



Crime and Disorder Act 1998

1998 CHAPTER 37

PART V

MISCELLANEOUS AND SUPPLEMENTAL

Release and recall of prisoners

104 Release on licence following recall to prison.

- (1) In subsection (3) of section 33 of the 1991 Act (duty to release short-term and long-term prisoners), for the word “unconditionally” there shall be substituted the words “on licence”.
- (2) After subsection (1) of section 37 of that Act (duration and conditions of licences) there shall be inserted the following subsection—

“(1A) Where a prisoner is released on licence under section 33(3) or (3A) above, subsection (1) above shall have effect as if for the reference to three-quarters of his sentence there were substituted a reference to the whole of that sentence.”

Commencement Information

- II** [S. 104](#) wholly in force; [S. 104](#) not in force at Royal Assent see [s. 121](#); In force at 30.9.1998 by [S.I. 1998/2327](#), [art. 2\(1\)](#) (subject to savings in [arts. 5-8](#))

Status:

Point in time view as at 08/02/2000. This version of this provision has been superseded.

Changes to legislation:

Crime and Disorder Act 1998, Section 104 is up to date with all changes known to be in force on or before 13 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.