

SCHEDULE 9

MINOR AMENDMENTS

Discretionary life prisoners

- 46 (1) In section 34 of the Criminal Justice Act 1991 (duty to release discretionary life prisoners after they have served the relevant part of their sentence and the Parole Board has directed their release)—
- (a) in subsection (6), for the words after “sentence” there shall be substituted the following words—
- “—
- (a) account shall be taken of any corresponding relevant period; but
- (b) no account shall be taken of any time during which the prisoner was unlawfully at large within the meaning of section 49 of the Prison Act 1952 (“the 1952 Act”).”; and
- (b) after that subsection, there shall be inserted the following subsection—
- “(6A) In subsection (6)(a) above, “corresponding relevant period” means the period corresponding to the period by which a determinate sentence of imprisonment imposed on the offender would fall to be reduced under section 67 of the Criminal Justice Act 1967 (reduction of sentences to take account of police detention or remands in custody).”.
- (2) In paragraph 9(2) of Schedule 12 to that Act (application of early release provisions of the Act to existing life prisoners), after paragraph (b) there shall be inserted the following paragraph, preceded by the word “and”—
- “(c) in section 34 of this Act, paragraph (a) of subsection (6) and subsection (6A) were omitted.”.