



# Powers of Criminal Courts (Sentencing) Act 2000

## 2000 CHAPTER 6

### PART VIII U.K.

#### MISCELLANEOUS AND SUPPLEMENTARY

#### *Supplementary*

**<sup>F1</sup>158 Savings for powers to mitigate sentences and deal appropriately with mentally  
disordered offenders. E+W**

.....

#### **Textual Amendments**

**F1** Ss. 156-158 repealed (4.4.2005) by [Criminal Justice Act 2003 \(c. 44\)](#), s. 336(3)(4), **Sch. 37 Pt. 7**; [S.I. 2005/950](#), art. 2(1), **Sch. 1 para. 44(4)(r)** (with **Sch. 2**) (as explained (29.7.2005) by [S.I. 2005/2122](#), art. 2; and as amended: (14.7.2008) by [2008 c. 4](#), **Sch. 26 para. 78**, **Sch. 28 Pt. 2**; [S.I. 2008/1586](#), **Sch. 1 paras. 48(s), 50(2)(d)**; (30.11.2009) by [S.I. 2009/3111](#), art. 2; (3.12.2012) by [S.I. 2012/2905](#), art. 4; (3.12.2012) by [2012 c. 10](#), **Sch. 14 para. 17**; [S.I. 2012/2906](#), art. 2(l))

**159 Execution of process between England and Wales and Scotland. E+W+S**

Section 4 of the <sup>M1</sup>Summary Jurisdiction (Process) Act 1881 (execution of process of English and Welsh courts in Scotland) shall apply to any process issued under—

[<sup>F2</sup>section 1(7), 1B(3), 1C(4),] 13(1), 104(1) <sup>F3</sup>... above,  
paragraph 3(2) of Schedule 1 to this Act [<sup>F4</sup>or],

<sup>F5</sup>...  
<sup>F3</sup>.....

paragraph 1(1) of Schedule 5 to this Act,

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F6 ...

paragraph 6(2) of Schedule 8 to this Act,

as it applies to process issued under the <sup>M2</sup>Magistrates’ Courts Act 1980 by a magistrates’ court.

**Textual Amendments**

- F2** Words in s. 159 substituted (4.4.2005) by [Criminal Justice Act 2003 \(c. 44\), s. 336\(3\)\(4\), Sch. 23 para. 2](#); [S.I. 2005/950, art. 2\(1\), Sch. 1 para. 20](#) (with [Sch. 2](#)) (as explained (29.7.2005) by [S.I. 2005/2122](#), art. 2; and as amended: (14.7.2008) by [2008 c. 4, Sch. 26 para. 78, Sch. 28 Pt. 2](#); [S.I. 2008/1586, Sch. 1 paras. 48\(s\), 50\(2\)\(d\)](#); (30.11.2009) by [S.I. 2009/3111, art. 2](#); (3.12.2012) by [S.I. 2012/2905](#), art. 4; (3.12.2012) by [2012 c. 10, Sch. 14 para. 17](#); [S.I. 2012/2906](#), art. 2(l))
- F3** Words in s. 159 repealed (4.4.2005) by [Criminal Justice Act 2003 \(c. 44\), s. 336\(3\)\(4\), Sch. 37 Pt. 7](#); [S.I. 2005/950, art. 2\(1\), Sch. 1 para. 44\(4\)\(r\)](#) (with [Sch. 2](#)) (as explained (29.7.2005) by [S.I. 2005/2122](#), art. 2; and as amended: (14.7.2008) by [2008 c. 4, Sch. 26 para. 78, Sch. 28 Pt. 2](#); [S.I. 2008/1586, Sch. 1 paras. 48\(s\), 50\(2\)\(d\)](#); (30.11.2009) by [S.I. 2009/3111, art. 2](#); (3.12.2012) by [S.I. 2012/2905](#), art. 4; (3.12.2012) by [2012 c. 10, Sch. 14 para. 17](#); [S.I. 2012/2906](#), art. 2(l))
- F4** Word in s. 159 inserted (30.11.2009) by [Criminal Justice and Immigration Act 2008 \(c. 4\), s. 153\(7\), Sch. 4 para. 59\(a\)](#) (with [Sch. 27 paras. 15](#)); [S.I. 2009/3074, art. 2\(p\)\(x\)](#)
- F5** Words in s. 159 repealed (30.11.2009) by [Criminal Justice and Immigration Act 2008 \(c. 4\), s. 153\(7\), Sch. 4 para. 59\(b\), Sch. 28 Pt. 1](#) (with [Sch. 27 paras. 15](#)); [S.I. 2009/3074, art. 2\(p\)\(u\)\(x\)](#)
- F6** Words in s. 159 repealed (30.11.2009) by [Criminal Justice and Immigration Act 2008 \(c. 4\), s. 153\(7\), Sch. 4 para. 59\(d\), Sch. 28 Pt. 1](#) (with [Sch. 27 paras. 15](#)); [S.I. 2009/3074, art. 2\(p\)\(u\)\(x\)](#)

