

---

STATUTORY INSTRUMENTS

---

**1996 No. 3160**

**The Criminal Justice (Northern Ireland) Order 1996**

**PART II**

**TREATMENT OF OFFENDERS**

*Custodial sentences*

**Supplementary provisions as to custody probation orders**

**25.**—(1) The period of supervision under a custody probation order shall commence on the offender's release from custody at the expiry of the custodial sentence.

(2) Subject to Article 24(1), in relation to a custody probation order—

(a) in so far as it imposes a custodial sentence, all statutory provisions relating to such custodial sentences shall apply as if it were such a sentence; and —

(b) in so far as it imposes such a requirement as is mentioned in paragraph (1)(b) of that Article, this Part shall, subject to paragraph (3), apply as if it were a probation order.

(3) In its application to a custody probation order, a court exercising its powers under paragraph 3(1)(d), 4(1)(d), 7(2)(a)(ii) or 8(2)(b) of Schedule 2 shall have regard to the term of the custodial sentence which would have been imposed by the court which made the order had the offender not consented to the order and to the term of the custodial sentence served by the offender in respect of the offence.

(4) In relation to release from custody under paragraph (1), section 13(7) of the Prison Act (Northern Ireland) 1953 (prison rules) shall have effect as if the words from "and on the discharge" onwards were omitted.