Section 9 of that Act (parenting orders: supplemental) is amended as follows.
  - (2) For subsection (1A) there is substituted—

“(1A) The requirements of subsection (1) do not apply where the court makes a referral order in respect of the offence.”
  - (3) After subsection (2) there is inserted—

“(2A) In a case where a court proposes to make both a referral order in respect of a child or young person convicted of an offence and a parenting order, before making the parenting order the court shall obtain and consider a report by an appropriate officer—

    - (a) indicating the requirements proposed by that officer to be included in the parenting order;
    - (b) indicating the reasons why he considers those requirements would be desirable in the interests of preventing the commission of any further offence by the child or young person; and
    - (c) if the child or young person is aged under 16, containing the information required by subsection (2) above.

(2B) In subsection (2A) above “an appropriate officer” means—

    - (a) an officer of a local probation board;
    - (b) a social worker of a local authority social services department; or
    - (c) a member of a youth offending team.”
    - (4) After subsection (7) there is inserted—

“(7A) In this section “referral order” means an order under section 16(2) or (3) of the Powers of Criminal Courts (Sentencing) Act 2000 (referral of offender to youth offender panel).”

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