
Changes to legislation: There are currently no known outstanding effects for the Police, Crime, Sentencing and Courts Act 2022, Paragraph 3. (See end of Document for details)

SCHEDULES

SCHEDULE 18

VARIATION ETC OF ORDER BY COURT IN ANOTHER PART OF THE UNITED KINGDOM

PART 1

VARIATION ETC OF ORDER MADE IN ENGLAND AND WALES OR SCOTLAND BY COURT IN NORTHERN IRELAND

Amendments of the Sentencing Code

- 3 (1) Section 351 of the Sentencing Code (variation of sexual harm prevention order by court in Northern Ireland) is amended as follows.
- (2) In the heading, after “Variation” insert “, renewal or discharge”.
- (3) In subsection (2), in the words after paragraph (b), after “varying” insert “, renewing or discharging”.
- (4) In subsection (5), in the words after paragraph (b)—
- (a) after “varying” insert “, renewing or discharging”, and
 - (b) for “subsections (6) and (7)” substitute “subsections (5A) to (7A)”.
- (5) After subsection (5) insert—
- “(5A) In determining the application the court must have regard to—
- (a) the time for which the defendant is likely to remain in Northern Ireland, and
 - (b) whether the defendant is likely to return to, or to visit, England and Wales.”
- (6) In subsection (6), in the words before paragraph (a)—
- (a) after “An order may be” insert “renewed, or”, and
 - (b) for “only” substitute “, only”.
- (7) In subsection (7), in the words before paragraph (a), after “An order as” insert “renewed or”.
- (8) After subsection (7) insert—
- “(7A) The court must not discharge an order before the end of the period of 5 years beginning with the day on which the order was made without the consent of the defendant and the Chief Constable of the Police Service of Northern Ireland.”

Changes to legislation: *There are currently no known outstanding effects for the Police, Crime, Sentencing and Courts Act 2022, Paragraph 3. (See end of Document for details)*

Commencement Information

- I1** Sch. 18 para. 3 not in force at Royal Assent, see [s. 208\(1\)](#)
I2 [Sch. 18 para. 3](#) in force at 31.3.2023 by [S.I. 2023/387](#), [reg. 3\(g\)\(i\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Police, Crime, Sentencing and Courts Act 2022, Paragraph 3.