



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 01/04/2003

[^{F1}1B Orders in county court proceedings

- (1) This section applies to any proceedings in a county court (“the principal proceedings”).
- (2) If a relevant authority—
 - (a) is a party to the principal proceedings, and
 - (b) considers that a party to those proceedings is a person in relation to whom it would be reasonable for it to make an application under section 1,it may make an application in those proceedings for an order under subsection (4).
- (3) If a relevant authority—
 - (a) is not a party to the principal proceedings, and
 - (b) considers that a party to those proceedings is a person in relation to whom it would be reasonable for it to make an application under section 1,it may make an application to be joined to those proceedings to enable it to apply for an order under subsection (4) and, if it is so joined, may apply for such an order.

Status: Point in time view as at 30/09/1998. This version of this provision is not valid for this point in time.

Changes to legislation: Crime and Disorder Act 1998, Section 1B is up to date with all changes known to be in force on or before 29 June 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)

- (4) If, on an application for an order under this subsection, it is proved that the conditions mentioned in section 1(1) are fulfilled as respects that other party, the court may make an order which prohibits him from doing anything described in the order.
- (5) Subject to subsection (6), the party to the principal proceedings against whom an order under this section has been made and the relevant authority on whose application that order was made may apply to the county court which made an order under this section for it to be varied or discharged by a further order.
- (6) Except with the consent of the relevant authority and the person subject to the order, no order under this section shall be discharged before the end of the period of two years beginning with the date of service of the order.
- (7) Subsections (5) to (7) and (10) to (12) of section 1 apply for the purposes of the making and effect of orders made under this section as they apply for the purposes of the making and effect of anti-social behaviour orders.]

Textual Amendments

F1 S. 1B inserted (1.4.2003) by [Police Reform Act 2002 \(c. 30\)](#), **ss. 63**, 108(2); [S.I. 2003/808](#), **art. 2(f)**

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