

SCHEDULES

SCHEDULE 5

Section 28

MINIMUM SENTENCE FOR REPEAT OFFENCES INVOLVING OFFENSIVE WEAPONS ETC: CONSEQUENTIAL PROVISION

Mental Health Act 1983 (c. 20)

- 1 In section 37(1A) of the Mental Health Act 1983 (powers of courts to order hospital admission or guardianship)—
 - (a) in paragraph (za), after “section” insert “ 1(2B) or ”, and
 - (b) in paragraph (aa), after “section” insert “ 139(6B), 139A(5B) or ”.

Commencement Information

I1 Sch. 5 para. 1 in force at 17.7.2015 by [S.I. 2015/1463](#), **art. 2(b)**

Criminal Justice Act 1988 (c. 33)

- 2 In section 36(2)(b) of the Criminal Justice Act 1988 (reviews of sentencing)—
 - (a) in sub-paragraph (zi), after “section” insert “ 1(2B) or ”, and
 - (b) in sub-paragraph (ia), after “section” insert “ 139(6B), 139A(5B) or ”.

Commencement Information

I2 Sch. 5 para. 2 in force at 17.7.2015 by [S.I. 2015/1463](#), **art. 2(b)**

Powers of Criminal Courts (Sentencing) Act 2000 (c. 6)

F13

Textual Amendments

F1 Sch. 5 paras. 3-8 repealed (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), **Sch. 28** (with ss. 413(4)(5), 416(7), [Sch. 27](#)); [S.I. 2020/1236](#), reg. 2

F14

Textual Amendments

F1 Sch. 5 paras. 3-8 repealed (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), **Sch. 28** (with ss. 413(4)(5), 416(7), [Sch. 27](#)); [S.I. 2020/1236](#), reg. 2

Changes to legislation: There are currently no known outstanding effects for the Criminal Justice and Courts Act 2015, SCHEDULE 5. (See end of Document for details)

F15

Textual Amendments
F1 Sch. 5 paras. 3-8 repealed (1.12.2020) by Sentencing Act 2020 (c. 17), s. 416(1), Sch. 28 (with ss. 413(4)(5), 416(7), Sch. 27); S.I. 2020/1236, reg. 2

F16

Textual Amendments
F1 Sch. 5 paras. 3-8 repealed (1.12.2020) by Sentencing Act 2020 (c. 17), s. 416(1), Sch. 28 (with ss. 413(4)(5), 416(7), Sch. 27); S.I. 2020/1236, reg. 2

F17

Textual Amendments
F1 Sch. 5 paras. 3-8 repealed (1.12.2020) by Sentencing Act 2020 (c. 17), s. 416(1), Sch. 28 (with ss. 413(4)(5), 416(7), Sch. 27); S.I. 2020/1236, reg. 2

F18

Textual Amendments
F1 Sch. 5 paras. 3-8 repealed (1.12.2020) by Sentencing Act 2020 (c. 17), s. 416(1), Sch. 28 (with ss. 413(4)(5), 416(7), Sch. 27); S.I. 2020/1236, reg. 2

Criminal Justice Act 2003 (c. 44)

9 The Criminal Justice Act 2003 is amended as follows.

Commencement Information
I3 Sch. 5 para. 9 in force at 17.7.2015 by S.I. 2015/1463, art. 2(b)

F210

Textual Amendments
F2 Sch. 5 paras. 10-17 repealed (1.12.2020) by Sentencing Act 2020 (c. 17), s. 416(1), Sch. 28 (with ss. 413(4)(5), 416(7), Sch. 27); S.I. 2020/1236, reg. 2

F211

Changes to legislation: There are currently no known outstanding effects for the Criminal Justice and Courts Act 2015, SCHEDULE 5. (See end of Document for details)

Textual Amendments

F2 Sch. 5 paras. 10-17 repealed (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), **Sch. 28** (with ss. 413(4)(5), 416(7), [Sch. 27](#)); S.I. 2020/1236, reg. 2

F212

Textual Amendments

F2 Sch. 5 paras. 10-17 repealed (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), **Sch. 28** (with ss. 413(4)(5), 416(7), [Sch. 27](#)); S.I. 2020/1236, reg. 2

F213

Textual Amendments

F2 Sch. 5 paras. 10-17 repealed (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), **Sch. 28** (with ss. 413(4)(5), 416(7), [Sch. 27](#)); S.I. 2020/1236, reg. 2

F214

Textual Amendments

F2 Sch. 5 paras. 10-17 repealed (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), **Sch. 28** (with ss. 413(4)(5), 416(7), [Sch. 27](#)); S.I. 2020/1236, reg. 2

F215

Textual Amendments

F2 Sch. 5 paras. 10-17 repealed (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), **Sch. 28** (with ss. 413(4)(5), 416(7), [Sch. 27](#)); S.I. 2020/1236, reg. 2

F216

Textual Amendments

F2 Sch. 5 paras. 10-17 repealed (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), **Sch. 28** (with ss. 413(4)(5), 416(7), [Sch. 27](#)); S.I. 2020/1236, reg. 2

Coroners and Justice Act 2009 (c. 25)

F217

Textual Amendments

F2 Sch. 5 paras. 10-17 repealed (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), **Sch. 28** (with ss. 413(4)(5), 416(7), [Sch. 27](#)); S.I. 2020/1236, reg. 2

Changes to legislation:

There are currently no known outstanding effects for the Criminal Justice and Courts Act 2015, SCHEDULE 5.