



# Powers of Criminal Courts (Sentencing) Act 2000

## 2000 CHAPTER 6

### PART III **E+W**

#### MANDATORY AND DISCRETIONARY REFERRAL OF YOUNG OFFENDERS

##### *Referral orders*

#### <sup>F1</sup>16 **Duty and power to refer certain young offenders to youth offender panels.** **E** **+W**

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##### **Textual Amendments**

**F1** Ss. 12-32 repealed (1.12.2020) by Sentencing Act 2020 (c. 17), s. 416(1), **Sch. 28** (with ss. 413(4) (5), 416(7), **Sch. 27**); S.I. 2020/1236, **reg. 2**, and s. 14, to the extent that it still remains in force, excluded: (31.12.2020) by European Union (Future Relationship) Act 2020 (c. 29), **ss. 6(2)(c)**, 40(7); S.I. 2020/1662, **reg. 2(f)**; (21.7.2022) by 1984 c. 42, **s. 31R(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 65**, 90(6); S.I. 2022/840, regs. 1(2), **2(a)** (with reg. 3)); (21.7.2022) by 2003 c. 39, **s. 85F(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 66**, 90(6); S.I. 2022/840, regs. 1(2), **2(b)** (with reg. 3)); and (24.5.2024) by Post Office (Horizon System) Offences Act 2024 (c. 14), **ss. 10(2)**, 11(2) (with ss. 3(5), 10(3))

#### <sup>F1</sup>17 **The referral conditions.** **E+W**

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**F1 18 Making of referral orders: general. E+W**

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**Textual Amendments**

**F1** Ss. 12-32 repealed (1.12.2020) by Sentencing Act 2020 (c. 17), s. 416(1), **Sch. 28** (with ss. 413(4)(5), 416(7), Sch. 27); S.I. 2020/1236, **reg. 2**; and s. 14, to the extent that it still remains in force, excluded: (31.12.2020) by European Union (Future Relationship) Act 2020 (c. 29), **ss. 6(2)(c)**, 40(7); S.I. 2020/1662, **reg. 2(f)**; (21.7.2022) by 1984 c. 42, **s. 31R(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 65**, 90(6); S.I. 2022/840, regs. 1(2), **2(a)** (with reg. 3)); (21.7.2022) by 2003 c. 39, **s. 85F(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 66**, 90(6); S.I. 2022/840, regs. 1(2), **2(b)** (with reg. 3)); and (24.5.2024) by Post Office (Horizon System) Offences Act 2024 (c. 14), **ss. 10(2)**, 11(2) (with ss. 3(5), 10(3))

**F1 19 Making of referral orders: effect on court’s other sentencing powers. E+W**

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**Textual Amendments**

**F1** Ss. 12-32 repealed (1.12.2020) by Sentencing Act 2020 (c. 17), s. 416(1), **Sch. 28** (with ss. 413(4)(5), 416(7), Sch. 27); S.I. 2020/1236, **reg. 2**; and s. 14, to the extent that it still remains in force, excluded: (31.12.2020) by European Union (Future Relationship) Act 2020 (c. 29), **ss. 6(2)(c)**, 40(7); S.I. 2020/1662, **reg. 2(f)**; (21.7.2022) by 1984 c. 42, **s. 31R(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 65**, 90(6); S.I. 2022/840, regs. 1(2), **2(a)** (with reg. 3)); (21.7.2022) by 2003 c. 39, **s. 85F(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 66**, 90(6); S.I. 2022/840, regs. 1(2), **2(b)** (with reg. 3)); and (24.5.2024) by Post Office (Horizon System) Offences Act 2024 (c. 14), **ss. 10(2)**, 11(2) (with ss. 3(5), 10(3))

**F1 20 Making of referral orders: attendance of parents etc. E+W**

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**Textual Amendments**

**F1** Ss. 12-32 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**; and s. 14, to the extent that it still remains in force,

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excluded: (31.12.2020) by European Union (Future Relationship) Act 2020 (c. 29), **ss. 6(2)(c)**, 40(7); S.I. 2020/1662, **reg. 2(f)**; (21.7.2022) by 1984 c. 42, **s. 31R(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 65**, 90(6); S.I. 2022/840, regs. 1(2), **2(a)** (with reg. 3)); (21.7.2022) by 2003 c. 39, **s. 85F(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 66**, 90(6); S.I. 2022/840, regs. 1(2), **2(b)** (with reg. 3)); and (24.5.2024) by Post Office (Horizon System) Offences Act 2024 (c. 14), **ss. 10(2)**, 11(2) (with ss. 3(5), 10(3))

