

Community and Suspended Sentences (Notification of Details) Bill

EXPLANATORY NOTES

Explanatory notes to the Bill, prepared by the Ministry of Justice, are published separately as Bill 34—EN.

Community and Suspended Sentences (Notification of Details) Bill

[AS INTRODUCED]

CONTENTS

- 1 Duty of offender to notify details
- 2 Extent, commencement and short title

[AS INTRODUCED]

A

B I L L

TO

Require offenders serving community and certain other sentences to provide information about names used and contact details.

BE IT ENACTED by the King's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

1 Duty of offender to notify details

- (1) The Sentencing Code is amended as follows.
- (2) After section 97 insert—

“97A Duty of offender to notify details to panel

- (1) This section applies where— 5
 - (a) a referral order has been made in relation to an offender, and the order has not been revoked or discharged, and
 - (b) a youth offender contract has taken effect between the offender and a youth offender panel.
- (2) The offender must notify the relevant member of the panel of— 10
 - (a) each name which the offender uses but which was not mentioned in the referral order, and
 - (b) each of the offender's telephone numbers and email addresses (if any).
- (3) The offender must comply with subsection (2) in relation to a name, telephone number or email address as soon as reasonably practicable after the contract takes effect or the person first uses that name or obtains that telephone number or email address. 15
- (4) The obligations imposed by subsection (2) apply in relation to referral orders made at any time (including at times before this section comes into force). 20
- (5) Each obligation imposed by subsection (2) takes effect as if it were a term of the youth offender contract.

- (6) The “relevant member” of the panel is the member of the panel who, in accordance with arrangements made by the panel, is for the time being responsible for receiving notifications under this section.
- (7) The relevant member of the panel must be someone who is also a member of the specified youth offending team. 5
- (8) The panel must give the offender written notification of the name and contact details of the relevant member of the panel.”
- (3) In section 193 (youth rehabilitation orders: duty of offender to keep in touch with responsible officer etc) – 10
- (a) in subsection (2), for paragraph (b) substitute –
- “(b) must notify the responsible officer of –
- (i) any name which the offender uses but which is not mentioned in the youth rehabilitation order,
- (ii) each of the offender’s telephone numbers and email addresses (if any), and 15
- (iii) any change of address.”;
- (b) after subsection (2) insert –
- “(2A) The offender must comply with subsection (2)(b)(i) and (ii) in relation to a name, telephone number or email address as soon as reasonably practicable after the order is made or the person first uses that name or obtains that telephone number or email address. 20
- (2B) The obligations imposed by subsection (2)(b)(i) and (ii) apply in relation to youth rehabilitation orders made at any time (including at times before those provisions come into force).”; 25
- (c) in subsection (3), for “This obligation” substitute “Each obligation imposed by subsection (2)”.
- (4) In section 215 (community orders: duty of offender to keep in touch with responsible officer) – 30
- (a) at the end of the heading insert “etc”;
- (b) for subsection (2) substitute –
- “(2) The offender –
- (a) must keep in touch with the responsible officer in accordance with any instructions the responsible officer may give the offender from time to time, and 35
- (b) must notify the responsible officer of –
- (i) any name which the offender uses but which is not mentioned in the community order, and
- (ii) each of the offender’s telephone numbers and email addresses (if any). 40
- (2A) The offender must comply with subsection (2)(b) in relation to a name, telephone number or email address as soon as reasonably practicable after the order is made or the person

- first uses that name or obtains that telephone number or email address.
- (2B) The obligations imposed by subsection (2)(b) apply in relation to community orders made at any time (including at times before that provision comes into force).”;
- (c) in subsection (3), for “This obligation” substitute “Each obligation imposed by subsection (2)”.
- (5) In section 301 (suspended sentence orders: duty of offender to keep in touch with responsible officer) –
- (a) at the end of the heading insert “etc”;
- (b) for subsection (2) substitute –
- “(2) The offender –
- (a) must keep in touch with the responsible officer in accordance with such instructions as the responsible officer may give the offender from time to time, and
- (b) must notify the responsible officer of –
- (i) any name which the offender uses but which is not mentioned in the suspended sentence order,
- (ii) each of the offender’s telephone numbers and email addresses (if any).
- (2A) The offender must comply with subsection (2)(b) in relation to a name, telephone number or email address as soon as reasonably practicable after the order is made or the person first uses that name or obtains that telephone number or email address.
- (2B) The obligations imposed by subsection (2)(b) apply in relation to suspended sentence orders made at any time (including at times before that provision comes into force).”;
- (c) in subsection (3), for “That obligation” substitute “Each obligation imposed by subsection (2)”.

2 Extent, commencement and short title

- (1) This Act extends to England and Wales.
- (2) This Act comes into force at the end of the period of two months beginning with the day on which it is passed.
- (3) This Act may be cited as the Community and Suspended Sentences (Notification of Details) Act 2024.

Community and Suspended Sentences (Notification of Details) Bill

[AS INTRODUCED]

A

B I L L

TO

Require offenders serving community and certain other sentences to provide information about names used and contact details.

Presented by Ruth Jones

Ordered, by The House of Commons, to be
Printed, 6th December 2023.

© Parliamentary copyright House of Commons 2024

*This publication may be reproduced under the terms of the Open Parliament Licence, which is published at
www.parliament.uk/site-information/copyright*

PUBLISHED BY THE AUTHORITY OF THE HOUSE OF COMMONS