



# Sentencing Act 2020

## 2020 CHAPTER 17

### THIRD GROUP OF PARTS Disposals

#### PART 10

##### CUSTODIAL SENTENCES

#### CHAPTER 5

##### SUSPENDED SENTENCES

###### *Provision for review of suspended sentence order with community requirements*

### **293 Power to provide for review of suspended sentence order**

- (1) A suspended sentence order which imposes one or more community requirements may make provision for the order to be reviewed periodically (“provision for review”).

This is subject to subsection (3).

- (2) Where an order contains provision for review, it must—
- specify the intervals at which the order is to be reviewed,
  - provide for each review to be made, subject to section 295, at a hearing held for the purpose by the responsible court (a “review hearing”),
  - require the offender to attend each review hearing, and
  - provide for a report by an officer of a provider of probation services on the offender’s progress in complying with the community requirements of the order (“a progress report”) to be made to the responsible court before each review.
- (3) If the suspended sentence order—
- imposes a drug rehabilitation requirement, and
  - contains provision for review under this section,

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*Status: This is the original version (as it was originally enacted).*

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the provision for review must not include provision relating to that requirement (but see paragraph 22 of Schedule 9 for separate provision about review of such a requirement).

- (4) In this section “the responsible court” in relation to a suspended sentence order means—
- (a) if a court is specified in the order in accordance with subsection (5), that court;
  - (b) otherwise, the court by which the order is made.
- (5) Where—
- (a) a suspended sentence order is made by a magistrates’ court, and
  - (b) the offender’s home local justice area is not the area in which the court acts,
- the order may specify that the responsible court is to be a magistrates’ court which acts in the offender’s home local justice area.
- (6) A suspended sentence order made on an appeal from—
- (a) the Crown Court, or
  - (b) the Court of Appeal,
- is to be taken for the purposes of subsection (4)(b) to have been made by the Crown Court.