



Criminal Justice Act 2003

2003 CHAPTER 44

PART 12

SENTENCING

CHAPTER 6

[^{F1} RELEASE, LICENCES^{F1}, SUPERVISION] AND RECALL]

Supplemental

268 Interpretation of Chapter 6

[^{F1}(1)] In this Chapter —

“the 1997 Act” means the Crime (Sentences) Act 1997 (c. 43);

“the Board” means the Parole Board;

[^{F2}“fixed-term prisoner” and “fixed-term sentence”] have the meaning given by section 237(1) [^{F3}(as extended by section 237(1B));]

^{F4}
.....

[^{F5}“offender subject to supervision under this Chapter” means a person who is subject to supervision requirements under section 256AA or 256B;]

“prison” and “prisoner” are to be read in accordance with section 237(2);

[^{F5}“supervision default order” means an order described in section 256AC(4)(c), whether made under that provision or under paragraph 9 of Schedule 19A;]

[^{F5}“the supervision period”, in relation to an offender subject to supervision under this Chapter, has the meaning given in section 256AA or 256B (as appropriate);]

[^{F5}“the supervisor”—

((a)) in relation to an offender subject to supervision requirements under section 256AA, has the meaning given in that section, and

Status: Point in time view as at 13/04/2015. This version of this provision has been superseded.

Changes to legislation: Criminal Justice Act 2003, Section 268 is up to date with all changes known to be in force on or before 23 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)

((b)) in relation to an offender subject to supervision requirements under section 256B, means the person who provides supervision under that section;]

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[^{F6}(1A) In this Chapter, “the requisite custodial period” means—

- (a) in relation to a person serving an extended sentence imposed under section 226A or 226B, the requisite custodial period for the purposes of section 246A;
- (b) in relation to a person serving an extended sentence imposed under section 227 or 228, the requisite custodial period for the purposes of section 247;
- (c) in relation to a person serving a sentence imposed under section 236A, the requisite custodial period for the purposes of section 244A;
- (d) in relation to any other fixed-term prisoner, the requisite custodial period for the purposes of section 243A or section 244 (as appropriate).]

[^{F7}(2) For the purposes of sections 243A(1A), 256AA(1), 256B(1A) and 264B(1), where an offence is found to have been committed over a period of 2 or more days, or at some time during a period of 2 or more days, it must be taken to have been committed on the last of those days.]

Textual Amendments

- F1** S. 268 renumbered as s. 268(1) (1.2.2015) by [Offender Rehabilitation Act 2014 \(c. 11\)](#), s. 22(1), [Sch. 3 para. 23\(2\)](#) (with [Sch. 7 para. 2](#)); S.I. 2015/40, art. 2(u)
- F2** Words in s. 268(1) substituted (1.2.2015) by [Offender Rehabilitation Act 2014 \(c. 11\)](#), s. 22(1), [Sch. 3 para. 23\(3\)](#) (with [Sch. 7 para. 2](#)); S.I. 2015/40, art. 2(u)
- F3** S. 268: words in definition of “fixed-term prisoner” inserted (28.3.2009 for certain purposes and otherwise 31.10.2009) by [Armed Forces Act 2006 \(c. 52\)](#), ss. 378(1), 383, [Sch. 16 para. 227](#); S.I. 2009/812, [art. 3](#) (with transitional provisions in S.I. 2009/1059); S.I. 2009/1167, [art. 4](#)
- F4** Definitions in s. 268 omitted (3.12.2012) by virtue of [Legal Aid, Sentencing and Punishment of Offenders Act 2012 \(c. 10\)](#), s. 151(1), [Sch. 10 para. 35](#); S.I. 2012/2906, art. 2(h)
- F5** Words in s. 268(1) inserted (1.2.2015) by [Offender Rehabilitation Act 2014 \(c. 11\)](#), s. 22(1), [Sch. 3 para. 23\(4\)](#) (with [Sch. 7 para. 2](#)); S.I. 2015/40, art. 2(u)
- F6** S. 268(1A) inserted (13.4.2015) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), [ss. 14\(2\)](#), 95(1) (with s. 14(7)); S.I. 2015/778, art. 3, [Sch. 1 para. 10](#)
- F7** S. 268(2) inserted (1.2.2015) by [Offender Rehabilitation Act 2014 \(c. 11\)](#), s. 22(1), [Sch. 3 para. 23\(5\)](#) (with [Sch. 7 para. 2](#)); S.I. 2015/40, art. 2(u)

Commencement Information

- I1** S. 268 wholly in force at 4.4.2005; s. 268 not in force at Royal Assent, see s. 336(3); s. 268 in force for certain purposes at 26.1.2004 by S.I. 2003/3282, [art. 2](#), [Sch.](#); s. 268 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. 19](#) (subject to [art. 2\(2\)](#), [Sch. 2](#))

Status:

Point in time view as at 13/04/2015. This version of this provision has been superseded.

Changes to legislation:

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