



Crime and Disorder Act 1998

1998 CHAPTER 37

PART I

PREVENTION OF CRIME AND DISORDER

CHAPTER I

ENGLAND AND WALES

Miscellaneous and supplemental

17 Duty to consider crime and disorder implications.

(1) Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies to exercise its various functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent,

- [^{F1}(a) crime and disorder in its area (including anti-social and other behaviour adversely affecting the local environment); and
- (b) the misuse of drugs, alcohol and other substances in its area][^{F2}; and
- (c) re-offending in its area][^{F3}; and
- (d) serious violence in its area.]

[^{F4}(1A) The duty imposed on an authority by subsection (1) to do all it reasonably can to prevent serious violence in its area is a duty on the authority to do all it reasonably can to—

- (a) prevent people from becoming involved in serious violence in its area, and
- (b) reduce instances of serious violence in its area.]

[^{F5}(2) This section applies to each of the following—

- a local authority;
- a joint authority;

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[^{F6}a corporate joint committee established by regulations made under Part 5 of the Local Government and Elections (Wales) Act 2021 (asc 1);]
 [^{F7}a combined authority established under section 103 of the Local Democracy, Economic Development and Construction Act 2009;]
 [^{F8}a combined county authority established under section 9(1) of the Levelling-up and Regeneration Act 2023;]
 [^{F9}the London Fire Commissioner;]
 a fire and rescue authority constituted by a scheme under section 2 of the Fire and Rescue Services Act 2004 or a scheme to which section 4 of that Act applies;
 [^{F10}a fire and rescue authority created by an order under section 4A of that Act;]
 a metropolitan county fire authority;
 [^{F11}a local policing body];
 a National Park authority;
 the Broads Authority;
 [^{F12}the Greater London Authority;
^{F13}...
 Transport for London.]]

(3) In this section—

“local authority” means a local authority within the meaning given by section 270(1) of the ^{M1}Local Government Act 1972 or the Common Council of the City of London;

“joint authority” has the same meaning as in the ^{M2}Local Government Act 1985;

“National Park authority” means an authority established under section 63 of the ^{M3}Environment Act 1995.

[^{F14}(4) The appropriate national authority may by order amend this section by—

- (a) adding an entry for any person or body to the list of authorities in subsection (2),
- (b) altering or repealing any entry for the time being included in the list, or
- (c) adding, altering or repealing provisions for the interpretation of entries in the list.

(5) In subsection (4) “the appropriate national authority” has the same meaning as in section 5.]

[^{F15}(6) References in this section to serious violence and to becoming involved in serious violence are to be construed in accordance with section 18.]

Textual Amendments

- F1** S. 17(1)(a)(b) substituted for words in s. 17(1) (1.8.2007 for E. and 19.11.2007 for W.) by [Police and Justice Act 2006 \(c. 48\), ss. 22, 53\(1\)\(a\), Sch. 9 para. 4\(2\); S.I. 2007/1614, art 3\(b\); S.I. 2007/3073, art. 2\(a\)](#)
- F2** S. 17(1)(c) and preceding word inserted (1.4.2010) by [Policing and Crime Act 2009 \(c. 26\), ss. 108\(6\), 116\(1\); S.I. 2010/507, art. 5\(p\)](#)
- F3** S. 17(1)(d) and word inserted (28.4.2022 for specified purposes, 31.1.2023 in so far as not already in force) by [Police, Crime, Sentencing and Courts Act 2022 \(c. 32\), ss. 20\(9\), 208\(4\)\(f\); S.I. 2022/1227, reg. 4\(l\)](#)

