

Status: Point in time view as at 01/10/2012.

Changes to legislation: Criminal Justice Act 2003, Paragraph 14 is up to date with all changes known to be in force on or before 30 May 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. (See end of Document for details)

SCHEDULES

SCHEDULE 8

BREACH, REVOCATION OR AMENDMENT OF COMMUNITY ORDER

Modifications etc. (not altering text)

- C1** Sch. 8 modified (4.4.2010) by [Criminal Procedure \(Scotland\) Act 1995 \(c. 46\), s. 234\(6\)](#) (as substituted by [Criminal Justice Act 2003 \(c. 44\), ss. 304, 336, **Sch. 32 para. 70\(8\)**](#); [S.I. 2005/950, **art. 2**](#), [Sch. 1 para. 42\(29\)](#) (subject to [art. 2\(2\), Sch. 2](#) (as amended by [S.I. 2005/2122, **art. 2**](#)))) (as amended by [S.I. 2007/391, **art. 2**](#) (which S.I. was revoked by [S.I. 2009/616, **art. 3**](#)) (which S.I. was revoked by [S.I. 2009/3111, **art. 2**](#))) (as amended (3.4.2009) by [S.I. 2009/616, **arts. 1, 2**](#)) (as amended (30.11.2009) by [S.I. 2009/3111, **arts. 1, 2**](#)))

PART 3

REVOCATION OF ORDER

Revocation of order with or without re-sentencing: powers of Crown Court

- 14 (1) This paragraph applies where—
- (a) there is in force a community order made by the Crown Court which does not include a direction that any failure to comply with the requirements of the order is to be dealt with by a magistrates' court, and
 - (b) the offender or the responsible officer applies to the Crown Court for the order to be revoked or for the offender to be dealt with in some other way for the offence in respect of which the order was made.
- (2) If it appears to the Crown Court to be in the interests of justice to do so, having regard to circumstances which have arisen since the order was made, the Crown Court may—
- (a) revoke the order, or
 - (b) both—
 - (i) revoke the order, and
 - (ii) deal with the offender, for the offence in respect of which the order was made, in any way in which he could have been dealt with for that offence by the court which made the order if the order had not been made.
- (3) The circumstances in which a community order may be revoked under subparagraph (2) include the offender's making good progress or his responding satisfactorily to supervision or treatment (as the case requires).

Status: Point in time view as at 01/10/2012.

Changes to legislation: Criminal Justice Act 2003, Paragraph 14 is up to date with all changes known to be in force on or before 30 May 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. (See end of Document for details)

- (4) In dealing with an offender under sub-paragraph (2)(b), the Crown Court must take into account the extent to which the offender has complied with the requirements of the order.
- (5) Where the Crown Court proposes to exercise its powers under this paragraph otherwise than on the application of the offender, it must summon him to appear before the court and, if he does not appear in answer to the summons, may issue a warrant for his arrest.

Modifications etc. (not altering text)

- C1** Sch. 8 para. 14 modified (28.3.2009 for certain purposes, otherwise 31.10.2009) by [Armed Forces Act 2006 \(c. 52\)](#), ss. 181, 184, 383, [Sch. 5 paras. 4, 15](#); S.I. 2009/812, [art. 3](#) (with transitional provisions in S.I. 2009/1059); S.I. 2009/1167, [art. 4](#)
- C2** Sch. 8 para. 14(2)(b)(ii) modified (28.3.2009 for certain purposes, otherwise 31.10.2009) by [Armed Forces Act 2006 \(c. 52\)](#), ss. 181, 383, [Sch. 5 para. 8\(1\)](#); S.I. 2009/812, [art. 3](#) (with transitional provisions in S.I. 2009/1059); S.I. 2009/1167, [art. 4](#)

Commencement Information

- I1** Sch. 8 wholly in force at 4.4.2009; Sch. 8 not in force at Royal Assent, see s. 336(3); Sch. 8 in force for certain purposes at 4.4.2005 and otherwise in force at 4.4.2009 by [S.I. 2005/950](#), [art. 2](#), [Sch. 1 para. 32](#) (subject to [Sch. 2](#)) (as amended by [S.I. 2007/391](#), [art. 2](#))

Status:

Point in time view as at 01/10/2012.

Changes to legislation:

Criminal Justice Act 2003, Paragraph 14 is up to date with all changes known to be in force on or before 30 May 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.