STATUTORY INSTRUMENTS

1977 No. 420

CHILDREN AND YOUNG PERSONS

The Children and Young Persons Act 1969 (Transitional Modifications of Part I) Order 1977

Laid before Parliament in draft

Made - - - - *7th March* 1977

Coming into Operation *15th March* 1977

In exercise of the powers conferred upon me by sections 34 and 69 of the Children and Young Persons Act 1969(a), I hereby make the following Order:—

1. This Order may be cited as the Children and Young Persons Act 1969 (Transitional Modifications of Part I) Order 1977 and shall come into operation on 15th March 1977.

2. Section 23(2) and (3) of the Children and Young Persons Act 1969 shall, in their application to the remand or committal for trial of girls, have effect as if the references to a young person excluded a young person who has not attained the age of 15 years.

Merlyn Rees,
One of Her Majesty's Principal Secretaries of State.

Home Office,
Whitehall.
7th March 1977.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order modifies section 23 of the Children and Young Persons Act 1969 so as to exclude the committal to prison of girls under the age of 15. Section 23(2) of the Children and Young Persons Act 1969 provides that where a court remands a young person charged with or convicted of one or more offences or

(a) 1969 c. 54.

commits him for trial or sentence and he is not released on bail then, if the court certifies that he is of so unruly a character that he cannot safely be committed to the care of a local authority, it shall commit him to a prison. Subsection (3) of that section provides that where a court has remanded a young person charged with or convicted of one or more offences or has committed him for trial or sentence and committed him to the care of a local authority, a magistrates' court, on the application of that local authority, if the court certifies that the young person is of so unruly a character that he cannot safely be committed to the care of a local authority, shall commit him to a prison and he shall cease to be committed to the care of the local authority.

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