**Marginal Citations**

- M1** 1881 c. 24.
- M2** 1980 c. 43.

**160 Rules and orders. E+W**

(1) Any power of the Secretary of State to make rules or orders under this Act shall be exercisable by statutory instrument.

[<sup>F7</sup>(2) [<sup>F8</sup>A statutory instrument containing any order under section 107(1)(e) shall be subject to annulment in pursuance of a resolution of either House of Parliament.]]

(3) The Secretary of State shall not make—

(a) any order under section 15(1), <sup>F9</sup> ... <sup>F10</sup> ... 100(2)(b)(ii) [<sup>F11</sup>or 103(2)] [<sup>F12</sup>or paragraph 6A(7) of Schedule 1] <sup>F13</sup> ...

[<sup>F14</sup>(aa) an order under section 147A(9),]

<sup>F13</sup>(b) .....

unless a draft of the order or rules has been laid before, and approved by a resolution of, each House of Parliament.

<sup>F15</sup>(4) .....

[<sup>F16</sup>(5) [<sup>F17</sup>An order under section 107(1)(e) may make different provision for different cases or classes of case.]]

(6) Any order made by the Secretary of State under this Act may make such transitional provision as appears to him necessary or expedient in connection with any provision made by the order.

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### Textual Amendments

- F7** S. 160(2) substituted (12.11.2009) by [Coroners and Justice Act 2009 \(c. 25\)](#), s. 182(1)(h), **Sch. 21 para. 94(2)** (with s. 180)
- F8** S. 160(2) repealed (30.11.2009 for specified purposes) by [Criminal Justice and Immigration Act 2008 \(c. 4\)](#), s. 153(7), **Sch. 4 para. 60(2)**, **Sch. 28 Pt. 1** (with [Sch. 27 paras. 15](#)); [S.I. 2009/3074](#), art. 2(p)(u)(xi)
- F9** Word in s. 160(3)(a) repealed (30.11.2009) by [Criminal Justice and Immigration Act 2008 \(c. 4\)](#), s. 153(7), **Sch. 4 para. 60(3)(a)**, **Sch. 28 Pt. 1** (with [Sch. 27 paras. 15](#)); [S.I. 2009/3074](#), art. 2(p)(u)(xi)
- F10** Word in s. 160(3)(a) repealed (4.4.2005) by [Criminal Justice Act 2003 \(c. 44\)](#), s. 336(3)(4), **Sch. 37 Pt. 7**; [S.I. 2005/950](#), art. 2(1), **Sch. 1 para. 44(4)(r)** (with [Sch. 2](#)) (as explained (29.7.2005) by [S.I. 2005/2122](#), art. 2; and as amended: (14.7.2008) by [2008 c. 4](#), [Sch. 26 para. 78](#), [Sch. 28 Pt. 2](#); [S.I. 2008/1586](#), [Sch. 1 paras. 48\(s\)](#), [50\(2\)\(d\)](#); (30.11.2009) by [S.I. 2009/3111](#), art. 2; (3.12.2012) by [S.I. 2012/2905](#), art. 4; (3.12.2012) by [2012 c. 10](#), [Sch. 14 para. 17](#); [S.I. 2012/2906](#), art. 2(l))
