

Status: Point in time view as at 01/04/2007. This version of this cross heading contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the Police and Justice Act 2006, Cross Heading: Anti-social Behaviour Act 2003 (c. 38). (See end of Document for details)

SCHEDULES

SCHEDULE 14

MINOR AND CONSEQUENTIAL AMENDMENTS

VALID FROM 29/06/2007

Anti-social Behaviour Act 2003 (c. 38)

- 53 In the heading to section 25 of the Anti-social Behaviour Act 2003 (parenting contracts in respect of criminal conduct and anti-social behaviour), at the end there is inserted “ : **youth offending teams** ”.
- 54 (1) Section 26 of that Act (parenting orders in respect of criminal conduct and anti-social behaviour) is amended as follows.
- (2) In the heading, at the end there is inserted “ : **youth offending teams** ”.
- (3) After subsection (8) there is inserted—
- “(9) A person is eligible to be the responsible officer in relation to a parenting order under this section only if he is a member of a youth offending team.”
- 55 (1) Section 27 of that Act (parenting orders: supplemental) is amended as follows.
- (2) In subsections (1) and (2), for “section 26” there is substituted “ section 26, 26A or 26B ”.
- (3) In subsection (1)(a), for “section 25” there is substituted “ section 25, 25A or 25B ”.
- (4) In subsection (3), for “in relation to a parenting order under section 26 as they apply” there is substituted “in relation to—
- (a) a parenting order under section 26,
- (b) a parenting order under section 26A, or
- (c) a parenting order under section 26B,
- as they apply ”.
- (5) After subsection (3) there is inserted—
- “(3A) Proceedings for an offence under section 9(7) of the 1998 Act (parenting orders: breach of requirement etc) as applied by subsection (3)(b) above may be brought by—
- (a) the local authority for the area where the child or young person resides or appears to reside, or
- (b) (if different) the local authority for the area where the person alleged to be in breach resides or appears to reside.”
- (6) For subsection (4) there is substituted—

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- “(4) In carrying out their functions in relation to parenting orders—
- (a) members of youth offending teams,
 - (b) local authorities in England,
 - (c) registered social landlords on the register maintained by the Housing Corporation, and
 - (d) responsible officers in relation to parenting orders made on the application of local authorities in England or of registered social landlords on that register,

must have regard to any guidance which is issued by the Secretary of State from time to time for that purpose.

- (4A) In carrying out their functions in relation to parenting orders—
- (a) local authorities in Wales,
 - (b) registered social landlords on the register maintained by the National Assembly for Wales, and
 - (c) responsible officers in relation to parenting orders made on the application of local authorities in Wales or of registered social landlords on that register,

must have regard to any guidance which is issued by the National Assembly for Wales from time to time for that purpose.”

- 56 (1) Section 28 of that Act (parenting orders: appeals) is amended as follows.
- (2) In subsection (1), for “under section 26” there is substituted “ by a magistrates' court under section 26, 26A or 26B ”.
- (3) After that subsection there is inserted—
- “(1A) An appeal lies to the High Court against the making of a parenting order by a county court under section 26A or 26B.”
- (4) In subsection (2), for “subsection (1)(b)” there is substituted “ subsection (1) ”.
- 57 In section 29(1) of that Act (interpretation of sections 25 to 29), in the definition of “responsible officer”, for the words after “means” there is substituted “ the person who is specified as such in the order, ”.

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