Draft Regulations laid before Parliament under section 30(3) of the Powers of Criminal Courts (Sentencing) Act 2000, for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2003 No.

CRIMINAL LAW, ENGLAND AND WALES

The Referral Orders (Amendment of Referral Conditions) Regulations 2003

Made - - - -	*July 2003*
Coming into force - -	*18th August 2003*

Whereas a draft of these Regulations has been laid before Parliament and approved by a resolution of each House, in accordance with section 30(3) of the Powers of Criminal Courts (Sentencing) Act 2000(**1**);

Now, therefore, the Secretary of State, in exercise of the powers conferred on him by sections 17(3)(**2**) and 30(4) of the Powers of Criminal Courts (Sentencing) Act 2000, hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Referral Orders (Amendment of Referral Conditions) Regulations 2003 and shall come into force on 18th August 2003.

(2) In these Regulations, "the Sentencing Act" means the Powers of Criminal Courts (Sentencing) Act 2000.

Amendment of Sentencing Act

2.—(1) In section 17(1) of the Sentencing Act, after "are satisfied in relation to an offence if" there is inserted "the offence is an offence punishable with imprisonment and".

(2) After section 17(1) of the Sentencing Act there is inserted—

> "(1A) For the purposes of section 16(3) above, the discretionary referral conditions are satisfied in relation to an offence if the offence is not an offence punishable with imprisonment but the offender meets the conditions in paragraphs (a) to (c) of subsection (1) above."

(3) In section 17(2) of the Sentencing Act—

(**1**) 2000 c. 6.
(**2**) The powers in section 17(3) are extended by section 17(4).