- F11** Words in s. 160(3)(a) substituted (30.11.2009) by [Criminal Justice and Immigration Act 2008 \(c. 4\)](#), s. 153(7), **Sch. 4 para. 60(3)(b)** (with [Sch. 27 paras. 15](#)); [S.I. 2009/3074](#), art. 2(p)(xi)
- F12** Words in s. 160(3) inserted (13.4.2015) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), **ss. 43(4)**, **95(1)** (with s. 43(5)); [S.I. 2015/778](#), art. 3, **Sch. 1 para. 34**
- F13** S. 160(3)(b) and preceding word repealed (4.4.2005) by [Criminal Justice Act 2003 \(c. 44\)](#), s. 336(3)(4), **Sch. 37 Pt. 7**; [S.I. 2005/950](#), art. 2(1), **Sch. 1 para. 44(4)(r)** (with [Sch. 2](#)) (as explained (29.7.2005) by [S.I. 2005/2122](#), art. 2; and as amended: (14.7.2008) by [2008 c. 4](#), [Sch. 26 para. 78](#), [Sch. 28 Pt. 2](#); [S.I. 2008/1586](#), [Sch. 1 paras. 48\(s\)](#), [50\(2\)\(d\)](#); (30.11.2009) by [S.I. 2009/3111](#), art. 2; (3.12.2012) by [S.I. 2012/2905](#), art. 4; (3.12.2012) by [2012 c. 10](#), [Sch. 14 para. 17](#); [S.I. 2012/2906](#), art. 2(l))
- F14** S. 160(3)(aa) inserted (13.4.2015) by [Coroners and Justice Act 2009 \(c. 25\)](#), s. 182(5), **Sch. 16 para. 5(2)** (with s. 180, [Sch. 22 para. 29](#)); [S.I. 2015/819](#), art. 2(b)
- F15** S. 160(4) repealed (4.4.2005) by [Criminal Justice Act 2003 \(c. 44\)](#), s. 336(3)(4), **Sch. 37 Pt. 7**; [S.I. 2005/950](#), art. 2(1), **Sch. 1 para. 44(4)(r)** (with [Sch. 2](#)) (as explained (29.7.2005) by [S.I. 2005/2122](#), art. 2; and as amended: (14.7.2008) by [2008 c. 4](#), [Sch. 26 para. 78](#), [Sch. 28 Pt. 2](#); [S.I. 2008/1586](#), [Sch. 1 paras. 48\(s\)](#), [50\(2\)\(d\)](#); (30.11.2009) by [S.I. 2009/3111](#), art. 2; (3.12.2012) by [S.I. 2012/2905](#), art. 4; (3.12.2012) by [2012 c. 10](#), [Sch. 14 para. 17](#); [S.I. 2012/2906](#), art. 2(l))
- F16** S. 160(5) substituted (20.6.2001, 2.7.2001 and 2.9.2004 for specified purposes) by [2000 c. 43](#), **ss. 74, 80**, **Sch. 7 Pt. II para. 196(d)**; [S.I. 2001/2232](#), **art. 2(m)(vi)**; [S.I. 2004/2171](#), art. 2
- F17** S. 160(5) repealed (30.11.2009 for specified purposes) by [Criminal Justice and Immigration Act 2008 \(c. 4\)](#), s. 153(7), **Sch. 4 para. 60(4)**, **Sch. 28 Pt. 1** (with [Sch. 27 paras. 15](#)); [S.I. 2009/3074](#), art. 2(p)(u)(xi)

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