

1991 No. 11

The Criminal Justice (Attendance Centre)
(Occupation and Instruction) Order, 1991

Made the 29 April, 1991.

Coming into operation 1 May, 1991.

THE ISLAND POLICE COMMITTEE, in exercise of the powers conferred upon it by section 1 of the Criminal Justice (Attendance Centre) (Guernsey) Law, 1982(a), hereby orders:-

1. The Scheme set out in the Schedule to this Order shall regulate the occupation and instruction of persons attending at an attendance centre provided by the Committee under section one of the Law.

2. The Criminal Justice (Attendance Centre) (Occupation and Instruction) Order, 1983, is hereby revoked.

3.(1) In this Order, except where the context otherwise requires, the expression "the Law" means the Criminal Justice (Attendance Centre) (Guernsey) Law, 1982, and any other expressions have the same meanings as in the Law.

(2) The Interpretation (Guernsey) Law, 1948(b), shall apply to the interpretation of this Order as it applies to the interpretation of an enactment.

(3) Any reference in this Order to any other enactment shall, except where the context otherwise requires, be construed as including a reference to that enactment as amended, repealed or replaced, extended or applied by or under any other enactment including this Order.

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- (a) Ordres en Conseil Vol. XXVII, p. 409.
 - (b) Ordres en Conseil Vol. XIII, p. 355.
 - (c) Recueille d'Ordennances Tome XXII, p. 550.
 - (d) Recueille d'Ordennances No XLVIII, of 1990.

3. This Order may be cited as the Criminal Justice (Attendance Centre) (Occupation and Instruction) Order, 1991.

4. This Order shall come into force on the First day of May, Nineteen Hundred and Ninety-One.

Dated this Twenty-Ninth day of April, Nineteen Hundred and Ninety-One.

President of the Island Police Committee
for and on behalf of the Committee.

SCHEDULE

Scheme regulating the occupation and instruction of persons
attending at an attendance centre

1. The persons who are ordered to attend an attendance centre (hereinafter referred to as "the centre") are to be divided, where numbers are sufficient, into two groups in relation to each sex, junior and senior. Those aged 12 years or under are to be assigned to the junior groups and those aged 15 or over to the senior. Young persons who are 13 and 14 years of age are each to be assigned to whichever group the officer in charge thinks more suitable, having regard to their maturity or to the desirability of separating associates.
2. If the junior and senior groups attend on the same day, they are to start and finish at different times and, as far as possible, are to be given occupation and instruction out of sight of each other. The staff are to take care to prevent children in the junior group from falling under the influence of young persons in the senior group.
3. The normal period of attendance on one day is to be two hours. Ordinarily, arrangements are to be made for a person to complete his period of attendance within six months from the date on which he first attends the centre.

4. All persons required to attend the centre are to be inspected on arrival in relation to their general tidiness and cleanliness of appearance. When a person attends for the first time, the officer in charge is to interview him separately and to explain the purpose of the centre and what will be expected of him during his attendance there. Ideally, a person should also be interviewed on his final attendance, thereby enabling the officer in charge to comment on that person's progress over the period of attendance.

5. During a session of two hours the young persons in the senior groups are to spend not more than one hour, and those in the junior groups not more than 40 minutes (including in each case changing time), in physical exercise.

6. During the remainder of the period of attendance the persons are to be given practical instruction and, so far as possible, constructive occupation in one or more handicraft, practical activity or useful skill. The subjects and methods of presentation should be such as to encourage them to make constructive use of their leisure after they leave the centre.

7. Subject to the restriction contained in paragraph 5 of this Scheme the officer in charge may, if he thinks fit on any particular occasion, extend or reduce the time normally allocated to any of the activities specified in paragraphs 5 and 6 of this Scheme, or omit any of them that it is impracticable to carry out.

8. Nothing in this Scheme affects -

(a) the duty of the officer in charge to fix the date and time of a person's next attendance in accordance with his circumstances;

(b) the discretion of the officer in charge to extend to three hours or to reduce to one hour the period of a person's attendance on any one day in accordance with his conduct or other circumstances;

(c) the power of the officer in charge to deal with a breach of the Ordinance in accordance with the provisions of section seven of the Ordinance.

9. The officer in charge may for any sufficient reason other than a breach of the Ordinance modify the provisions of this Scheme in their application to a particular person. Every such modification shall be notified to the Committee on the return of attendance.

10. In this Scheme, except where the context otherwise requires, the expression "the Ordinance" means the Criminal Justice (Attendance Centre) Ordinance, 1983(c), as amended by the Criminal Justice (Attendance Centre) (Amendment) Ordinance, 1990, (d) and any other expressions have the same meanings as in the Ordinance.