The Summary Jurisdiction (Children and Young Persons) Rules, 1950

1950 No. 827 (L. 18)

Made - - - -	*22nd May*, 1950
Laid before Parliament	*24th May*, 1950
Coming into Operation	*1st June*, 1950

I, William Allen, Viscount Jowitt, Lord High Chancellor of Great Britain, in exercise of the powers conferred upon me by section 29 of the Summary Jurisdiction Act, 1879(a), as extended by section 101 of the Children and Young Persons Act, 1933(b), and by section 19 of the Criminal Justice Act, 1948(c), and of all other powers enabling me in this behalf, do hereby make the following Rules:—

1. After Rule 30 of the Summary Jurisdiction (Children and Young Persons) Rules, 1933(d), there shall be inserted the following Rule:—

"30A.—(1) Where a child or young person is ordered under section 19 of the Criminal Justice Act, 1948, to attend at an attendance centre in default of payment of a sum of money, payment may thereafter be made—

(*a*) of the whole of the said sum, to the clerk of the court which made the order;

(*b*) of the whole or, subject to the restriction in paragraph (2) of this Rule, any part of the said sum, to the officer in charge of the centre.

(2) No sum tendered in part payment under paragraph (1) of this Rule need be accepted unless it is an amount required to secure a reduction of one hour, or some multiple thereof, in the period of attendance specified in the order.

(3) The clerk of the court shall, on receiving a payment under paragraph (1) of this Rule, notify forthwith the officer in charge of the attendance centre specified in the order.

(4) The officer in charge shall pay any money received by him under paragraph (1) of this Rule to the clerk of the court which made the order and shall note the receipt thereof in the register kept at the attendance centre.

(5) Rule 25 of the Summary Jurisdiction Rules, 1915(e) (which relates to the allocation by the clerk of the court of part payments in respect of sums adjudged to be paid by a conviction of a court of summary jurisdiction), shall have effect in relation to the application by the clerk of any court of a part payment received by him under paragraph (4) of this Rule as if it were a sum paid under section 3 of the Criminal Justice Administration Act, 1914(f)."

(a) 42 & 43 Vict. c. 49.
(b) 23 & 24 Geo. 5. c. 12.
(c) 11 & 12 Geo. 6. c. 58.
(d) S.R. & O. 1933 (No. 819) p. 959.
(e) S.R. & O. 1915 (No. 200) III, p. 121; and *see* S.R. & O. 1933 (No. 1120) p. 1797.
(f) 4 & 5 Geo. 5. c. 58.

am 1962/1591

2. There shall be inserted in the Schedule to the said Rules of 1933 after form number 13 the forms number 13A, 13B, 13C and 13D in the Schedule hereto.

3. These Rules may be cited as the Summary Jurisdiction (Children and Young Persons) Rules, 1950, and shall come into operation on the first day of June, 1950.

Dated the twenty-second day of May, 1950.

Jowitt, C.

SCHEDULE

FORMS

13A

Attendance centre order: offence. (C.J. Act, 1948, s. 19.)

subs by 1962/591

In the [County] of . [Petty Sessional Division of .]
Before the Juvenile Court [*or* Court of Summary Jurisdiction] sitting at .

A.B., (hereinafter called the defendant), who appears to the Court to be a child of not less than twelve years of age [*or* young person under the age of seventeen years], having been born, so far as has been ascertained, on the day of , 19 , has this day [, having consented to be dealt with summarily,] been found guilty of an offence punishable in the case of an adult with imprisonment, for that he/she on the day of , 19 , in the [county] aforesaid did (*state the offence*).

And the Court having been notified by the Secretary of State that the attendance centre specified herein is available for the reception from the Court of persons of his/her class or description:

It is ordered that the defendant do attend at the attendance centre at (*here insert address of centre*) on the first occasion on the day of , 19 , at the hour of in the noon, and subsequently at such times as shall be fixed by the officer in charge of the said centre, until he/she shall have completed a period of attendance of hours.

Dated this day of , 19 .

J.P., (L.S.)
Justice of the Peace for the [County] aforesaid.

13B

Attendance centre order: breach of requirement of probation order. (C.J. Act, 1948, s. 19.)

In the [County] of . [Petty Sessional Division of .]
Before the Juvenile Court [*or* Court of Summary Jurisdiction] sitting at .

A.B., (hereinafter called the defendant), who appears to the Court to be a child of not less than twelve years of age [*or* young person under the age of seventeen years], having been born, so far as has been ascertained, on the day of , 19 , was on the day of , 19 , found guilty by the Juvenile Court [*or* Court of Summary Jurisdiction] sitting at of , and on the said date the said Court made a probation order requiring him/her for the period of [years] then next ensuing to be under the supervision of a probation officer appointed for or assigned to the [Petty Sessional Division] of and further requiring him/her (*here set out requirement which is contravened*).

