

Status: Point in time view as at 03/11/1994. This version of this cross heading contains provisions that are not valid for this point in time.

Changes to legislation: Criminal Justice and Public Order Act 1994, Cross Heading: Effect of previous probation orders and discharges is up to date with all changes known to be in force on or before 08 June 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)

SCHEDULE 9

MINOR AMENDMENTS

Extent Information

E1 [Sch. 9](#) does not extend to Scotland in so far as it relates to s. 17(1) of the Video Act 1984 see [s. 172\(16\)](#)

VALID FROM 03/02/1995

Effect of previous probation orders and discharges

- 44 (1) Section 29 of the ^{M1}Criminal Justice Act 1991 (as substituted by section 66(6) of the ^{M2}Criminal Justice Act 1993) (effect of previous convictions and offending while on bail and treatment of certain orders as sentences and convictions) shall be amended as follows.
- (2) In subsection (4), for the words “conditional discharge order” there shall be substituted the words “an order discharging the offender absolutely or conditionally”.
- (3) After subsection (4) there shall be inserted the following subsections—
- “(5) A conditional discharge order made after 30th September 1992 (which, by virtue of section 1A of the Powers of Criminal Courts Act 1973, would otherwise not be a sentence for the purposes of this section) is to be treated as a sentence for those purposes.
- (6) A conviction in respect of which an order discharging the offender absolutely or conditionally was made after 30th September 1992 (which, by virtue of section 1C of the Powers of Criminal Courts Act 1973, would otherwise not be a conviction for those purposes) is to be treated as a conviction for those purposes.”.
- (4) The amendments made by this paragraph shall apply in relation to offenders convicted (but not sentenced) before the date on which this paragraph comes into force as they apply in relation to offenders convicted after that date.

Marginal Citations

M1 [1991 c. 53.](#)
M2 [1993 c. 36.](#)

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