### *Youth offender panels*

#### **F121 Establishment of panels. E+W**

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##### **Textual Amendments**

**F1** Ss. 12-32 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**; and s. 14, to the extent that it still remains in force, excluded: (31.12.2020) by European Union (Future Relationship) Act 2020 (c. 29), **ss. 6(2)(c)**, 40(7); S.I. 2020/1662, **reg. 2(f)**; (21.7.2022) by 1984 c. 42, **s. 31R(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 65**, 90(6); S.I. 2022/840, regs. 1(2), **2(a)** (with reg. 3)); (21.7.2022) by 2003 c. 39, **s. 85F(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 66**, 90(6); S.I. 2022/840, regs. 1(2), **2(b)** (with reg. 3)); and (24.5.2024) by Post Office (Horizon System) Offences Act 2024 (c. 14), **ss. 10(2)**, 11(2) (with ss. 3(5), 10(3))

#### **F122 Attendance at panel meetings. E+W**

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##### **Textual Amendments**

**F1** Ss. 12-32 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**; and s. 14, to the extent that it still remains in force, excluded: (31.12.2020) by European Union (Future Relationship) Act 2020 (c. 29), **ss. 6(2)(c)**, 40(7); S.I. 2020/1662, **reg. 2(f)**; (21.7.2022) by 1984 c. 42, **s. 31R(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 65**, 90(6); S.I. 2022/840, regs. 1(2), **2(a)** (with reg. 3)); (21.7.2022) by 2003 c. 39, **s. 85F(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 66**, 90(6); S.I. 2022/840, regs. 1(2), **2(b)** (with reg. 3)); and (24.5.2024) by Post Office (Horizon System) Offences Act 2024 (c. 14), **ss. 10(2)**, 11(2) (with ss. 3(5), 10(3))

### *Youth offender contracts*

#### **F123 First meeting: agreement of contract with offender. E+W**

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##### **Textual Amendments**

**F1** Ss. 12-32 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**; and s. 14, to the extent that it still remains in force,

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excluded: (31.12.2020) by European Union (Future Relationship) Act 2020 (c. 29), **ss. 6(2)(c)**, 40(7); S.I. 2020/1662, **reg. 2(f)**; (21.7.2022) by 1984 c. 42, **s. 31R(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 65**, 90(6); S.I. 2022/840, regs. 1(2), **2(a)** (with reg. 3)); (21.7.2022) by 2003 c. 39, **s. 85F(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 66**, 90(6); S.I. 2022/840, regs. 1(2), **2(b)** (with reg. 3)); and (24.5.2024) by Post Office (Horizon System) Offences Act 2024 (c. 14), **ss. 10(2)**, 11(2) (with ss. 3(5), 10(3))

**F1 24 First meeting: duration of contract. E+W**

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**Textual Amendments**

**F1** Ss. 12-32 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**, and s. 14, to the extent that it still remains in force, excluded: (31.12.2020) by European Union (Future Relationship) Act 2020 (c. 29), **ss. 6(2)(c)**, 40(7); S.I. 2020/1662, **reg. 2(f)**; (21.7.2022) by 1984 c. 42, **s. 31R(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 65**, 90(6); S.I. 2022/840, regs. 1(2), **2(a)** (with reg. 3)); (21.7.2022) by 2003 c. 39, **s. 85F(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 66**, 90(6); S.I. 2022/840, regs. 1(2), **2(b)** (with reg. 3)); and (24.5.2024) by Post Office (Horizon System) Offences Act 2024 (c. 14), **ss. 10(2)**, 11(2) (with ss. 3(5), 10(3))

