

SCHEDULE

FORMS

PART 2

Form 20.23–A

Rule 20.23(2)

Form of supervision default order

SUPERVISION DEFAULT ORDER

under section 256AC(4)(c) of the Criminal Justice Act 2003

Court:

Date:

Offender:

Address:

Date of birth:

Original sentence:

Length of supervision period:

(where supervision default order is to be made following consideration of information given under section 256AC(1) of the Criminal Justice Act 2003)

THE COURT, being satisfied that the offender has failed without reasonable excuse to comply with a supervision requirement imposed under section 256AA of the Criminal Justice Act 2003 and specified in a notice given to the offender by the Secretary of State on *(date)*,

[or (where supervision default order is to be made following consideration of information given under paragraph 8 of schedule 19A to the Criminal Justice Act 2003)

THE COURT, being satisfied that the offender has failed without reasonable excuse to comply with a requirement imposed by a supervision default order made under section 256AC(4)(c) of the Criminal Justice Act 2003 by *(court)* on *(date)*,]

MAKES a supervision default order imposing the following requirements on the offender, namely—

(set out details of the requirements imposed.)

[THE COURT revokes the supervision default order made by *(court)* on *(date)*.]

(Signed)

Clerk of Court

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Copy: Offender

Local Authority

Note: (Name of supervisor) of (name of local authority) has been nominated as supervisor in this case.

Form 20.23–B

Rule 20.23(3)

Form of application to amend or revoke supervision default order

UNTO THE HONOURABLE THE SHERIFF OF *(name of sheriffdom)*

AT *(place)*

APPLICATION

by

[A.B.], *(address of offender)*

[or [C.D.], *(address of relevant officer)*

APPLICANT

for

AMENDMENT [or REVOCATION] OF SUPERVISION DEFAULT ORDER

under paragraph 10(1) of schedule 19A of the Criminal Justice Act 2003

HUMBLY SHEWETH:

1. That a supervision default order was made by *(court)* on *(date)* against *(name of offender)*.
2. That the applicant seeks to revoke [or amend] the supervision default order for the following reasons:
(specify reasons)
- [3. *(where the application is for amendment)* That the terms of the amended supervision default order sought are set out in the attached schedule.]
- [4. *(where applicant invites the sheriff to proceed under paragraph 10(1)(c))* That the applicant invites the sheriff to deal with the offender under section 256AC(4) in accordance with paragraph 10(1)(c) of schedule 19A of the Criminal Justice Act 2003.]

MAY IT THEREFORE PLEASE YOUR LORDSHIP:

- (1) *(where applicant is relevant officer)* to cite *(name of offender)* to appear before your Lordship;
- [(2) *(where applicant is offender)* to appoint intimation of this application to be made to *(name of relevant officer)*];
- (3) thereafter to revoke [or amend] the supervision default order [and deal with the offender under section 256AC(4) in accordance with paragraph 10(1)(c) of schedule 19A of the Criminal Justice Act 2003]; or
- (4) to do otherwise as to your Lordship seems appropriate.

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ACCORDING TO JUSTICE, etc.

(signed)

[A.B.] [or C.D.], Applicant

[or [X.Y.], Legal representative of Applicant

(name, address, email address and telephone number of legal representative)]

SCHEDULE

(set out terms of amended order sought)

Form 20.23–C

Rule 20.23(4)

Form of citation of offender under section 256AC(1)(a) or 256C(1)(a) or paragraph 8(1)(a) of schedule 19A of the Criminal Justice Act 2003

IN THE SHERIFF COURT

AT *(place)*

CITATION

To: *(name and address of offender)*

Date of citation: *(date of citation or (if citation is by post) the day after the date of posting)*

YOU ARE HEREBY CITED to appear on *(date)* at *(time)* in the Sheriff Court at *(address)* because it has been reported to the court that you have failed to comply with a supervision requirement imposed under section 256AA of the Criminal Justice Act 2003 [or a requirement under section 256B(6) of the Criminal Justice Act 2003] [or a requirement imposed by a supervision default order made under section 256AC(4)(c) of the Criminal Justice Act 2003], as alleged in the attached written information.

IF YOU DO NOT ATTEND COURT WITHOUT A LAWFUL EXCUSE THE COURT MAY ORDER THAT YOU BE APPREHENDED AND PUNISHED.

(Signed)

Clerk of Court

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Form 20.23–D

Rule 20.23(5)

**Form of citation of offender under paragraph 10(5) of schedule 19A
of the Criminal Justice Act 2003**

IN THE SHERIFF COURT

AT (*place*)

CITATION

To: (*name and address of offender*)

Date of citation: (*date of citation or (if citation is by post) the day after the date of posting*)

YOU ARE HEREBY CITED to appear on (*date*) at (*time*) in the Sheriff Court at (*address*) for the purpose of determining an application under paragraph 10(1) of schedule 19A of the Criminal Justice Act 2003 (amendment or revocation of supervision default order).

IF YOU DO NOT ATTEND COURT WITHOUT A LAWFUL EXCUSE THE COURT MAY ORDER THAT YOU BE APPREHENDED AND PUNISHED.

(Signed)

Clerk of Court