



Sentencing Act 2020

2020 CHAPTER 17

THIRD GROUP OF PARTS Disposals

PART 10

CUSTODIAL SENTENCES

CHAPTER 4

ADULTS AGED 21 AND OVER

Extended sentences

280 Extended sentence of imprisonment: availability

- (1) An extended sentence of imprisonment is available in respect of an offence where—
 - (a) the offence is a specified offence (see section 306(1)),
 - (b) the offender is aged 21 or over when convicted of the offence,
 - (c) the court is of the opinion that there is a significant risk to members of the public of serious harm occasioned by the commission by the offender of further specified offences (see section 308),
 - (d) the court is not required by section 283 or 285 to impose a sentence of imprisonment for life, and
 - (e) the earlier offence condition or the 4 year term condition is met.
- (2) The pre-sentence report requirements (see section 30) apply to the court in relation to forming the opinion mentioned in subsection (1)(c).
- (3) The earlier offence condition is that, when the offence was committed, the offender had been convicted of an offence listed in Schedule 14.
- (4) The 4 year term condition is that, if the court were to impose an extended sentence of imprisonment, the term that it would specify as the appropriate custodial term (see section 281) would be at least 4 years.