

SCHEDULES

SCHEDULE 1

CONSEQUENTIAL AMENDMENTS RELATING TO MINIMUM SENTENCES

Powers of Criminal Courts (Sentencing) Act 2000 (c. 6)

- 7 (1) In section 91 of the Powers of Criminal Courts (Sentencing) Act 2000 (c. 6) (detention of persons under 18), in subsection (1A)(b) after “Act and” insert “for the purposes of subsection (3) of that section”.
- (2) After subsection (1A) of that section insert—
- “(1B) Subsection (3) below also applies where—
- (a) a person aged under 18 is convicted on indictment of an offence under the Firearms Act 1968 that is listed in section 51A(1A)(b), (e) or (f) of that Act and was committed in respect of a firearm or ammunition specified in section 5(1)(a), (ab), (aba), (ac), (ad), (ae), (af) or (c) or section 5(1A)(a) of that Act;
 - (b) the offence was committed after the commencement of section 30 of the Violent Crime Reduction Act 2006 and for the purposes of section 51A(3) of the Firearms Act 1968 at a time when he was aged 16 or over; and
 - (c) the court is of the opinion mentioned in section 51A(2) of the Firearms Act 1968.
- (1C) Subsection (3) below also applies where—
- (a) a person aged under 18 is convicted of an offence under section 28 of the Violent Crime Reduction Act 2006 (using someone to mind a weapon);
 - (b) section 29(3) of that Act applies (minimum sentences in certain cases); and
 - (c) the court is of the opinion mentioned in section 29(6) of that Act (exceptional circumstances which justify not imposing the minimum sentence).”

(3) In subsection (5) of that section (power to impose detention where minimum sentence provisions apply), for the words from “subsection (2)” to “that term” substitute—

 - “(a) subsection (2) of section 51A of the Firearms Act 1968, or
 - (b) subsection (6) of section 29 of the Violent Crime Reduction Act 2006,

requires the imposition of a sentence of detention under this section for a term of at least the term provided for in that section, the court shall sentence the offender to be detained for such period, of at least the term so provided for”.