



# Criminal Justice Act 2003

## 2003 CHAPTER 44

### PART 12

#### SENTENCING

### CHAPTER 5

#### DANGEROUS OFFENDERS

#### **227 Extended sentence for certain violent or sexual offences: persons 18 or over**

- (1) This section applies where—
- (a) a person aged 18 or over is convicted of a specified offence, other than a serious offence, committed after the commencement of this section, and
  - (b) the court considers that there is a significant risk to members of the public of serious harm occasioned by the commission by the offender of further specified offences.
- (2) The court must impose on the offender an extended sentence of imprisonment, that is to say, a sentence of imprisonment the term of which is equal to the aggregate of—
- (a) the appropriate custodial term, and
  - (b) a further period (“the extension period”) for which the offender is to be subject to a licence and which is of such length as the court considers necessary for the purpose of protecting members of the public from serious harm occasioned by the commission by him of further specified offences.
- (3) In subsection (2) “the appropriate custodial term” means a term of imprisonment (not exceeding the maximum term permitted for the offence) which—
- (a) is the term that would (apart from this section) be imposed in compliance with section 153(2), or
  - (b) where the term that would be so imposed is a term of less than 12 months, is a term of 12 months.

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*Status: Point in time view as at 04/04/2005. This version of this provision has been superseded.*

*Changes to legislation: Criminal Justice Act 2003, Section 227 is up to date with all changes known to be in force on or before 22 September 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)*

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- (4) The extension period must not exceed—
- (a) five years in the case of a specified violent offence, and
  - (b) eight years in the case of a specified sexual offence.
- (5) The term of an extended sentence of imprisonment passed under this section in respect of an offence must not exceed the maximum term permitted for the offence.

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**Modifications etc. (not altering text)**

- C1** S. 227 applied (with modifications) (28.3.2009 for certain purposes, otherwise 31.10.2009) by [Armed Forces Act 2006 \(c. 52\)](#), [ss. 220, 383](#) (with [s. 385](#)) (as amended (31.10.2009) by [Criminal Justice and Immigration Act 2008 \(c. 4\)](#), [ss. 145, 153](#), [Sch. 25 para. 14](#); [S.I. 2009/1028](#), [art. 2\(b\)](#)); [S.I. 2009/812](#), [art. 3](#) (with transitional provisions in [S.I. 2009/1059](#)); [S.I. 2009/1167](#), [art. 4](#)
- C2** S. 227 modified (14.7.2008) by [The Criminal Justice and Immigration Act 2008 \(Transitory Provisions\) Order 2008 \(S.I. 2008/1587\)](#), [art. 2\(3\)](#)
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**Commencement Information**

- II** S. 227 wholly in force at 4.4.2005, see [s. 336\(3\)](#) and [S.I. 2005/950](#), [art. 2\(1\)](#), [Sch. 1 para. 18](#) (subject to [art. 2\(2\)](#), [Sch. 2](#))

**Status:**

Point in time view as at 04/04/2005. This version of this provision has been superseded.

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