



Crime and Disorder Act 1998

1998 CHAPTER 37

PART I

PREVENTION OF CRIME AND DISORDER

CHAPTER I

ENGLAND AND WALES

Crime and disorder: general

VALID FROM 01/05/2004

[^{F1}1AA Individual support orders

- (1) Where a court makes an anti-social behaviour order in respect of a defendant who is a child or young person when that order is made, it must consider whether the individual support conditions are fulfilled.
- (2) If it is satisfied that those conditions are fulfilled, the court must make an order under this section (“an individual support order”) which—
 - (a) requires the defendant to comply, for a period not exceeding six months, with such requirements as are specified in the order; and
 - (b) requires the defendant to comply with any directions given by the responsible officer with a view to the implementation of the requirements under paragraph (a) above.
- (3) The individual support conditions are—
 - (a) that an individual support order would be desirable in the interests of preventing any repetition of the kind of behaviour which led to the making of the anti-social behaviour order;

Status: Point in time view as at 08/02/2000. This version of this provision is not valid for this point in time.

Changes to legislation: Crime and Disorder Act 1998, Section 1AA is up to date with all changes known to be in force on or before 26 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)

- (b) that the defendant is not already subject to an individual support order; and
 - (c) that the court has been notified by the Secretary of State that arrangements for implementing individual support orders are available in the area in which it appears to it that the defendant resides or will reside and the notice has not been withdrawn.
- (4) If the court is not satisfied that the individual support conditions are fulfilled, it shall state in open court that it is not so satisfied and why it is not.
- (5) The requirements that may be specified under subsection (2)(a) above are those that the court considers desirable in the interests of preventing any repetition of the kind of behaviour which led to the making of the anti-social behaviour order.
- (6) Requirements included in an individual support order, or directions given under such an order by a responsible officer, may require the defendant to do all or any of the following things—
- (a) to participate in activities specified in the requirements or directions at a time or times so specified;
 - (b) to present himself to a person or persons so specified at a place or places and at a time or times so specified;
 - (c) to comply with any arrangements for his education so specified.
- (7) But requirements included in, or directions given under, such an order may not require the defendant to attend (whether at the same place or at different places) on more than two days in any week; and “week” here means a period of seven days beginning with a Sunday.
- (8) Requirements included in, and directions given under, an individual support order shall, as far as practicable, be such as to avoid—
- (a) any conflict with the defendant’s religious beliefs; and
 - (b) any interference with the times, if any, at which he normally works or attends school or any other educational establishment.
- (9) Before making an individual support order, the court shall obtain from a social worker of a local authority social services department or a member of a youth offending team any information which it considers necessary in order—
- (a) to determine whether the individual support conditions are fulfilled, or
 - (b) to determine what requirements should be imposed by an individual support order if made,
- and shall consider that information.
- (10) In this section and section 1AB below “responsible officer”, in relation to an individual support order, means one of the following who is specified in the order, namely—
- (a) a social worker of a local authority social services department;
 - (b) a person nominated by [^{F2}a person appointed as director of children’s services under section 18 of the Children Act 2004 or by] a person appointed as chief education officer under section 532 of the Education Act 1996 (c. 56);
 - (c) a member of a youth offending team.]

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Textual Amendments

- F1** Ss. 1AA, 1AB inserted (1.5.2004) by [Criminal Justice Act 2003 \(c. 44\)](#), [ss. 322, 336\(3\)](#); S.I. 2004/829 {art. 3(2)(b)}
- F2** Words s. 1AA(10)(b) inserted (with effect for specified purposes as mentioned in [s. 18\(9\)\(a\)](#) of the amending Act, otherwise 1.1.2008) by virtue of [Children Act 2004 \(c. 31\)](#), [ss. 18\(9\)\(10\), 67\(2\)](#), [Sch. 2 para. 8](#); S.I. 2007/1792, [art. 2](#)

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