



Criminal Justice Act 2003

2003 CHAPTER 44

PART 12

SENTENCING

CHAPTER 8

OTHER PROVISIONS ABOUT SENTENCING

Offenders transferred to mental hospital

296 Duration of directions under Mental Health (Northern Ireland) Order 1986 in relation to offenders

- (1) Article 56 of the Mental Health (Northern Ireland) Order 1986 (S.I. 1986/ 595 (N.I. 4)) (further provisions as to prisoners under sentence) is amended as follows.
- (2) In paragraph (1), for “the expiration of that person’s sentence” there is substituted “his release date”.
- (3) For paragraphs (2) and (3) there is substituted—
 - “(2) A restriction direction in the case of a person serving a sentence of imprisonment shall cease to have effect, if it has not previously done so, on his release date.
 - (3) In this Article, references to a person’s release date are to the day (if any) on which he would be entitled to be released (whether unconditionally or on licence) from any prison or juvenile justice centre in which he might have been detained if the transfer direction had not been given; and in determining that day any powers that would be exercisable by the Sentence Review Commissioners or the Life Sentence Review Commissioners if he were detained in such a prison or juvenile justice centre shall be disregarded.”

Status:

Point in time view as at 06/04/2009.

Changes to legislation:

Criminal Justice Act 2003, Section 296 is up to date with all changes known to be in force on or before 03 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.