

Changes to legislation: Crime (Sentences) Act 1997, Paragraph 5A is up to date with all changes known to be in force on or before 28 July 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) View outstanding changes

SCHEDULES

SCHEDULE 1

TRANSFER OF PRISONERS WITHIN THE BRITISH ISLANDS

Modifications etc. (not altering text)

- C1** Sch. 1: exercise of functions restricted in or as regards Scotland (30.6.1999) by S.I. 1999/1748, art. 4(1), Sch. 2 para. 3
- C1** Sch. 1 excluded (1.1.1998) by S.I. 1997/2200, art. 5(6)
Sch. 1 excluded (18.9.1998) by S.I. 1998/2251, art. 16(5).
Sch. 1 excluded (1.9.2001) by 2001 c. 17, s. 42(5) (with s. 78); S.I. 2001/2161, art. 2
Sch. 1 extended (1.9.2001) by 2001 c. 17, s. 46(1) (with s. 78); S.I. 2001/2161, art. 2

PART I

POWERS OF TRANSFER

Modifications etc. (not altering text)

- C1** Sch. 1 Pt. I extended (with modifications) (18.12.1998) by S.I. 1998/2798, arts. 2, 3, Schs.1, 2.

[^{F1}Conditions of transfer under paragraph 1(2A)]

Textual Amendments

- F1** Sch. 1 para. 5A and cross-heading inserted (14.7.2004) by Justice (Northern Ireland) Act 2004 (c. 4), ss. 13(4), 19(1); S.R. 2004/267, art. 2

- 5A** (1) A transfer under paragraph 1(2A) shall have effect subject to—
- (a) such a condition as is mentioned in paragraph 6(1)(a); and
 - (b) such other conditions (if any) [^{F2}—
 - (i) as the Department of Justice in Northern Ireland may think fit to impose, in the case of an order made by the Department, or
 - (ii) as the Secretary of State may think fit to impose, in the case of an order made by the Secretary of State.]
- (2) Such a condition as is mentioned in paragraph 6(1)(a) shall not be varied or removed.
- (3) A condition imposed under sub-paragraph (1)(b) may be varied or removed at any time [^{F3}by the person who imposed it].]

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Textual Amendments

- F2** Words in Sch. 1 para. 5A(1)(b) substituted (12.4.2010) by [The Northern Ireland Act 1998 \(Devolution of Policing and Justice Functions\) Order 2010 \(S.I. 2010/976\)](#), art. 1(2), **Sch. 8 para. 21(2)** (with arts. 28-31)
- F3** Words in Sch. 1 para. 5A(3) inserted (12.4.2010) by [The Northern Ireland Act 1998 \(Devolution of Policing and Justice Functions\) Order 2010 \(S.I. 2010/976\)](#), art. 1(2), **Sch. 8 para. 21(3)** (with arts. 28-31)

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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. 35(5)(c)s. 35(8)(a) by [2000 c. 43 Sch. 7 para. 139\(b\)](#)
- s. 8(5) by [2000 c. 43 Sch. 7 para. 143](#)
- s. 28ZA inserted by [2024 c. 21 s. 58\(2\)](#)
- s. 28ZA power to amend conferred by 2012 c.10, s. 128(3)(aza) (as inserted) by [2024 c. 21 s. 60\(2\)\(a\)](#)
- s. 31(3)(aa) inserted by [2024 c. 21 s. 66\(2\)\(a\)](#)
- s. 31(3)(ab) inserted by [2024 c. 21 s. 63\(2\)](#)
- s. 31(3A) inserted by [2024 c. 21 s. 66\(2\)\(b\)](#)
- s. 31(3B) inserted by [2024 c. 21 s. 63\(3\)](#)
- s. 31A(4D)-(4H) inserted by [2024 c. 21 s. 66\(3\)\(d\)](#)
- s. 31A(6)(7) inserted by [2024 c. 21 s. 66\(3\)\(f\)](#)
- s. 32(1A) inserted by [2024 c. 21 s. 66\(4\)\(a\)](#)
- s. 32(5B)-(5E) inserted by [2024 c. 21 s. 66\(4\)\(b\)](#)
- s. 32ZAA-32ZAC and cross-heading inserted by [2024 c. 21 s. 61\(1\)](#)
- s. 32ZAC(1) power to amend or apply conferred by 2012 c.10, s. 128(3A) (as inserted) by [2024 c. 21 s. 60\(3\)](#)
- s. 32ZZA inserted by [2024 c. 21 s. 66\(5\)](#)
- s. 32ZZA(3A) inserted by [2024 c. 21 s. 58\(5\)](#)
- s. 34A inserted by [2024 c. 21 s. 69](#)