

*Status: Point in time view as at 30/04/2021.*

*Changes to legislation: Sentencing Act 2020, Paragraph 6 is up to date with all changes known to be in force on or before 15 June 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 custodial sentences*

- 6 (1) The Secretary of State may by regulations make provision about the interaction between a further detention order and a custodial sentence where—
- an offender who is subject to a further detention order becomes subject to a custodial sentence, or
  - an offender who is subject to a custodial sentence becomes subject to a further detention order.
- (2) The provision that may be made by regulations under this paragraph includes—
- provision as to the time at which the further detention order or the custodial sentence is to take effect;
  - provision for the offender to be treated, for the purposes of the enactments specified in the regulations, as subject only to the further detention order or the custodial sentence;
  - provision about the effect of enactments relating to the person's release from detention or imprisonment in a case where that release is not to take effect immediately by virtue of provision in the regulations.
- (3) In this paragraph—
- “custodial sentence” includes—
- a custodial sentence within the meaning of the Armed Forces Act 2006 (see section 374 of that Act), and
  - a pre-Code custodial sentence (see section 222(4));
- “further detention order” includes an order made under section 104(3)(a) of the Powers of Criminal Courts (Sentencing) Act 2000.
- (4) Regulations under this paragraph are subject to the negative resolution procedure.

##### Commencement Information

- I1** Sch. 12 para. 6 in force at 1.12.2020 by [S.I. 2020/1236](#), [reg. 2](#)

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