



Criminal Justice Act 1988

1988 CHAPTER 33

PART IX

YOUNG OFFENDERS

124 Detention of young offenders in Scotland.

(1) In each of sections 207 and 415 of the ^{M1}Criminal Procedure (Scotland) Act 1975 for subsections (5) to (10) there shall be substituted the following subsection—

“(5) A sentence of detention imposed under this section shall be a sentence of detention in a young offenders institution.”.

(2) Subject to subsection (3) below, in any enactment—

- (a) for a reference to a detention centre there shall be substituted a reference to a young offenders institution; and
- (b) for a reference (however expressed) to a detention centre order there shall be substituted a reference to a sentence of detention in a young offenders institution.

(3) Nothing in subsection (2) above applies—

- (a) to section 21 of the ^{M2}Firearms Act 1968;
- (b) to Part I of Schedule I to the ^{M3}Law Reform (Miscellaneous Provisions) (Scotland) Act 1980;
- (c) to section 41(2) of the ^{M4}Criminal Justice (Scotland) Act 1980.

(4) The amendments and transitional provisions in Schedule 9 to this Act shall have effect.

Marginal Citations

M1 1975 c. 21.

M2 1968 c. 27.

M3 1980 c. 55.

M4 1980 c. 62.

Changes to legislation:

Criminal Justice Act 1988, Section 124 is up to date with all changes known to be in force on or before 24 April 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):

- s. 36(2)(b)(v) and word inserted by [2019 c. 17 s. 13\(3\)\(b\)](#)
- s. 36(3A)(3B) substituted for s. 36(3A) by [2008 c. 4 s. 46\(2\)](#)
- s. 41(4A) inserted by [2004 c. 28 Sch. 10 para. 28](#)
- s. 139AZA(1)(a)(iii) and word inserted by [2019 c. 17 s. 13\(4\)\(b\)](#)