

SCHEDULES

[^{F1}SCHEDULE 1A

BREACH, REVOCATION AND AMENDMENT OF REPARATION ORDERS, COMMUNITY RESPONSIBILITY ORDERS AND YOUTH CONFERENCE ORDERS

F1 2002 c. 26

[^{F2}Order as punishment for breach

F2 2002 c. 26

3.—(1) The [^{F3}relevant court] may—

- (a) in the case of a reparation order, make an attendance centre order in respect of the offender;
or
- (b) in the case of a community responsibility order or a youth conference order, make an attendance centre order or a community service order in respect of him.

(2) The [^{F4}relevant court] may make an order under sub-paragraph (1) whether or not it also makes an order revoking, amending or extending the relevant order under paragraph 5.

(3) Articles 37 and 38 of this Order have effect in relation to attendance centre orders under sub-paragraph (1), but as if the references in paragraph (1) of Article 37 to any court having (or, but for certain provisions, having) the power mentioned in that paragraph were to the [^{F5}relevant court].

(4) Article 13(1), (4), (6), (7)(b) to (9) and (11) and Article 14 of the Criminal Justice (Northern Ireland) Order 1996 (N.I. 24) have effect in relation to community service orders under sub-paragraph (1)(b), but as if—

- (a) the reference in paragraph (1) of Article 13 to a court by or before which a person is convicted of an offence punishable with imprisonment were to the [^{F6}relevant court]; and
- (b) the reference in that paragraph to the age of a person when convicted were to his age when the [^{F7}relevant court] determines that he has failed to comply with any requirement in a community responsibility order or youth conference order.

(5) Article 13(2) of that Order has effect in relation to community service orders under sub-paragraph (1)(b), but as if for sub-paragraphs (a) and (b) there were substituted “not more than 60 hours”.

(6) Schedule 2 to that Order has effect in relation to a community service order under sub-paragraph (1)(b), but as if references to the offence were to the failure to comply with the order in respect of which the community service order was made.

(7) Article 8(1) and (2) and Article 9 of that Order do not apply to any order under sub-paragraph (1).]]

Changes to legislation: There are currently no known outstanding effects for the *The Criminal Justice (Children) (Northern Ireland) Order 1998*, Cross Heading: *Order as punishment for breach*. (See end of Document for details)

- F3** Words in Sch. 1A para. 3(1) substituted (6.10.2008) by *Criminal Justice (Northern Ireland) Order 2008* (S.I. 2008/1216 (N.I. 1)), arts. 1(4), **48(4)**; S.R. 2008/383, **art. 2**, Sch.
- F4** Words in Sch. 1A para. 3(2) substituted (6.10.2008) by *Criminal Justice (Northern Ireland) Order 2008* (S.I. 2008/1216 (N.I. 1)), arts. 1(4), **48(4)**; S.R. 2008/383, **art. 2**, Sch.
- F5** Words in Sch. 1A para. 3(3) substituted (6.10.2008) by *Criminal Justice (Northern Ireland) Order 2008* (S.I. 2008/1216 (N.I. 1)), arts. 1(4), **48(5)**; S.R. 2008/383, **art. 2**, Sch.
- F6** Words in Sch. 1A para. 3(4)(a) substituted (6.10.2008) by *Criminal Justice (Northern Ireland) Order 2008* (S.I. 2008/1216 (N.I. 1)), arts. 1(4), **48(5)**; S.R. 2008/383, **art. 2**, Sch.
- F7** Words in Sch. 1A para. 3(4)(b) substituted (6.10.2008) by *Criminal Justice (Northern Ireland) Order 2008* (S.I. 2008/1216 (N.I. 1)), arts. 1(4), **48(5)**; S.R. 2008/383, **art. 2**, Sch.

Changes to legislation:

There are currently no known outstanding effects for the The Criminal Justice (Children) (Northern Ireland) Order 1998, Cross Heading: Order as punishment for breach.