



# Criminal Justice and Immigration Act 2008

## 2008 CHAPTER 4

### PART 4

#### OTHER CRIMINAL JUSTICE PROVISIONS

##### *Alternatives to prosecution*

#### **48 Alternatives to prosecution for offenders under 18**

- (1) Schedule 9 amends the Crime and Disorder Act 1998 (c. 37)—
- (a) to make provision for the giving of youth conditional cautions to children and young persons,<sup>F1</sup>...
  - <sup>F1</sup>(b) .....
- (2) The Secretary of State may by order amend the Crime and Disorder Act 1998 (c. 37), as amended by Schedule 9, so as to vary the provision made by it for the giving of youth conditional cautions to children and young persons under the age of 16 (including doing so by adding or omitting any provision).

#### **Textual Amendments**

- F1** S. 48(1)(b) and preceding word omitted (8.4.2013) by virtue of [Legal Aid, Sentencing and Punishment of Offenders Act 2012 \(c. 10\)](#), s. 151(1), [Sch. 24 para. 29](#) (with s. 135(4)); S.I. 2013/453, art. 4(f)

#### **Commencement Information**

- I1** S. 48(1)(a) in force at 1.2.2009 by [S.I. 2009/140](#), [art. 2\(a\)](#)
- I2** S. 48(1)(b) in force at 16.11.2009 for specified purposes by [S.I. 2009/2780](#), [art. 2\(1\)\(a\)](#)

**Changes to legislation:**

Criminal Justice and Immigration Act 2008, Section 48 is up to date with all changes known to be in force on or before 09 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.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Sch. 7 para. 5A and cross-heading inserted by [2008 c. 25 Sch. 1 para. 90\(3\)](#)