

Status: Point in time view as at 25/05/2000. This version of this cross heading contains provisions that are not valid for this point in time.

Changes to legislation: Powers of Criminal Courts (Sentencing) Act 2000, Cross Heading: Custody for life is up to date with all changes known to be in force on or before 24 April 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)



Powers of Criminal Courts (Sentencing) Act 2000

2000 CHAPTER 6

VALID FROM 25/08/2000

PART V

CUSTODIAL SENTENCES ETC.

CHAPTER II

DETENTION AND CUSTODY OF YOUNG OFFENDERS

Custody for life

93 Duty to impose custody for life in certain cases where offender under 21.

Where a person aged under 21 is convicted of murder or any other offence the sentence for which is fixed by law as imprisonment for life, the court shall sentence him to custody for life unless he is liable to be detained under section 90 above.

94 Power to impose custody for life in certain other cases where offender at least 18 but under 21.

- (1) Where a person aged at least 18 but under 21 is convicted of an offence—
- (a) for which the sentence is not fixed by law, but
 - (b) for which a person aged 21 or over would be liable to imprisonment for life,
- the court shall, if it considers that a sentence for life would be appropriate, sentence him to custody for life.

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- (2) Subsection (1) above is subject to (in particular) sections 79 and 80 above, but this subsection does not apply in relation to a sentence which falls to be imposed under section 109(2) below.

95 Custody for life: place of detention.

- (1) Subject to section 22(2)(b) of the ^{M1}Prison Act 1952 (removal to hospital etc.), an offender sentenced to custody for life shall be detained in a young offender institution unless a direction under subsection (2) below is in force in relation to him.
- (2) The Secretary of State may from time to time direct that an offender sentenced to custody for life shall be detained in a prison or remand centre instead of a young offender institution.

Marginal Citations

M1 1952 c. 52.

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