

Children and Young Persons (Community Service Orders) Regulations 2001

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No. S 476

CHILDREN AND YOUNG PERSONS ACT (CHAPTER 38)

CHILDREN AND YOUNG PERSONS (COMMUNITY SERVICE ORDERS) REGULATIONS 2001

In exercise of the powers conferred by section 85 of the Children and Young Persons Act, the Minister for Community Development and Sports hereby makes the following Regulations:

PART I

PRELIMINARY MATTERS

Citation and commencement

1. These Regulations may be cited as the Children and Young Persons (Community Service Orders) Regulations 2001 and shall come into operation on 1st October 2001.

Definitions

2. In these Regulations, unless the context otherwise requires —

“Community Service Officer” means the person under whose supervision an offender is to perform the work required under a community service order in force against him;

“community service order” means an order made by the Youth Court under section 44(1)(f) of the Act and includes an order made by the Youth Court for the purpose of giving effect to a requirement of a juvenile case conference under section 45(1)(d) of the Act;

[S 641/2014 wef 01/10/2014]

[Deleted by S 641/2014 wef 01/10/2014]

“juvenile case conference” means a juvenile case conference convened under section 45 of the Act;

[S 641/2014 wef 01/10/2014]

“offender” means a child or young person —

- (a) in respect of whom a community service order is in force; or
- (b) in respect of whom the Youth Court is considering making such an order;

[S 497/2001 wef 01/10/2001]
[S 641/2014 wef 01/10/2014]

“probation officer” means a person appointed to be a probation officer under section 3 of the Probation of Offenders Act (Cap. 252).

PART II

COMMUNITY SERVICE ORDERS

When community service order should be made

3.—(1) The Youth Court shall not make a community service order against an offender unless —

- (a) the offender has attained the age of 14 years;
- (b) the Youth Court, after considering a report by a probation officer about the offender and his circumstances (and, if necessary, after hearing the probation officer) or after considering the report of a Juvenile case conference, is satisfied —
 - (i) that the offender is a suitable person to perform work under such an order; and
 - (ii) that provision can be made for the offender to perform work under such an order; and

[S 497/2001 wef 01/10/2011]
[S 641/2014 wef 01/10/2014]

- (c) the offender consents to the making of such an order.

[S 497/2001 wef 01/10/2011]
[S 641/2014 wef 01/10/2014]

(2) A community service order may be made against an offender notwithstanding that there is another community service order that is already in force against him, except that the total number of hours that remain to be spent by the offender in performing work under such orders does not at any time exceed 240 hours in the aggregate.

Matters to be explained to offender before making of order

4. Before making a community service order, the Youth Court shall explain the following matters to the offender:

- (a) the purpose and effect of the order (and in particular the conditions and requirements that may be specified in it under regulation 5(a) and the obligations of the offender under regulation 6(1));
- (b) the consequences which may follow under section 44(5) or 45(3) (whichever is applicable) of the Act if he fails to comply with any of those conditions and obligations; and
- (c) that the Court has under regulation 9 the power to review the order on application of the offender, his parents or guardian, the Community Service Officer or the Director-General.

[S 641/2014 wef 01/10/2014]

*[S 519/2020 wef 01/07/2020]
[S 641/2014 wef 01/10/2014]*

Contents and copies of community service order

5. In making a community service order, the Youth Court —

- (a) may specify in the order the conditions to be complied with by the offender during the period that the order is in force;
- (b) shall specify in the order the place and time at which, and the person to whom, the offender shall present himself for the purpose of enabling the administration of the order to commence; and
- (c) shall immediately give a copy of the order each to the offender and the Community Service Officer.

[S 641/2014 wef 01/10/2014]

Obligations of offenders under community service orders, etc.

6.—(1) Where a community service order is in force against an offender —

- (a) the offender shall —
 - (i) perform, for the number of hours specified in the order, such work and at such times as may be directed by the Community Service Officer;
 - (ii) perform that work in a satisfactory manner;
 - (iii) comply with the conditions specified in the order under