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- F4** S. 17(1A) inserted (28.4.2022 for specified purposes, 31.1.2023 in so far as not already in force) by Police, Crime, Sentencing and Courts Act 2022 (c. 32), **ss. 20(10)**, 208(4)(f); S.I. 2022/1227, reg. 4(1)
- F5** S. 17(2) substituted (1.8.2007 for E. and 19.11.2007 for W.) by Police and Justice Act 2006 (c. 48), ss. 22, 53(1)(a), **Sch. 9 para. 4(3)**; S.I. 2007/1614, **art 3(b)**; S.I. 2007/3073, **art. 2(a)**
- F6** Words in s. 17(2) inserted (25.3.2022) by The Crime and Disorder Act 1998 (Additional Authority) (Wales) Order 2022 (S.I. 2022/367), arts. 1(2), 2
- F7** Words in s. 17(2) inserted (17.12.2009) by Local Democracy, Economic Development and Construction Act 2009 (c. 20), ss. 119, 148(6), **Sch. 6 para. 90**; S.I. 2009/3318, **art. 2(b)(c)**
- F8** Words in s. 17(2) inserted (26.12.2023) by Levelling-up and Regeneration Act 2023 (c. 55), s. 255(2)(c), **Sch. 4 para. 120** (with s. 247)
- F9** Words in s. 17(2) substituted (31.1.2017 for specified purposes, 1.4.2018 in so far as not already in force) by Policing and Crime Act 2017 (c. 3), s. 183(1)(5)(e), **Sch. 2 para. 105**; S.I. 2018/227, **reg. 4(c)**
- F10** Words in s. 17(2) inserted (31.1.2017 for specified purposes, 3.4.2017 in so far as not already in force) by Policing and Crime Act 2017 (c. 3), s. 183(1)(5)(e), **Sch. 1 para. 79**; S.I. 2017/399, reg. 2, Sch. para. 38
- F11** Words in s. 17(2) substituted (16.1.2012) by Police Reform and Social Responsibility Act 2011 (c. 13), ss. 99, 157(1), **Sch. 16 para. 233**; S.I. 2011/3019, **art. 3**, Sch. 1 para. (nnn)(iii)
- F12** Words in s. 17(2) inserted (15.2.2008) by The Crime and Disorder Act 1998 (Additional Authorities) Order 2008 (S.I. 2008/78), **art. 2**
- F13** Words in s. 17(2) repealed (31.3.2012) by Localism Act 2011 (c. 20), s. 240(2), **Sch. 25 Pt. 32**; S.I. 2012/628, art. 4(d)
- F14** S. 17(4)(5) inserted (1.8.2007 for E. and 19.11.2007 for W.) by Police and Justice Act 2006 (c. 48), ss. 22, 53(1)(a), **Sch. 9 para. 4(4)**; S.I. 2007/1614, **art 3(b)**; S.I. 2007/3073, **art. 2(a)**
- F15** S. 17(6) inserted (28.4.2022 for specified purposes, 31.1.2023 in so far as not already in force) by Police, Crime, Sentencing and Courts Act 2022 (c. 32), **ss. 20(11)**, 208(4)(f); S.I. 2022/1227, reg. 4(1)

Commencement Information

- II** S. 17 wholly in force; S. 17 not in force at Royal Assent see s. 121. In force at 30.9.1998 by S.I. 1998/2327, **art. 2(1)** (subject to savings in arts. 5-8)

Marginal Citations

- M1** 1972 c.70.
M2 1985 c.51.
M3 1995 c.25.

[^{F16}17A Sharing of information

- (1) A relevant authority is under a duty to disclose to all other relevant authorities any information held by the authority which is of a prescribed description, at such intervals and in such form as may be prescribed.
- (2) In subsection (1) “prescribed” means prescribed in regulations made by the Secretary of State.
- (3) The Secretary of State may only prescribe descriptions of information which appears to him to be of potential relevance in relation to the reduction of crime and disorder in any area of England and Wales (including anti-social or other behaviour adversely affecting the local environment in that area).
- (4) Nothing in this section requires a relevant authority to disclose any personal data [^{F17}(within the meaning of Parts 5 to 7 of the Data Protection Act 2018 (see section 3(2) and (14) of that Act)].

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(5) In this section “relevant authority” means an authority in England and Wales which is for the time being a relevant authority for the purposes of section 115.]

Textual Amendments

- F16** S. 17A inserted (1.8.2007 for E. and 19.11.2007 for W.) by [Police and Justice Act 2006 \(c. 48\)](#), ss. 22, 53(1)(a), [Sch. 9 para. 5](#); S.I. 2007/1614, [art 3\(b\)](#); S.I. 2007/3073, [art. 2\(a\)](#)
- F17** Words in s. 17A(4) substituted (25.5.2018) by [Data Protection Act 2018 \(c. 12\)](#), s. 212(1), [Sch. 19 para. 45](#) (with ss. 117, 209, 210); S.I. 2018/625, [reg. 2\(1\)\(g\)](#)

Modifications etc. (not altering text)