**F1 25 First meeting: failure to agree contract. E+W**

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**Textual Amendments**

**F1** Ss. 12-32 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**, and s. 14, to the extent that it still remains in force, excluded: (31.12.2020) by European Union (Future Relationship) Act 2020 (c. 29), **ss. 6(2)(c)**, 40(7); S.I. 2020/1662, **reg. 2(f)**; (21.7.2022) by 1984 c. 42, **s. 31R(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 65**, 90(6); S.I. 2022/840, regs. 1(2), **2(a)** (with reg. 3)); (21.7.2022) by 2003 c. 39, **s. 85F(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 66**, 90(6); S.I. 2022/840, regs. 1(2), **2(b)** (with reg. 3)); and (24.5.2024) by Post Office (Horizon System) Offences Act 2024 (c. 14), **ss. 10(2)**, 11(2) (with ss. 3(5), 10(3))

**F1 26 Progress meetings. E+W**

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**Textual Amendments**

**F1** Ss. 12-32 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**, and s. 14, to the extent that it still remains in force, excluded: (31.12.2020) by European Union (Future Relationship) Act 2020 (c. 29), **ss. 6(2)(c)**, 40(7); S.I. 2020/1662, **reg. 2(f)**; (21.7.2022) by 1984 c. 42, **s. 31R(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 65**, 90(6); S.I. 2022/840, regs. 1(2), **2(a)** (with reg. 3)); (21.7.2022) by 2003 c. 39, **s. 85F(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 66**, 90(6); S.I.

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2022/840, regs. 1(2), **2(b)** (with reg. 3)); and (24.5.2024) by Post Office (Horizon System) Offences Act 2024 (c. 14), **ss. 10(2)**, 11(2) (with ss. 3(5), 10(3))

**F127 Final meeting. E+W**

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**Textual Amendments**

**F1** Ss. 12-32 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**; and s. 14, to the extent that it still remains in force, excluded: (31.12.2020) by European Union (Future Relationship) Act 2020 (c. 29), **ss. 6(2)(c)**, 40(7); S.I. 2020/1662, **reg. 2(f)**; (21.7.2022) by 1984 c. 42, **s. 31R(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 65**, 90(6); S.I. 2022/840, regs. 1(2), **2(a)** (with reg. 3)); (21.7.2022) by 2003 c. 39, **s. 85F(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 66**, 90(6); S.I. 2022/840, regs. 1(2), **2(b)** (with reg. 3)); and (24.5.2024) by Post Office (Horizon System) Offences Act 2024 (c. 14), **ss. 10(2)**, 11(2) (with ss. 3(5), 10(3))

*Referrals back to court in the interests of justice*

**F127A Revocation of referral order where offender making good progress etc. E+W**

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**Textual Amendments**

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**F127B Extension of period for which young offender contract has effect E+W**

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**Textual Amendments**

**F1** Ss. 12-32 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**; and s. 14, to the extent that it still remains in force, excluded: (31.12.2020) by European Union (Future Relationship) Act 2020 (c. 29), **ss. 6(2)(c)**, 40(7); S.I. 2020/1662, **reg. 2(f)**; (21.7.2022) by 1984 c. 42, **s. 31R(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 65**, 90(6); S.I. 2022/840, regs. 1(2), **2(a)** (with reg. 3)); (21.7.2022) by 2003 c. 39, **s. 85F(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 66**, 90(6); S.I. 2022/840, regs. 1(2), **2(b)** (with reg. 3)); and (24.5.2024) by Post Office (Horizon System) Offences Act 2024 (c. 14), **ss. 10(2)**, 11(2) (with ss. 3(5), 10(3))

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### *Further court proceedings*

#### **F128 Offender or parent referred back to court: offender convicted while subject to referral order. E+W**

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##### **Textual Amendments**

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### *Supplementary*

#### **F129 Functions of youth offending teams. E+W**

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##### **Textual Amendments**

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#### **F130 Regulations under Part III. E+W**

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##### **Textual Amendments**

- F1** Ss. 12-32 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**; and s. 14, to the extent that it still remains in force, excluded: (31.12.2020) by European Union (Future Relationship) Act 2020 (c. 29), **ss. 6(2)(c)**, 40(7); S.I. 2020/1662, **reg. 2(f)**; (21.7.2022) by 1984 c. 42, **s. 31R(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 65**, 90(6); S.I. 2022/840, regs. 1(2), **2(a)** (with reg. 3)); (21.7.2022) by 2003 c. 39, **s. 85F(6)(a)** (as inserted (E.W.) by Domestic Abuse Act 2021 (c. 17), **ss. 66**, 90(6); S.I. 2022/840, regs. 1(2), **2(b)** (with reg. 3)); and (24.5.2024) by Post Office (Horizon System) Offences Act 2024 (c. 14), **ss. 10(2)**, 11(2) (with ss. 3(5), 10(3))

