

Status: Point in time view as at 01/12/2020.

Changes to legislation: Sentencing Act 2020, Paragraph 5 is up to date with all changes known to be in force on or before 03 September 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)

SCHEDULES

SCHEDULE 12

DETENTION AND TRAINING ORDER: BREACH OF SUPERVISION REQUIREMENTS AND FURTHER OFFENCES

Modifications etc. (not altering text)

- C1** Sch. 12 modified by 2006 c. 52, s. 213(1)(b) (as substituted (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), [Sch. 25 para. 33\(2\)](#) (with s. 416(7), [Sch. 27](#)); S.I. 2020/1236, [reg. 2](#))

Interaction of further detention order with other detention and training orders

- 5 (1) Where—
- (a) a court makes a further detention order for a failure to comply with a supervision requirement under a detention and training order, and
 - (b) the offender—
 - (i) is also subject to a different detention and training order which is a relevant detention and training order (see section 248(3)), and
 - (ii) has not at any time been released for supervision under that other order,
- the court may order that the further detention order is to take effect at the time when the offender would otherwise be released for supervision under the relevant detention and training order mentioned in paragraph (b).
- (2) Subject to sub-paragraph (3), where at any time an offender is subject concurrently to—
- (a) a relevant detention and training order (see section 248(3)), and
 - (b) a further detention order,
- the offender is to be treated for the purposes of sections 241 to 243 and this Schedule as if subject only to the detention and training order.
- (3) Nothing in sub-paragraph (2) requires the offender to be released in respect of either the relevant detention and training order or the further detention order unless and until the offender is required to be released in respect of each of them.

Modifications etc. (not altering text)

- C1** Sch. 12 para. 5(2) modified by 2006 c. 52, s. 213(5) (as substituted (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), [Sch. 25 para. 33\(4\)](#) (with s. 416(7), [Sch. 27](#)); S.I. 2020/1236, [reg. 2](#))

Commencement Information

- I1** Sch. 12 para. 5 in force at 1.12.2020 by [S.I. 2020/1236, reg. 2](#)

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