- C1** S. 17A: functions made exercisable concurrently (2.11.2018) by [The Newcastle Upon Tyne, North Tyneside and Northumberland Combined Authority \(Establishment and Functions\) Order 2018 \(S.I. 2018/1133\)](#), arts. 1, [25](#) (with [art. 28](#))
- C2** S. 17A: functions made exercisable concurrently (30.1.2021) by [The West Yorkshire Combined Authority \(Election of Mayor and Functions\) Order 2021 \(S.I. 2021/112\)](#), arts. 1(2), [26](#)
- C3** S. 17A: functions made exercisable concurrently (20.12.2023) by [The York and North Yorkshire Combined Authority Order 2023 \(S.I. 2023/1432\)](#), arts. 1(2), [24\(1\)\(3\)](#)
- C4** S. 17A: functions made exercisable concurrently (28.2.2024) by [The East Midlands Combined County Authority Regulations 2024 \(S.I. 2024/232\)](#), [regs. 1\(2\)](#), [32](#)

18 Interpretation etc. of Chapter I.

(1) In this Chapter—

- F18** ...
 “chief officer of police” has the meaning given by section 101(1) of the ^{M4}Police Act 1996;
 “child safety order” has the meaning given by section 11(1) above;
F19
F18 ...
F19
 [^{F20}“local policing body” has the meaning given by section 101(1) of the Police Act 1996;]
 [^{F21}“parental compensation order” has the meaning given by section 13A(1) above;]
 “parenting order” has the meaning given by section 8(4) above;
 “police area” has the meaning given by section 1(2) of the ^{M5}Police Act 1996;
F22 ...
 “responsible officer”—
 (za) ^{F23} ...
 (a) in relation to a parenting order, has the meaning given by section 8(8) above;
 (b) in relation to a child safety order, has the meaning given by section 11(8) above;
 [^{F24}“violence”—
 (a) includes, in particular—

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- (i) domestic abuse within the meaning of the Domestic Abuse Act 2021 (see section 1 of that Act),
 - (ii) sexual offences,
 - (iii) violence against property, and
 - (iv) threats of violence;
- (b) does not include terrorism (within the meaning of the Terrorism Act 2000 (see section 1(1) to (4) of that Act)).]

F25

...

F26

.....

[^{F27}(1A) In the definition of “violence” in subsection (1) “sexual offence” means an offence under the law of England and Wales which is for the time being specified in Schedule 3 to the Sexual Offences Act 2003, other than the offence specified in paragraph 14 of that Schedule (fraudulent evasion of excise duty).

(1B) In determining for the purposes of subsection (1A) whether an offence is specified in Schedule 3 to the Sexual Offences Act 2003, any limitation in that Schedule referring to the circumstances of a particular case (including the sentence imposed) is to be disregarded.

(1C) References in this Chapter to becoming involved in serious violence include becoming a victim of serious violence.

(1D) In considering whether violence in an area amounts to serious violence for the purposes of this Chapter account must be taken in particular of the following factors—

- (a) the maximum penalty which could be imposed for the offence (if any) involved in the violence,
- (b) the impact of the violence on any victim,
- (c) the prevalence of the violence in the area, and
- (d) the impact of the violence on the community in the area.]

(2) ^{F28}

(3) Where directions under a parenting order are to be given by [^{F29}an officer of a local probation board], [^{F29}the officer of a local probation board] shall be an officer appointed for or assigned to the [^{F30}local justice area] within which it appears to the court that the child or, as the case may be, the parent resides or will reside.

[^{F31}(3A) Where directions under a parenting order are to be given by an officer of a provider of probation services, the officer of a provider of probation services shall be an officer acting in the local justice area within which it appears to the court that the child or, as the case may be, the parent resides or will reside.]

(4) Where the supervision under a child safety order is to be provided, or directions under ^{F32}... a parenting order are to be given, by—

- (a) a social worker of a local authority ^{F33} . . . ; or
- (b) a member of a youth offending team,

the social worker or member shall be a social worker of, or a member of a youth offending team established by, the local authority within whose area it appears to the court that [^{F34} the child or, as the case may be, the parent], resides or will reside.

(5) For the purposes of this Chapter the Inner Temple and the Middle Temple form part of the City of London.

