
Changes to legislation: Crime (Sentences) Act 1997, Paragraph 5 is up to date with all changes known to be in force on or before 23 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) View outstanding changes

SCHEDULES

SCHEDULE 3

TRANSFERS WITHIN THE BRITISH ISLANDS OF RESPONSIBILITY FOR OFFENDERS CONDITIONALLY DISCHARGED FROM HOSPITAL

PART I

AMENDMENTS OF THE 1983 ACT

Transfers from the Islands to England and Wales

5 After section 85 of the 1983 Act there shall be inserted the following section—

“85A Responsibility for patients transferred from Channel Islands or Isle of Man.

- (1) This section applies to any patient responsibility for whom is transferred to the Secretary of State by the authority exercising corresponding functions in any of the Channel Islands or the Isle of Man under a provision corresponding to section 83A above.
- (2) The patient shall be treated—
 - (a) as if on the date of the transfer he had been conditionally discharged under section 42 or 73 above; and
 - (b) as if he were subject to a restriction order or restriction direction under section 41 or 49 above.
- (3) Where the patient was immediately before the transfer subject to an order or direction restricting his discharge, being an order or direction of limited duration, the restriction order or restriction direction to which he is subject by virtue of subsection (2) above shall expire on the date on which the first-mentioned order or direction would have expired if the transfer had not been made.”

Changes to legislation:

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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](#)