

SCHEDULE

Regulation 12

Grounds for refusal to give effect to a European protection order

1. The European protection order—
 - (a) is incomplete; and
 - (b) is not completed within the period specified under regulation 14.

Commencement Information

I1 Sch. para. 1 in force at 11.1.2015, see [reg. 1\(1\)](#)

2. The requirements set out in Article 5 of the Directive have not been met.

Commencement Information

I2 Sch. para. 2 in force at 11.1.2015, see [reg. 1\(1\)](#)

3. The protection measure on the basis of which the European protection order was issued was based on conduct that would not constitute an offence under the law of England and Wales if it occurred there.

Commencement Information

I3 Sch. para. 3 in force at 11.1.2015, see [reg. 1\(1\)](#)

4. The person causing danger benefits from an immunity under the law of England and Wales which makes it impossible to give effect to the European protection order under these regulations.

Commencement Information

I4 Sch. para. 4 in force at 11.1.2015, see [reg. 1\(1\)](#)

5. The protection measure on the basis of which the European protection order was issued was based on conduct where, under the law of England and Wales—
 - (a) the criminal prosecution of the conduct would be statute-barred; and
 - (b) the conduct falls within the jurisdiction of England and Wales.

Commencement Information

I5 Sch. para. 5 in force at 11.1.2015, see [reg. 1\(1\)](#)

6. Giving effect to the European protection order would contravene the principle of *ne bis in idem*.

Commencement Information

I6 Sch. para. 6 in force at 11.1.2015, see [reg. 1\(1\)](#)

7. The protection measure on the basis of which the European protection order was issued was based on conduct by a person who was under the age of 10 when the conduct took place.

Status: Point in time view as at 11/01/2015.

Changes to legislation: There are currently no known outstanding effects for the The Criminal Justice (European Protection Order) (England and Wales) Regulations 2014. (See end of Document for details)

Commencement Information

17 Sch. para. 7 in force at 11.1.2015, see [reg. 1\(1\)](#)

8. The protection measure on the basis of which the European protection order was issued relates to a criminal offence which, under the law of England and Wales, is regarded as having been committed wholly or for a major or essential part, within its territory.

Commencement Information

18 Sch. para. 8 in force at 11.1.2015, see [reg. 1\(1\)](#)

Status:

Point in time view as at 11/01/2015.

Changes to legislation:

There are currently no known outstanding effects for the The Criminal Justice (European Protection Order) (England and Wales) Regulations 2014.