



Custodial Sentences and Weapons (Scotland) Act 2007

2007 asp 17

PART 2

CONFINEMENT AND RELEASE OF PRISONERS

CHAPTER 3

COMMUNITY AND LIFE LICENCES

Single licence

46 Multiple licences to be replaced by single licence

- (1) This section applies where a prisoner—
 - (a) is released on licence by virtue of section 11(2), 13(2)(a), 19(1), 23(2)(a), 27(1) or 42(4)(a) as respects any sentence of imprisonment (the “original sentence”), and
 - (b) while the licence remains in force, another sentence of imprisonment is imposed on the prisoner (the “subsequent sentence”).
- (2) Where—
 - (a) the prisoner is to be released on licence by virtue of this Part as respects the subsequent sentence, and
 - (b) the licence as respects the original sentence remains in force,the prisoner must be released on a single licence as respects both the original sentence and the subsequent sentence.
- (3) The single licence replaces the licence as respects both the original sentence and the subsequent sentence.
- (4) The single licence must include the conditions which were in the licence as respects the original sentence immediately before that licence was replaced.

Status: This is the original version (as it was originally enacted).

- (5) The single licence remains in force (unless revoked) for the longer of the periods for which the licences as respects—
- (a) the original sentence, or
 - (b) the subsequent sentence,
- would (apart from this section and if not revoked) have remained in force.
- (6) Where—
- (a) the prisoner is to be released unconditionally under this Part as respects the subsequent sentence, and
 - (b) the licence as respects the original sentence remains in force,
- the licence as respects the original sentence continues in force (unless revoked).