And the defendant has this day appeared [*or* been brought] before the said [*or* first-mentioned] Court and the Court is satisfied that he/she has failed to comply with the last-mentioned requirement of the said order inasmuch as (*here set out particulars of breach*).

And the Court having been notified by the Secretary of State that the attendance centre specified herein is available for the reception from the Court of persons of his/her class or description:

It is ordered that the defendant in respect of his/her failure to comply with the said requirement do attend at the attendance centre at (*here insert address of centre*) on the first occasion on the day of , 19 , at the hour of in the noon, and subsequently at such times as shall be fixed by the officer in charge of the said centre, until he/she shall have completed a period of attendance of hours.

Dated this day of , 19 .

J.P., (L.S.)
Justice of the Peace for the [County] first above-mentioned.

13c

Attendance centre order: non-payment of sum of money. (*C.J. Act*, 1948, *s.* 19.)

In the [County] of . [Petty Sessional Division of .]

Before the Juvenile Court [*or* Court of Summary Jurisdiction] sitting at .

	£ s. d.
Fine	
Compensation ...	
Costs	
Total	
Part payments ...	
Balance ...	
Hours of attendance in default ...	

A.B., (hereinafter called the defendant), who appears to the Court to be a child of not less than twelve years of age [*or* young person under the age of seventeen years], having been born, so far as has been ascertained, on the day of , 19 , was on the day of , 19 , found guilty by the Juvenile Court [*or* Court of Summary Jurisdiction] sitting at of (*state the adjudication*).

And the defendant having [paid part of the said sum, to wit, the amount of , but having] made default in payment [of a balance of]:

And this Court having been notified by the Secretary of State that the attendance centre specified herein is available for the reception from the Court of persons of his/her class or description:

It is ordered that the defendant do attend at the attendance centre at (*here insert address of centre*) on the first occasion on the day of , 19 , at the hour of in the noon, and subsequently at such times as shall be fixed by the officer in charge of the said centre, until he/she shall have completed a period of attendance of hours, unless the said sum [*or* balance] be sooner paid.

Dated this day of , 19 .

J.P., (L.S.)
Justice of the Peace for the [County] first above-mentioned.

'13D

Order on failure to comply with attendance centre order or on commission of breach of Attendance Centre Rules. (*C.J. Act*, 1948, *s.* 19.)

In the [County] of . [Petty Sessional Division of .]

Before the Juvenile Court [*or* Court of Summary Jurisdiction] sitting at .

A.B., (hereinafter called the defendant), [who appears to the court to be a child [*or* young person under the age of seventeen years]] was on the day of , 19 , found guilty by the Juvenile Court [*or* Court of Summary Jurisdiction] sitting at of (*state the offence*).

[And on the said date the said Court made a probation order requiring him/her for the period of [years] then next ensuing to be under the supervision of a probation officer appointed for or assigned to the [Petty Sessional Division] of and further requiring him/her (*here set out requirement which was contravened*).

And on the day of , 19 , the defendant appeared [*or* was brought] before the said [*or* first-mentioned] Court and the Court was satisfied that he/she had failed to comply with the last-mentioned requirement of the said probation order in as much as (*here set out particulars of breach*).]

[*or* And on the said date the said Court ordered him/her to pay (*state the adjudication*).

And the defendant having [paid part of the said sum, to wit, the amount of , but having] made default in payment [of a balance of]:]

It was on the said date [*or* on the day of , 19 ,] ordered by the said [*or* first-mentioned] Court that the defendant [in respect of his/her failure to comply with the said requirement] should attend at the attendance centre at (*here insert address of centre*), on the first occasion on the day of , 19 , at the hour of in the noon, and subsequently at such times as should be fixed by the officer in charge of the said centre, until he/she should have completed a period of attendance of hours [, unless the said sum [*or* balance] should have been sooner paid].

And the defendant has this day appeared [*or* been brought] before the said Court and the Court is satisfied that he/she did on the day of , 19 , fail without reasonable excuse to attend at the said centre in accordance with the order [*or* while attending at the said centre commit a breach of the Attendance Centre Rules, 1950, which could not be adequately dealt with under those Rules, namely, (*here set out particulars of breach*)].

It is ordered that the said attendance centre order be revoked and that the defendant for the offence in respect of which the said attendance centre [*or* probation] order was made [*or* in respect of his/her failure to comply with the above-mentioned requirement of the said probation order [*or* in respect of his/her default in payment of the said sum [*or* balance]]] (*set out the order*).

Dated this day of , 19 .

(L.S.)

J.P.,

Justice of the Peace for the [County] first above-mentioned.