

Justice and Security (Northern Ireland) Bill

COMMONS DISAGREEMENT AND AMENDMENT IN LIEU

[The page and line references are to HL Bill 42, the bill as first printed for the Lords.]

Before Clause 42

LORDS AMENDMENT NO. 3

3 Insert the following new Clause –

“Community restorative justice schemes

- (1) The Secretary of State shall maintain a public register of accredited community restorative justice schemes.
- (2) Accredited community restorative justice schemes shall be inspected regularly by the Criminal Justice Inspectorate, which shall report on such inspections to the Secretary of State who shall publish a report.
- (3) A report under subsection (2) may make such recommendations as to the conduct of a scheme as the Criminal Justice Inspectorate thinks fit.
- (4) If the Criminal Justice Inspectorate considers that a scheme is unsatisfactory or is operating in an unsatisfactory manner, it may recommend to the Secretary of State that it be removed from the register.”

COMMONS DISAGREEMENT AND AMENDMENT IN LIEU

The Commons disagree to Lords Amendment No. 3, but propose Amendment 3A in lieu –

3A Insert the following new Clause –

“Accredited community-based restorative justice schemes

- (1) The Secretary of State shall maintain a register of schemes that appear to him –
 - (a) to be community-based restorative justice schemes, and
 - (b) to meet requirements determined and published by him.

- (2) The requirements shall include a requirement about cooperation with the Chief Inspector of Criminal Justice in Northern Ireland.
- (3) The Secretary of State shall add a scheme to the register if –
 - (a) a person applies for the scheme to be added, and
 - (b) the Secretary of State thinks that the scheme is a community-based restorative justice scheme which meets the requirements.
- (4) The Secretary of State may remove a scheme from the register if, having considered any report about the scheme made by the Chief Inspector, he thinks that –
 - (a) it is not a community-based restorative justice scheme, or
 - (b) it does not meet the requirements.
- (5) The Chief Inspector may inspect a scheme which is registered or which is the subject of an application for registration; and –
 - (a) he shall from time to time make a report to the Secretary of State on inspections carried out by him by virtue of this section, and
 - (b) section 49(2) to (4) of the Justice (Northern Ireland) Act 2002 (c. 26) (laying of Chief Inspector's reports before Parliament etc) shall apply in relation to the report.
- (6) The Secretary of State shall make arrangements for inspection of the register by the public.”