

*Status: Point in time view as at 25/08/2000.*

*Changes to legislation: Powers of Criminal Courts (Sentencing) Act 2000, Paragraph 5 is up to date with all changes known to be in force on or before 21 June 2023. 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)*

## SCHEDULES

### SCHEDULE 5

#### BREACH, REVOCATION AND AMENDMENT OF ATTENDANCE CENTRE ORDERS

##### *Amendment of order*

- 5 (1) Where an attendance centre order is in force in respect of an offender, an appropriate magistrates' court may, on an application made by the offender or by the officer in charge of the relevant attendance centre, by order—
- (a) vary the day or hour specified in the order for the offender's first attendance at the relevant attendance centre; or
  - (b) substitute for the relevant attendance centre an attendance centre which the court is satisfied is reasonably accessible to the offender, having regard to his age, the means of access available to him and any other circumstances.
- (2) In sub-paragraph (1) above "an appropriate magistrates' court" means—
- (a) a magistrates' court acting for the petty sessions area in which the relevant attendance centre is situated; or
  - (b) (except where the attendance centre order was made by the Crown Court) the magistrates' court which made the order.
- (3) The justices' chief executive for a court which makes an order under this paragraph shall—
- (a) deliver a copy to the offender or send a copy by registered post or the recorded delivery service addressed to the offender's last or usual place of abode; and
  - (b) deliver or send a copy—
    - (i) if the order is made by virtue of sub-paragraph (1)(a) above, to the officer in charge of the relevant attendance centre; and
    - (ii) if it is made by virtue of sub-paragraph (1)(b) above, to the officer in charge of the attendance centre which the order as amended will require the offender to attend.
- (4) In this paragraph "the relevant attendance centre" has the meaning given by paragraph 4(6) above.

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