

*These notes refer to the Criminal Justice and Courts Act  
2015 (c.2) which received Royal Assent on 12 February 2015*

# CRIMINAL JUSTICE AND COURTS ACT 2015

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## EXPLANATORY NOTES

### COMMENTARY ON SECTIONS

#### **Part 1 – Criminal Justice**

#### **Release and recall of prisoners**

#### ***Section 10: Power to change test for release after recall: determinate sentences***

182. **Section 10** inserts a new section – 256AZA – in Chapter 6 of Part 12 of the Criminal Justice Act 2003. This provides an order-making power subject to the affirmative procedure to change the test to be applied (provided for in section 9) when the Secretary of State decides whether automatic release recall is suitable (as prescribed in section 255A) and the tests applied by the Secretary of State and recall adjudicators for release following recall (as prescribed in sections 255B, 255C and 256A).