



Crime (Sentences) Act 1997

1997 CHAPTER 43

PART I

MANDATORY AND MINIMUM CUSTODIAL SENTENCES

5 Appeals where previous convictions set aside.

- (1) This section applies where—
- (a) a sentence has been imposed on any person under subsection (2) of section 2, 3 or 4 above; and
 - (b) any previous conviction of his without which that section would not have applied has been subsequently set aside on appeal.
- (2) Notwithstanding anything in section 18 of the ^{M1}Criminal Appeal Act 1968, notice of appeal against the sentence may be given at any time within 28 days from the date on which the previous conviction was set aside.

Commencement Information

- II** S. wholly in force at 1.12.1999; S. 5 not in force at Royal Assent, see s. 57(2); S. 5 in force for specified purposes at 1.10.1997 by S.I. 1997/2200, art. 2(1)(d) and in force at 1.12.1999 to the extent not already in force by S.I. 1999/3096, art. 2(b)

Marginal Citations

- M1** 1968 c.19.

Status:

Point in time view as at 01/10/1997. This version of this provision has been superseded.

Changes to legislation:

Crime (Sentences) Act 1997, Section 5 is up to date with all changes known to be in force on or before 21 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.