



# Powers of Criminal Courts (Sentencing) Act 2000

## 2000 CHAPTER 6

### PART IV

#### [<sup>F1</sup>YOUTH COMMUNITY ORDERS] AND REPARATION ORDERS

### CHAPTER VI

#### REPARATION ORDERS FOR YOUNG OFFENDERS

- 74 Requirements and provisions of reparation order, and obligations of person subject to it.**
- (1) A reparation order shall not require the offender—
    - (a) to work for more than 24 hours in aggregate; or
    - (b) to make reparation to any person without the consent of that person.
  - (2) Subject to subsection (1) above, requirements specified in a reparation order shall be such as in the opinion of the court are commensurate with the seriousness of the offence, or the combination of the offence and one or more offences associated with it.
  - (3) Requirements so specified shall, as far as practicable, be such as to avoid—
    - (a) any conflict with the offender's religious beliefs or with the requirements of any community order [<sup>F1</sup> or any youth community order] to which he may be subject; and
    - (b) any interference with the times, if any, at which he normally works or attends school or any other educational establishment.
  - (4) A reparation order shall name the [<sup>F2</sup>local justice area] in which it appears to the court making the order (or to the court amending under Schedule 8 to this Act any provision included in the order in pursuance of this subsection) that the offender resides or will reside.

*Status: Point in time view as at 04/04/2005. This version of this provision has been superseded.*

*Changes to legislation: Powers of Criminal Courts (Sentencing) Act 2000, Section 74 is up to date with all changes known to be in force on or before 01 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)*

- (5) In this Act “responsible officer”, in relation to an offender subject to a reparation order, means one of the following who is specified in the order, namely—
- (a) [<sup>F3</sup>an officer of a local probation board];
  - (b) a social worker of a local authority [<sup>F4</sup>social services department];
  - (c) a member of a youth offending team.
- (6) Where a reparation order specifies [<sup>F3</sup>an officer of a local probation board] under subsection (5) above, the officer specified must be an officer appointed for or assigned to the [<sup>F5</sup>local justice area] named in the order.
- (7) Where a reparation order specifies under that subsection—
- (a) a social worker of a local authority [<sup>F6</sup>social services department], or
  - (b) a member of a youth offending team,
- the social worker or member specified must be a social worker of, or a member of a youth offending team established by, the local authority within whose area it appears to the court that the offender resides or will reside.
- (8) Any reparation required by a reparation order—
- (a) shall be made under the supervision of the responsible officer; and
  - (b) shall be made within a period of three months from the date of the making of the order.

#### Textual Amendments

- F1** Words in s. 74(3)(a) inserted (4.4.2005) by [Criminal Justice Act 2003 \(c. 44\), s. 336\(3\)\(4\), Sch. 32 para. 107](#); [S.I. 2005/950, art. 2\(1\), Sch. 1 para. 42\(34\)](#) (with [Sch. 2](#)) (as explained (29.7.2005) by [S.I. 2005/2122, art. 2](#); and as amended: (14.7.2008) by [2008 c. 4, Sch. 26 para. 78, Sch. 28 Pt. 2](#); [S.I. 2008/1586, Sch. 1 paras. 48\(s\), 50\(2\)\(d\)](#); (30.11.2009) by [S.I. 2009/3111, art. 2](#); (3.12.2012) by [S.I. 2012/2905, art. 4](#); (3.12.2012) by [2012 c. 10, Sch. 14 para. 17](#); [S.I. 2012/2906, art. 2\(l\)](#))
- F2** Words in s. 74(4) substituted (1.4.2005) by [The Courts Act 2003 \(Consequential Provisions\) Order 2005 \(S.I. 2005/886\), art. 1, Sch. para. 76](#)
- F3** Words in s. 74(5)(a)(6) substituted (1.4.2001) by [2000 c. 43, s. 74, Sch. 7 Pt. I para. 4\(1\)\(a\)\(2\)](#); [S.I. 2001/919, art. 2\(f\)\(i\)](#)
- F4** Words in s. 74(5)(b) repealed (1.4.2005 for E., 1.4.2006 for W.) by [Children Act 2004 \(c. 31\), Sch. 5 Pt. 4](#); [S.I. 2005/394, art. 2\(2\)\(g\)](#); [S.I. 2006/885, art. 2\(h\)](#)
- F5** Words in s. 74(6) substituted (1.4.2005) by [The Courts Act 2003 \(Consequential Provisions\) Order 2005 \(S.I. 2005/886\), art. 1, Sch. para. 76](#)
- F6** Words in s. 74(7)(a) repealed (1.4.2005 for E., 1.4.2006 for W.) by [Children Act 2004 \(c. 31\), Sch. 5 Pt. 4](#); [S.I. 2005/394, art. 2\(2\)\(g\)](#); [S.I. 2006/885, art. 2\(h\)](#)

**Status:**

Point in time view as at 04/04/2005. This version of this provision has been superseded.

**Changes to legislation:**

Powers of Criminal Courts (Sentencing) Act 2000, Section 74 is up to date with all changes known to be in force on or before 01 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.