

**Changes to legislation:** Offender Management Act 2007, Part 3 is up to date with all changes known to be in force on or before 28 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. (See end of Document for details) View outstanding changes

## SCHEDULES

### SCHEDULE 3 **E+W**

#### MINOR AND CONSEQUENTIAL AMENDMENTS

#### PART 3 **E+W**

##### DTOS: ACCOMMODATION

##### *Prison Act 1952 (c. 52)*

- 11 (1) Section 49 of the Prison Act 1952 (persons unlawfully at large) is amended as follows.
- (2) In subsection (1), for “secure” there is substituted “ youth detention ”.
- (3) In subsection (2), for “secure” (in both places it occurs) there is substituted “ youth detention ”.
- (4) In subsection (5)—
- (a) for “ “secure accommodation” ” there is substituted “ “youth detention accommodation” ”, and
- (b) in paragraph (c), for “secure” there is substituted “ youth detention ”.

#### Commencement Information

**11** Sch. 3 para. 11 in force at 1.11.2007 by S.I. 2007/3001, art. 2(1)(r)

##### *Army Act 1955 (3 & 4 Eliz. 2 c. 18)*

- 12 (1) The Army Act 1955 is amended as follows.
- (2) In section 71AA(6)(a) (young service offenders: custodial orders), as amended by paragraph 16(c) of Schedule 7 to the Criminal Justice and Court Services Act 2000 (c. 43), for “secure accommodation” there is substituted “ youth detention accommodation ”.
- (3) In paragraph 10(6)(a) of Schedule 5A (powers of court on trial of civilian), as amended by paragraph 18(2)(d) of Schedule 7 to the Criminal Justice and Court Services Act 2000 (c. 43), for “secure accommodation” there is substituted “ youth detention accommodation ”.

#### Commencement Information

**12** Sch. 3 para. 12 in force at 1.11.2007 by S.I. 2007/3001, art. 2(1)(r)

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*Air Force Act 1955 (3 & 4 Eliz. 2 c. 19)*

- 13 (1) The Air Force Act 1955 is amended as follows.
- (2) In section 71AA(6)(a) (young service offenders: custodial orders), as amended by paragraph 23(c) of Schedule 7 to the Criminal Justice and Court Services Act 2000, for “secure accommodation” there is substituted “youth detention accommodation”.
- (3) In paragraph 10(6)(a) of Schedule 5A (powers of court on trial of civilian), as amended by paragraph 25(2)(d) of Schedule 7 to the Criminal Justice and Court Services Act 2000, for “secure accommodation” there is substituted “youth detention accommodation”.

**Commencement Information**

**I3** Sch. 3 para. 13 in force at 1.11.2007 by S.I. 2007/3001, art. 2(1)(r)

*Naval Discipline Act 1957 (c. 53)*

- 14 (1) The Naval Discipline Act 1957 is amended as follows.
- (2) In section 43AA(6)(a) (young service offenders: custodial orders), as amended by paragraph 30(c) of Schedule 7 to the Criminal Justice and Court Services Act 2000, for “secure accommodation” there is substituted “youth detention accommodation”.
- (3) In paragraph 10(6)(a) of Schedule 4A (power of court on trial of civilian), as amended by paragraph 32(2)(d) of Schedule 7 to the Criminal Justice and Court Services Act 2000, for “secure accommodation” there is substituted “youth detention accommodation”.

**Commencement Information**

**I4** Sch. 3 para. 14 in force at 1.11.2007 by S.I. 2007/3001, art. 2(1)(r)

*Crime (Sentences) Act 1997 (c. 43)*

- 15 (1) Schedule 1 to the Crime (Sentences) Act 1997 (transfer of prisoners within the British Islands) is amended as follows.
- (2) In paragraph 8(6)(a), for “secure”, in the first place it occurs, there is substituted “youth detention”.
- (3) In paragraph 20(1), in the definition of “prison”, for “a young offender institution” there is substituted “any accommodation which is youth detention accommodation (within the meaning given by section 107(1) of the Powers of Criminal Courts (Sentencing) Act 2000)”.

**Commencement Information**

**I5** Sch. 3 para. 15 in force at 1.11.2007 by S.I. 2007/3001, art. 2(1)(r)

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*Crime and Disorder Act 1998 (c. 37)*

- 16 (1) Section 41(5) of the Crime and Disorder Act 1998 (the Youth Justice Board) is amended as follows.
- (2) In paragraph (i) (as it has effect before the commencement of paragraph 154(a) of Schedule 16 to the Armed Forces Act 2006), for sub-paragraph (i) there is substituted—
- “(i) youth detention accommodation, within the meaning given by section 107(1) of the Powers of Criminal Courts (Sentencing) Act 2000, for the purpose of detaining persons in respect of whom a detention and training order is made under section 100 of that Act or an order is made under section 104(3)(a) or 105(2) of that Act;”.
- (3) In paragraph (i) (as it has effect on or after the commencement of paragraph 154(a) of Schedule 16 to the Armed Forces Act 2006), in sub-paragraph (i) for “secure accommodation” there is substituted “youth detention accommodation”.
- (4) In paragraph (j) (as it has effect before the commencement of paragraph 154(b) of Schedule 16 to the Armed Forces Act 2006), for sub-paragraph (i) there is substituted—
- “(i) youth detention accommodation, within the meaning given by section 107(1) of the Powers of Criminal Courts (Sentencing) Act 2000, to be used for detaining a person in accordance with a determination under section 102(1), 104(3)(a) or 105(2) of that Act, or”.
- (5) In paragraph (j) (as it has effect on or after the commencement of paragraph 154(b) of Schedule 16 to the Armed Forces Act 2006), in sub-paragraph (i) for “secure accommodation” there is substituted “youth detention accommodation”.
- (6) In paragraph (l)(i), for “and sentenced children and young persons” there is substituted “children and young persons and secure and other accommodation for sentenced children and young persons”.

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**Commencement Information**

**I6** Sch. 3 para. 16 in force at 1.11.2007 by S.I. 2007/3001, art. 2(1)(r)

*Armed Forces Act 2006 (c. 52)*

- 17 (1) The Armed Forces Act 2006 is amended as follows.
- (2) In section 214(3) (powers of court to order person to be detained where offence committed during currency of detention and training order) for “secure accommodation” there is substituted “youth detention accommodation”.
- (3) In section 215(3) (meaning of “secure accommodation” in section 214) for ““secure accommodation”” there is substituted ““youth detention accommodation””.

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**Commencement Information**

**I7** Sch. 3 para. 17 in force at 1.11.2007 by S.I. 2007/3001, art. 2(1)(r)

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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. 14(2)(da) inserted by [2015 c. 2 Sch. 3 para. 15](#)