



Criminal Justice Act 2003

2003 CHAPTER 44

PART 12

SENTENCING

CHAPTER 4

FURTHER PROVISIONS ABOUT ORDERS UNDER CHAPTERS 2 AND 3

Powers of Secretary of State

221 Provision of attendance centres

- (1) The Secretary of State may continue to provide attendance centres.
- (2) In this Part “attendance centre” means a place at which offenders aged under 25 may be required to attend and be given under supervision appropriate occupation or instruction in pursuance of—
 - (a) attendance centre requirements of relevant orders, or
 - (b) attendance centre orders under section 60 of the Sentencing Act.
- (3) For the purpose of providing attendance centres, the Secretary of State may make arrangements with any local authority or police authority for the use of premises of that authority.

Commencement Information

- II** S. 221 wholly in force at 4.4.2005; s. 221 not in force at Royal Assent, see s. 336(3); s. 221 in force for certain purposes at 26.1.2004 by [S.I. 2003/3282](#), [art. 2](#), [Sch.](#); s. 221 in force in so far as not already in force at 4.4.2005 by [S.I. 2005/950](#), [art. 2\(1\)](#), [Sch. 1 para. 17](#) (subject to [art. 2\(2\)](#), [Sch. 2](#))

Status: Point in time view as at 01/04/2008.

Changes to legislation: Criminal Justice Act 2003, Cross Heading: Powers of Secretary of State is up to date with all changes known to be in force on or before 20 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)

222 Rules

- (1) The Secretary of State may make rules for regulating—
- (a) the supervision of persons who are subject to relevant orders,
 - (b) without prejudice to the generality of paragraph (a), the functions of responsible officers in relation to offenders subject to relevant orders,
 - (c) the arrangements to be made by local probation boards [^{F1}or providers of probation services] for persons subject to unpaid work requirements to perform work and the performance of such work,
 - (d) the provision and carrying on of attendance centres and community rehabilitation centres,
 - (e) the attendance of persons subject to activity requirements or attendance centre requirements at the places at which they are required to attend, including hours of attendance, reckoning days of attendance and the keeping of attendance records,
 - (f) electronic monitoring in pursuance of an electronic monitoring requirement, and
 - (g) without prejudice to the generality of paragraph (f), the functions of persons made responsible for securing electronic monitoring in pursuance of such a requirement.
- (2) Rules under subsection (1)(c) may, in particular, make provision—
- (a) limiting the number of hours of work to be done by a person on any one day,
 - (b) as to the reckoning of hours worked and the keeping of work records, and
 - (c) for the payment of travelling and other expenses in connection with the performance of work.

Textual Amendments

- F1** Words in s. 222(1)(c) inserted (1.4.2008) by [The Offender Management Act 2007 \(Consequential Amendments\) Order 2008 \(S.I. 2008/912\)](#), art. 3, [Sch. 1 para. 19\(13\)](#)

Commencement Information

- I2** S. 222 wholly in force at 7.3.2005; s. 222 not in force at Royal Assent, see s. 336(3); s. 222 in force for certain purposes at 26.1.2004 by [S.I. 2003/3282](#), [art. 2](#), [Sch.](#); s. 222 in force in so far as not already in force at 7.3.2005 by [S.I. 2005/373](#), [art. 2](#)

223 Power to amend limits

- (1) The Secretary of State may by order amend—
- (a) subsection (2) of section 199 (unpaid work requirement), or
 - (b) subsection (2) of section 204 (curfew requirement),
- by substituting, for the maximum number of hours for the time being specified in that subsection, such other number of hours as may be specified in the order.
- (2) The Secretary of State may by order amend any of the provisions mentioned in subsection (3) by substituting, for any period for the time being specified in the provision, such other period as may be specified in the order.
- (3) Those provisions are—
- (a) section 204(3) (curfew requirement);

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- (b) section 205(2) (exclusion requirement);
- (c) section 209(3) (drug rehabilitation requirement);
- (d) section 212(4) (alcohol treatment requirement).

Modifications etc. (not altering text)

- C1** S. 223 modified (28.3.2009 for certain purposes, otherwise 31.10.2009) by [Armed Forces Act 2006](#) (c. 52), ss. 182(3), 383, [Sch. 6 para. 8](#); [S.I. 2009/812](#), [art. 3](#) (with transitional provisions in [S.I. 2009/1059](#)); [S.I. 2009/1167](#), [art. 4](#)

Commencement Information

- I3** S. 223 wholly in force at 7.3.2005; s. 223 not in force at Royal Assent, see s. 336(3); s. 223(1)(2)(3)(a) (b) in force for certain purposes at 26.1.2004 by [S.I. 2003/3282](#), [art. 2](#), [Sch.](#); s. 223 in force in so far as not already in force at 7.3.2005 by [S.I. 2005/373](#), [art. 2](#)

Status:

Point in time view as at 01/04/2008.

Changes to legislation:

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