



Crime (Sentences) Act 1997

1997 CHAPTER 43

PART II

EFFECT OF CUSTODIAL SENTENCES

CHAPTER II

LIFE SENTENCES

[^{F1}Persons liable to removal from the United Kingdom

[^{F1}32A Removal of prisoners liable to removal from United Kingdom

- (1) Where P—
 - (a) is a life prisoner in respect of whom a minimum term order has been made, and
 - (b) is liable to removal from the United Kingdom,the Secretary of State may remove P from prison under this section at any time after P has served the relevant part of the sentence (whether or not the Parole Board has directed P's release under section 28).
- (2) But if P is serving two or more life sentences—
 - (a) this section does not apply to P unless a minimum term order has been made in respect of each of those sentences; and
 - (b) the Secretary of State may not remove P from prison under this section until P has served the relevant part of each of them.
- (3) If P is removed from prison under this section—
 - (a) P is so removed only for the purpose of enabling the Secretary of State to remove P from the United Kingdom under powers conferred by—
 - (i) Schedule 2 or 3 to the Immigration Act 1971, or
 - (ii) section 10 of the Immigration and Asylum Act 1999, and

Changes to legislation: Crime (Sentences) Act 1997, Section 32A is up to date with all changes known to be in force on or before 18 August 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

- (b) so long as remaining in the United Kingdom, P remains liable to be detained in pursuance of the sentence.
- (4) So long as P, having been removed from prison under this section, remains in the United Kingdom but has not been returned to prison, any duty or power of the Secretary of State under section 28 or 30 is exercisable in relation to P as if P were in prison.
- (5) In this section—
“liable to removal from the United Kingdom” has the meaning given by section 259 of the Criminal Justice Act 2003;
“the relevant part” has the meaning given by section 28.]

Textual Amendments

- F1** Ss. 32A, 32B and cross-heading inserted (1.5.2012) by [Legal Aid, Sentencing and Punishment of Offenders Act 2012 \(c. 10\)](#), **ss. 119**, 151(2)(b) (with [Sch. 15](#))

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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](#)