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Textual Amendments

- F18** Words in s. 18(1) omitted (23.3.2015) by virtue of [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), s. 185(1), [Sch. 11 para. 27\(2\)\(a\)](#) (with ss. 21, 33, 42, 58, 75, 93); S.I. 2015/373, art. 4(f)(vii)
- F19** S. 18(1): definitions of "curfew notice" and "local child curfew scheme" repealed (12.1.2010) by [Policing and Crime Act 2009 \(c. 26\)](#), ss. 112(2), 116(6)(b), [Sch. 8 Pt. 13](#)
- F20** S. 18(1): definition of "local policing body" inserted (16.1.2012) by [Police Reform and Social Responsibility Act 2011 \(c. 13\)](#), ss. 99, 157(1), [Sch. 16 para. 234\(2\)](#); S.I. 2011/3019, [art. 3](#), [Sch. 1 para. \(nnn\)\(iii\)](#)
- F21** S. 18(1): definition of "parental compensation order" inserted (20.7.2006 in relation to specified areas) by [Serious Organised Crime and Police Act 2005 \(c. 15\)](#), ss. 144, 178(8), [Sch. 10 para. 4](#); S.I. 2006/1871, [art. 2](#), [Sch.](#) (as amended by S.I. 2006/2182, art. 3)
- F22** Definition in s. 18(1) omitted (22.11.2012) by virtue of [Police Reform and Social Responsibility Act 2011 \(c. 13\)](#), s. 157(1), [Sch. 16 para. 234\(3\)](#); S.I. 2012/2892, art. 2(i)
- F23** Words in s. 18(1) omitted (23.3.2015) by virtue of [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), s. 185(1), [Sch. 11 para. 27\(2\)\(b\)](#) (with ss. 21, 33, 42, 58, 75, 93); S.I. 2015/373, art. 4(f)(vii)
- F24** Words in s. 18(1) inserted (28.4.2022 for specified purposes, 31.1.2023 in so far as not already in force) by [Police, Crime, Sentencing and Courts Act 2022 \(c. 32\)](#), [ss. 20\(12\)\(a\)](#), 208(4)(f); S.I. 2022/1227, reg. 4(l)
- F25** Words in s. 18(1) repealed (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), [Sch. 28](#) (with ss. 413(4)(5), 416(7), [Sch. 27](#)); S.I. 2020/1236, reg. 2
- F26** S. 18(1): definition of "sex offender order" repealed (8.11.2006) by [Violent Crime Reduction Act 2006 \(c. 38\)](#), ss. 60(3), 65, 66(2)(d), [Sch. 5](#)
- F27** S. 18(1A)-(1D) inserted (28.4.2022 for specified purposes, 31.1.2023 in so far as not already in force) by [Police, Crime, Sentencing and Courts Act 2022 \(c. 32\)](#), [ss. 20\(12\)\(b\)](#), 208(4)(f); S.I. 2022/1227, reg. 4(l)
- F28** S. 18(2) repealed (4.4.2005) by [Criminal Justice Act 2003 \(c. 44\)](#), ss. 304, 332, 336(3), [Sch. 32 para. 88\(b\)](#), [Sch. 37 Pt. 7](#); S.I. 2005/950, [art. 2](#), [Sch. 1 paras. 42\(33\), 44\(4\)\(p\)](#) (with [Sch. 2](#))
- F29** Words in s. 18(3) substituted (1.4.2001) by 2000 c. 43, s. 74, [Sch. 7 Pt. 1 para. 4](#); S.I. 2001/919, [art. 2\(f\)\(i\)](#)
- F30** Words in s. 18(3) substituted (1.4.2005) by [The Courts Act 2003 \(Consequential Provisions\) Order 2005 \(S.I. 2005/886\)](#), art. 2, [Sch. para. 58](#)
- F31** S. 18(3A) inserted (1.4.2008) by [The Offender Management Act 2007 \(Consequential Amendments\) Order 2008 \(S.I. 2008/912\)](#), art. 3, [Sch. 1 para. 13\(5\)](#)
- F32** Words in s. 18(4) omitted (23.3.2015) by virtue of [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), s. 185(1), [Sch. 11 para. 27\(3\)\(a\)](#) (with ss. 21, 33, 42, 58, 75, 93); S.I. 2015/373, art. 4(f)(vii)
- F33** Words in s. 18(4)(a) repealed (1.4.2005 for E. and 1.4.2006 for W.) by [Children Act 2004 \(c. 31\)](#), ss. 64, 67(8), [Sch. 5 Pt. 4](#), Note; S.I. 2005/394, [art. 2\(2\)\(g\)](#); S.I. 2006/885, [art. 2\(2\)\(h\)](#)
- F34** Words in s. 18(4) substituted (23.3.2015) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), s. 185(1), [Sch. 11 para. 27\(3\)\(b\)](#) (with ss. 21, 33, 42, 58, 75, 93); S.I. 2015/373, art. 4(f)(vii)

