Powers of Criminal Courts (Sentencing) Act 2000 (c. 6)
SCHEDULE 1 – Youth offender panels: further court proceedings
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SCHEDULES

SCHEDULE 1

YOUTH OFFENDER PANELS: FURTHER COURT PROCEEDINGS

PART I

REFERRAL BACK TO APPROPRIATE COURT

Court not revoking referral order or orders

7   (1) This paragraph applies—

   (a)   where the appropriate court decides that the matters mentioned in paragraphs (a) and (b) of paragraph 5(1) above have not been proved to its satisfaction; or

   (b)   where, although by virtue of paragraph 5(1) above the appropriate court—

      (i) is able to exercise the power conferred by paragraph 5(2) above, or

      (ii) would be able to do so if the offender were present before it,

   the court (for any reason) decides not to exercise that power.

(2) If either—

   (a)   no contract has taken effect under section 23 of this Act between the offender and the panel, or

   (b)   a contract has taken effect under that section but the period for which it has effect has not expired,

the offender shall continue to remain subject to the referral order (or orders) in all respects as if he had not been referred back to the court.

(3) If—

   (a)   a contract had taken effect under section 23 of this Act, but

   (b)   the period for which it has effect has expired (otherwise than by virtue of section 24(6)),

the court shall make an order declaring that the referral order (or each of the referral orders) is discharged.

Status:
Point in time view as at 02/09/2004.

Changes to legislation:
Powers of Criminal Courts (Sentencing) Act 2000, Cross Heading: Court not revoking referral order or orders is up to date with all changes known to be in force on or before 02 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.