



Crime and Disorder Act 1998

1998 CHAPTER 37

PART I

PREVENTION OF CRIME AND DISORDER

CHAPTER I

ENGLAND AND WALES

Youth crime and disorder

11 Child safety orders.

- (1) Subject to subsection (2) below, if [^{F1} the family court], on the application of a local authority, is satisfied that one or more of the conditions specified in subsection (3) below are fulfilled with respect to a child under the age of 10, it may make an order (a “child safety order”) which—
 - (a) places the child, for a period (not exceeding the permitted maximum) specified in the order, under the supervision of the responsible officer; and
 - (b) requires the child to comply with such requirements as are so specified.
- (2) A court shall not make a child safety order unless it has been notified by the Secretary of State that arrangements for implementing such orders are available in the area in which it appears that the child resides or will reside and the notice has not been withdrawn.
- (3) The conditions are—
 - (a) that the child has committed an act which, if he had been aged 10 or over, would have constituted an offence;
 - (b) that a child safety order is necessary for the purpose of preventing the commission by the child of such an act as is mentioned in paragraph (a) above;
 - (c) ^{F2}

Status: Point in time view as at 22/04/2014.

Changes to legislation: Crime and Disorder Act 1998, Section 11 is up to date with all changes known to be in force on or before 05 September 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)

- (d) that the child has acted in a manner that caused or was likely to cause harassment, alarm or distress to one or more persons not of the same household as himself.
- (4) The maximum period permitted for the purposes of subsection (1)(a) above is [^{F3}twelve months].
- (5) The requirements that may be specified under subsection (1)(b) above are those which the court considers desirable in the interests of—
- (a) securing that the child receives appropriate care, protection and support and is subject to proper control; or
 - (b) preventing any repetition of the kind of behaviour which led to the child safety order being made.
- (6) Proceedings under this section or section 12 below shall be family proceedings for the purposes of the 1989 Act^{F4}...; and the standard of proof applicable to such proceedings shall be that applicable to civil proceedings.
- (7) In this section “local authority” has the same meaning as in the 1989 Act.
- (8) In this section and section 12 below, “responsible officer”, in relation to a child safety order, means one of the following who is specified in the order, namely—
- (a) a social worker of a local authority^{F5}. . . ; and
 - (b) a member of a youth offending team.

Textual Amendments

- F1** Words in s. 11(1) substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 11 para. 147\(2\)](#); S.I. 2014/954, [art. 2\(e\)](#) (with [art. 3](#)) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)
- F2** S. 11(3)(c) repealed (12.1.2010) by [Policing and Crime Act 2009 \(c. 26\)](#), ss. 112(2), 116(6)(a), [Sch. 8 Pt. 13](#)
- F3** Words in s. 11(4) substituted (1.3.2005) by [Children Act 2004 \(c. 31\)](#), [ss. 60\(3\)](#), 67(7)(h); S.I. 2005/394, [art. 2\(1\)\(j\)](#)
- F4** Words in s. 11(6) omitted (22.4.2014) by virtue of [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 11 para. 147\(3\)](#); S.I. 2014/954, [art. 2\(e\)](#) (with [art. 3](#)) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)
- F5** Words in s. 11(8)(a) repealed (1.4.2005 for E. and 1.4.2006 for W.) by [Children Act 2004 \(c. 31\)](#), ss. 64, 67(8), [Sch. 5 Pt. 4](#), Note; S.I. 2005/394, [art. 2\(2\)\(g\)](#); S.I. 2006/885, [art. 2\(2\)\(h\)](#)

Commencement Information

- I1** S. 11 wholly in force; S. 11 not in force at Royal Assent see s. 121. In force at 30.9.1998 by S.I. 1998/2327, [art. 2\(1\)](#) (subject to savings in [arts. 5-8](#))

Status:

Point in time view as at 22/04/2014.

Changes to legislation:

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