

SCHEDULE

Commencement Information

- I1** Sch. not in operation at made date, see rule. 1
- I2** [Sch.](#) in operation at 1.1.2012, see [rule 1](#)

Changes to legislation: There are currently no known outstanding effects for the The Magistrates' Courts (Banning Orders) Rules (Northern Ireland) 2011, SCHEDULE. (See end of Document for details)

Rule 2(1)

Form 1

THE MAGISTRATES' COURTS (BANNING ORDERS) RULES (NORTHERN IRELAND) 2011
(Rule 2)

JUSTICE ACT (NORTHERN IRELAND) 2011
(Sections 41 and 48)

Banning Order

of]
]
] Petty Sessions District of
]
	Complainant]
]
of] County Court Division of
]
	Defendant]

WHEREAS at [venue] magistrates' court on [date]

THE DEFENDANT having been convicted of an offence to which section 41(4) of the Justice Act (Northern Ireland) 2011 applies; and

THE COURT BEING SATISFIED that there are reasonable grounds to believe that making a banning order would help to prevent violence or disorder at or in connection with any regulated matches.

IT IS HEREBY ORDERED that the defendant is prohibited from entering any premises for the purpose of attending regulated matches

AND IT IS FURTHER ORDERED THAT the defendant must comply with the requirements in section 42 of the Justice Act (Northern Ireland) 2011 and any additional requirements:

(details of additional requirement(s))

THIS ORDER SHALL TAKE EFFECT FORTHWITH and shall expire on *(date between 3 and 5 years from date of order or between 6 and 10 years if sentenced to immediate imprisonment)*.

The specified police station is _____

[Pursuant to section 42(7) of the Justice Act (Northern Ireland) 2011 it is further ordered that the requirement to report at a police station is suspended until the defendant's release from custody.]

This day of 20 .

District Judge (Magistrates' Courts)

[Clerk of Petty Sessions]

Note:

The requirement of a banning order is that you (the defendant) are prohibited from entering any premises for the purpose of attending regulated matches, will be subject to the requirements of section 42 of the Justice Act (Northern Ireland) 2011 and any additional requirements outlined above. The requirements of that Act include an obligation on you to report to the police station specified above within 5 days of the order being made. Thereafter you must notify the Chief Constable of the following events (within 7 days of its occurrence):

- a change of any of your names;
- the first use by you after the making of the order of a name for you that you did not disclose at the time of the making of the order;
- a change in your home address;
- your acquisition of a temporary address;
- a change of your temporary address or your ceasing to have one;
- an appeal made by you in relation to the order; and
- an application made by you under section 47(1) of the 2011 Act for the termination of the order.

When changing your name, address or acquiring a temporary address you must specify the new name or address. When you first use a previously undisclosed name, you must specify that name.

Where you are detained in legal custody, the requirement to report at a police station is suspended until your release from custody.

If, without reasonable excuse, you (the defendant) fail to comply with any requirement imposed by the order, you shall be liable on conviction to imprisonment for a term not exceeding 6 months, or to a fine not exceeding level 5 on the standard scale, or to both.

You may apply to the court to vary the additional requirements or terminate this order. You should consult a solicitor or the court office to find out how to do this.

Rule 2(3)

Form 3

THE MAGISTRATES' COURTS (BANNING ORDERS) RULES (NORTHERN IRELAND) 2011
(Rule 2)

JUSTICE ACT (NORTHERN IRELAND) 2011
(Sections 46 and 48)

Variation of Banning Order

of]
]
] Petty Sessions District of
]
Applicant]
]
of] County Court Division of
]
Respondent]

WHEREAS at [insert court venue] on [insert date of order]

the court imposed a banning order

and having heard an application to vary the banning order

IT IS HEREBY ORDERED THAT THE SAID APPLICATION BE GRANTED

THE SAID ORDER IS VARIED ON THE FOLLOWING TERMS:

This day of 20 .

District Judge (Magistrates' Courts)

[Clerk of Petty Sessions]

Note:

The Clerk of Petty Sessions must serve a copy of this order on:

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- the applicant;
- the Chief Constable;
- the prosecution;
- the specified police station;
- any prescribed person; and
- (where the applicant is in legal custody) to the person in whose custody the applicant is detained.

Rule 3(1)

Form 4

THE MAGISTRATES' COURTS (BANNING ORDERS) RULES (NORTHERN IRELAND) 2011
(Rule 3)

JUSTICE ACT (NORTHERN IRELAND) 2011
(Sections 46, 47 and 48)

Application for variation/termination* of a Banning Order

of]
]
] Petty Sessions District of
]
	Applicant]
]
] County Court Division of
of]
	Respondent]

TAKE NOTICE that I, the undersigned, intend to apply to a magistrates' court for the above-named petty sessions district sitting at (place)

on (date)
at (time) for a variation/termination* of a banning order made under section 41 of the Justice Act (Northern Ireland) 2011.

Dated this day of 20 .

Variation sought (if applicable):

Grounds for the application to vary/terminate*:

(continue on another page if necessary)

Applicant

[Solicitor for applicant]

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To the Respondent
of
and to the Clerk of Petty Sessions for the above named Petty Sessions District.

NOTE

Rule 3 The notice served on the Clerk of Petty Sessions shall be endorsed with the date upon which and the manner in which notice was served on the respondent and Chief Constable.

* Delete as appropriate

Changes to legislation:

There are currently no known outstanding effects for the The Magistrates' Courts (Banning Orders) Rules (Northern Ireland) 2011, SCHEDULE.