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**F1 31 Rules of court. E+W**

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**Textual Amendments**

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**F1 32 Definitions for purposes of Part III. E+W**

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**Textual Amendments**

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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. 12(1A)(g) inserted by [2019 c. 17 s. 13\(6\)](#)
- s. 41(9A) inserted by [2000 c. 43 Sch. 7 para. 165\(b\)](#) (This amendment not applied to legislation.gov.uk. Sch. 7 para. 165 repealed (4.4.2005) without ever being in force by 2003 c. 44, Sch. 37 Pt. 7; S.I. 2005/950, art. 2(1), Sch. 1 para. 44(4)(t))
- s. 41(12) inserted by [2000 c. 43 Sch. 7 para. 165\(c\)](#) (This amendment not applied to legislation.gov.uk. Sch. 7 para. 165 repealed (4.4.2005) without ever being in force by 2003 c. 44, Sch. 37 Pt. 7; S.I. 2005/950, art. 2(1), Sch. 1 para. 44(4)(t))
- s. 58(2) inserted by [2000 c. 43 Sch. 7 para. 172](#) (This amendment not applied to legislation.gov.uk. Sch. 7 para. 172 repealed (4.4.2005) without ever being in force by 2003 c. 44, Sch. 37 Pt. 7; S.I. 2005/950, art. 2(1), Sch. 1 para. 44(4)(t))
- s. 82A(3A)-(3C) inserted by [2008 c. 4 s. 19\(3\)](#)
- s. 83(2)(aa) substituted for s. 83(2)(b)(c) by [2000 c. 43 Sch. 7 para. 178](#)
- s. 101(2A) inserted by [2003 c. 44 s. 298\(3\)](#)
- s. 147A(6)(a) words substituted by [2012 c. 10 Sch. 13 para. 12\(b\)](#)
- s. 147A(6)(b) words inserted by [2012 c. 10 Sch. 13 para. 12\(c\)](#)
- Sch. 2 para. 8 and cross-heading inserted by [2000 c. 43 s. 51](#) (This amendment not applied to legislation.gov.uk. S. 51 repealed (4.4.2005) without ever being in force by 2003 c. 44, Sch. 37 Pt. 7; S.I. 2005/950, art. 2(1), Sch. 1 para. 44(4)(t))
- Sch. 3 para. 6A and cross-heading inserted by [2000 c. 43 Sch. 7 para. 199\(9\)](#) (This amendment not applied to legislation.gov.uk. Sch. 7 para. 199(9) repealed (4.4.2005) without ever being in force by 2003 c. 44, Sch. 37 Pt. 7; S.I. 2005/950, art. 2(1), Sch. 1 para. 44(4)(t))
- Sch. 3 para. 26 inserted by [2000 c. 43 Sch. 7 para. 199\(26\)](#) (This amendment not applied to legislation.gov.uk. Sch. 7 para. 199(26) repealed (4.4.2005) without ever being in force by 2003 c. 44, Sch. 37 Pt. 7; S.I. 2005/950, art. 2(1), Sch. 1 para. 44(4)(t))
- Sch. 3 para. 4(4A) inserted by [2004 c. 28 Sch. 5 para. 5\(4\)](#) (Effect not applied as it relates to a version of Sch. 3 para. 4 prospectively substituted but not brought into force)
- Sch. 3 para. 7(4)-(7) substituted for Sch. 3 para. 7(4)-(6) by [2000 c. 43 Sch. 7 para. 199\(10\)\(c\)](#) (This amendment not applied to legislation.gov.uk. Sch. 7 para. 199(10)(c) repealed (4.4.2005) without ever being in force by 2003 c. 44, Sch. 37 Pt. 7; S.I. 2005/950, art. 2(1), Sch. 1 para. 44(4)(t))
- Sch. 10 para. 12(2)(e)(f) inserted by [2000 c. 43 Sch. 7 para. 204](#) (This amendment not applied to legislation.gov.uk. Sch. 7 para. 204 repealed (30.11.2009) without ever being in force by 2008 c. 4, Sch. 28 Pt. 1; S.I. 2009/3074, art. 2(u)(xxix))