STATUTORY INSTRUMENTS

2015 No. 337

CRIMINAL LAW, ENGLAND AND WALES

The Criminal Justice (Sentencing) (Licence Conditions) Order 2015

Made - - - -	*15th February 2015*
Laid before Parliament	*24th February 2015*
Coming into force - -	*23rd March 2015*

The Secretary of State makes the following Order in exercise of the powers conferred by sections 250(1), (4)(b)(ii) and 330(3) of the Criminal Justice Act 2003(**1**).

In making this Order under section 250(1) and (4)(b)(ii) of the Act, in accordance with section 250(8) of the Act, the Secretary of State has had regard to the following purposes of the supervision of offenders while on licence under Chapter 6 of Part 12 of the Act—

(a) the protection of the public;

(b) the prevention of re-offending; and

(c) securing the successful re-integration of the prisoner into the community.

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Criminal Justice (Sentencing) (Licence Conditions) Order 2015 and comes into force on 23rd March 2015.

(2) In this Order–

"the Act" means the Criminal Justice Act 2003;

"offender" means a fixed-term prisoner who has been released on licence in accordance with Chapter 6 of Part 12 of the Act.

Revocation

2. The Criminal Justice (Sentencing) (Licence Conditions) Order 2005(**2**) is revoked.

(**1**) 2003 c. 44. Section 250(4) was amended by section 111(2) of, and paragraphs 5 and 9 of Schedule 14 to, section 117(1) and 5 of, and paragraph 2(2) of Schedule 15 to and section 125(4) of, and paragraphs 1, 6(1) and (2) of Schedule 20 to the Legal Aid, Sentencing and Punishment of Offenders Act 2012 (c. 10).

(**2**) S.I. 2005/648.

Standard conditions

3.—(1) The conditions in paragraph (2) are the standard conditions that must be included in an offender's licence in accordance with section 250(4)(a) of the Act, whether or not any standard conditions in articles 4 to 6 are also included.

(2) An offender must–

(a) be of good behaviour and not behave in a way which undermines the purpose of the licence period;

(b) not commit any offence;

(c) keep in touch with the supervising officer in accordance with instructions given by the supervising officer;

(d) receive visits from the supervising officer in accordance with instructions given by the supervising officer;

(e) reside permanently at an address approved by the supervising officer and obtain the prior permission of the supervising officer for any stay of one or more nights at a different address;

(f) not undertake work, or a particular type of work, unless it is approved by the supervising officer and notify the supervising officer in advance of any proposal to undertake work or a particular type of work;

(g) not travel outside the United Kingdom, the Channel Islands or the Isle of Man except with the prior permission of your supervising officer or for the purposes of immigration deportation or removal.

Standard conditions: electronic monitoring

4.—(1) The conditions in paragraph (2) are the standard conditions that must be included in an offender's licence in accordance with section 250(4)(a) of the Act where the offender is subject to an electronic monitoring condition under sections 62(**3**) and 62A(**4**) of the Criminal Justice and Court Services Act 2000.

(2) While subject to electronic monitoring an offender must–

(a) allow an electronic device to be fitted to their person;

(b) allow the installation of any equipment associated with electronic monitoring;

(c) not damage or tamper with the electronic device or equipment associated with electronic monitoring;

(d) ensure at all times that the electronic device is sufficiently charged;

(e) immediately report to the supervising officer if the electronic device or equipment associated with electronic monitoring is not working correctly;

(f) allow any person nominated by the supervising officer to check whether the electronic device or equipment associated with electronic monitoring is working correctly.

(**3**) 2000 c. 43. Section 62 was amended by section 304 of, and paragraphs 133 and 136 of Part 1 of Schedule 32 to, the Criminal Justice Act 2003 (c. 44), by section 378(1) and (2) of, and paragraph 184 of Schedule 16 and 17 to, the Armed Forces Act 2006 (c. 52), and by section 126 and 127 of, and paragraphs 16 and 17 of Part 1 of Schedule 21 and paragraphs 17 and 18 of Part 2 of Schedule 22 to, the Legal Aid, Sentencing and Punishment of Offenders Act 2012 (c.10).

(**4**) Section 62A was inserted by section 7 of the Criminal Justice and Courts Act 2015 (c. 2) which is as yet uncommenced.