

SCHEDULES

SCHEDULE 9

SECURE COLLEGES ETC: FURTHER AMENDMENTS

Criminal Justice Act 1982 (c. 48)

- 8 (1) Section 32 of the Criminal Justice Act 1982 (early release of prisoners) is amended as follows.
- (2) In subsection (1)(a)—
- (a) omit “under section 225 of the Criminal Justice Act 2003”, and
 - (b) omit “under section 226A or 227 of that Act”.
- (3) For subsection (1A) substitute—
- “(1A) In this section—
- (a) references to a sentence of imprisonment include a sentence of detention (other than a sentence of service detention within the meaning of the Armed Forces Act 2006), including a detention and training order and an order under section 211 of the Armed Forces Act 2006;
 - (b) references to a sentence of imprisonment for life include custody for life and detention at Her Majesty’s pleasure;
 - (c) references to a sentence of imprisonment for public protection are to a sentence under section 225 or 226 of the Criminal Justice Act 2003, including a sentence passed as a result of section 219 or 221 of the Armed Forces Act 2006;
 - (d) references to an extended sentence are to a sentence under section 226A, 226B, 227 or 228 of the Criminal Justice Act 2003, including a sentence passed as a result of section 219A, 220, 221A or 222 of the Armed Forces Act 2006;
 - (e) references to prison include youth detention accommodation (within the meaning of section 107(1) of the Powers of Criminal Courts (Sentencing) Act 2000).”
- (4) In subsection (6), omit “not within subsection (5) above”.
- (5) After subsection (6) insert—
- “(6A) Subsection (6) does not apply—
- (a) where the person is within subsection (5), or
 - (b) where the sentence is a detention and training order or a sentence under section 211 of the Armed Forces Act 2006.”
- (6) Omit subsections (7) and (7A).