Modifications etc. (not altering text)

- C5** S. 18(1) modified in part (1.12.2020 immediately before the consolidation date (see 2020 c. 9, ss. 3, 5(2)(3) and 2020 c. 17, ss. 2, 416)) by [Sentencing \(Pre-consolidation Amendments\) Act 2020 \(c. 9\)](#), [ss. 1](#), 5(2)(3); S.I. 2012/1236, reg. 2
- C6** S. 18(3)(4) applied (27.2.2004) by [Powers of Criminal Courts \(Sentencing\) Act 2000 \(c. 6\)](#), [Sch. 1 para. 9D\(7\)](#) (as inserted by [Crime and Disorder Act 2003 \(c. 44\)](#), ss. 324, 336(3), [Sch. 34 para. 6](#); S.I. 2004/81, [art. 5\(2\)\(d\)](#))

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Commencement Information

I2 S. 18 wholly in force; s. 18 not in force at Royal Assent see s. 121; In force at 30.9.1998 by 1998/2327, art. 2(1) (subject to savings in arts. 5-8)

Marginal Citations

M4 [1996 c.16.](#)

M5 [1996 c.16.](#)

Changes to legislation:

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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. 1(1C) inserted by [2010 c. 17 s. 40\(2\)](#) (This amendment not applied to legislation.gov.uk. S. 40 repealed (23.3.2015) without ever being in force by 2014 c. 12, Sch. 11 para. 46; S.I. 2015/373, art. 4(f)(x))
- s. 8A inserted by [2010 c. 17 s. 41\(3\)](#) (This amendment not applied to legislation.gov.uk. S. 41 repealed (23.3.2015) without ever being in force by 2014 c. 12, Sch. 11 para. 46; S.I. 2015/373, art. 4(f)(x))
- s. 8A repealed by [2014 c. 12 Sch. 11 para. 24\(c\)](#)
- s. 9(2)(d) and word inserted by [2010 c. 17 s. 41\(4\)\(b\)](#) (This amendment not applied to legislation.gov.uk. S. 41 repealed (23.3.2015) without ever being in force by 2014 c. 12, Sch. 11 para. 46; S.I. 2015/373, art. 4(f)(x))
- s. 9(2)(d) and word omitted by [2014 c. 12 Sch. 11 para. 26\(4\)\(a\)](#)
- s. 9(2AA) inserted by [2010 c. 17 s. 41\(4\)\(c\)](#) (This amendment not applied to legislation.gov.uk. S. 41 repealed (23.3.2015) without ever being in force by 2014 c. 12, Sch. 11 para. 46; S.I. 2015/373, art. 4(f)(x))
- s. 9(2AA) repealed by [2014 c. 12 Sch. 11 para. 26\(5\)](#)
- s. 41(5)(i)(ii) words substituted by [2021 c. 11 Sch. 13 para. 37\(3\)](#)
- s. 47(A1) inserted by [2022 c. 35 s. 12\(2\)](#)
- s. 47(1)-(1F) substituted for s. 47(1) by [2022 c. 35 s. 12\(3\)](#)
- s. 47(4)(a) word substituted by [2022 c. 35 s. 12\(6\)\(b\)](#)
- s. 47(4)(a) words renumbered as s. 47(4)(a) by [2022 c. 35 s. 12\(6\)\(a\)](#)
- s. 47(4)(b) and word inserted by [2022 c. 35 s. 12\(6\)\(c\)](#)
- s. 47(4A) inserted by [2022 c. 35 s. 12\(7\)](#)
- s. 50A(6) inserted by [2022 c. 35 Sch. 2 para. 8\(2\)\(b\)](#)
- s. 51(2A)-(2E) inserted by [2022 c. 35 s. 10\(4\)](#)
- s. 51(3A)(3B) substituted for s. 51(3)-(12) by [2022 c. 35 s. 10\(5\)](#)
- s. 51A(A1) inserted by [2022 c. 35 s. 10\(7\)](#)
- s. 51A(3A)-(3E) inserted by [2022 c. 35 s. 10\(9\)](#)
- s. 51A(4A)(4B) substituted for s.0051A(4)-(10) by [2022 c. 35 s. 10\(10\)](#)
- s. 52(2A) inserted by [2022 c. 35 s. 10\(11\)](#)
- Sch. 3 para. 3(11A) inserted by [2003 c. 44 Sch. 3 para. 71\(d\)](#)