
STATUTORY INSTRUMENTS

2017 No. 751

The Criminal Justice Act 1988 (Reviews of Sentencing) (Amendment) Order 2017

Amendment of the Criminal Justice Act 1988 (Reviews of Sentencing) Order 2006

2.—(1) Schedule 1 to the Criminal Justice Act 1988 (Reviews of Sentencing) Order 2006 (descriptions of cases to which Part 4 of the Criminal Justice Act 1988 is to apply)**(1)** is amended as follows.

(2) After paragraph 3, insert—

“**3A.—(1)** Any case in which sentence is passed on a person for an offence under one of the following—

- (a) section 11 or 12 of the Terrorism Act 2000 (“the 2000 Act”) (offences relating to proscribed organisations)**(2)**;
 - (b) sections 15 to 18 of the 2000 Act (offences relating to terrorist property)**(3)**;
 - (c) section 38B of the 2000 Act (failure to disclose information about acts of terrorism)**(4)**;
 - (d) section 54 of the 2000 Act (weapons training)**(5)**;
 - (e) sections 57 to 58A of the 2000 Act (possessing things, collecting information and eliciting, publishing or communicating information about members of the armed forces etc for the purposes of terrorism)**(6)**;
 - (f) section 113 of the Anti-Terrorism, Crime and Security Act 2001 (use of noxious substances or things to cause harm or intimidate)**(7)**;
 - (g) section 1 or 2 of the Terrorism Act 2006 (encouragement of terrorism)**(8)**;
 - (h) section 6 or 8 of the Terrorism Act 2006 (training for terrorism)**(9)**.
- (2) Any case in which sentence is passed on a person for one of the following—
- (a) an offence under section 20 of the Offences Against the Person Act 1861 (inflicting bodily harm)**(10)**;
 - (b) an offence under the following provisions of the Criminal Damage Act 1971**(11)**

(1) [S.I. 2006/1116](#) was amended by [S.I. 2012/1833](#); there are other amending instruments which are not relevant.

(2) [2000 c. 11](#).

(3) Section 17A was inserted into the Terrorism Act 2000 by section 42(1) of the Counter-Terrorism and Security Act [2015 \(c. 6\)](#).

(4) Section 38B was inserted into the Terrorism Act 2000 by section 117(1) and (2) of the Anti-Terrorism, Crime and Security Act [2001 \(c. 24\)](#).

(5) Section 54 was amended by section 120(1) of the Anti-Terrorism, Crime and Security Act 2001 and sections 39, 99 of, and paragraph 2 of Schedule 3 and Part 3 of Schedule 9 to, the Counter-Terrorism Act [2008 \(c. 28\)](#).

(6) Section 57 was amended by section 13(1) of the Terrorism Act [2006 \(c. 11\)](#). Section 58 was amended by sections 39, 99 of, and paragraph 3 of Schedule 3 and Part 3 of Schedule 9 to, the Counter-Terrorism Act 2008. Section 58A was inserted into the Terrorism Act 2000 by section 76(1) of the Counter-Terrorism Act 2008.

(7) [2001 c. 24](#).

(8) [2006 c. 11](#).

(9) Section 6 was amended by section 1(3) of the Criminal Justice and Courts Act [2015 \(c. 2\)](#).

(10) [1861 c. 100](#).

(11) [1971 c. 48](#).

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- (i) section 1(1) (destroying or damaging property);
 - (ii) section 1(1) and (3) (arson);
 - (iii) section 2 (threats to destroy or damage property);
 - (c) an offence under sections 1 to 5 of the Forgery and Counterfeiting Act 1981⁽¹²⁾; where there is jurisdiction in England and Wales by virtue of any of sections 63B to 63D of the 2000 Act (extra-territorial jurisdiction in respect of certain offences committed outside the United Kingdom for the purposes of terrorism etc)⁽¹³⁾.”
- (3) In paragraph 4(2), for “paragraph 3” substitute “paragraphs 3 or 3A”.

⁽¹²⁾ 1981 c. 45. Section 5 was amended by section 88 of the Crime (International Co-operation) Act 2003 (c. 32), section 261 of, and paragraph 67 of Schedule 27 to, the Civil Partnership Act 2004 (c.33), section 44(2) and Schedule 2 to the Identity Cards Act 2006 (c. 15) and article 2 of, and paragraph 10 of the Schedule to, S.I. 2014/3168.

⁽¹³⁾ Sections 63B to 63D were inserted into the Terrorism Act 2000 by section 52 of the Crime (International Co-operation) Act 2003. Section 63C was amended by S.I. 2004/3224 and S.I. 2012/1809.