



# Criminal Justice Act 1982

## 1982 CHAPTER 48

### PART V

#### MISCELLANEOUS

#### *Probation and after-care.*

<sup>F1</sup>65 .....

#### Textual Amendments

<sup>F1</sup> S. 65 repealed (5.2.1994) by 1993 c. 47, ss. 32(3), 33(2), Sch.4.

#### 66 Right of appeal of probationer etc.

(1) The following subsection shall be inserted after subsection (1) of section 50 of the <sup>M1</sup>Criminal Appeal Act 1968 (meaning of “sentence”)—

“(1A) Section 13 of the Powers of Criminal Courts Act 1973 (under which a conviction of an offence for which a probation order or an order for conditional or absolute discharge is made is deemed not to be a conviction except for certain purposes) shall not prevent an appeal under this Act, whether against conviction or otherwise.”.

(2) The following subsection shall be inserted after subsection (1) of section 108 of the <sup>M2</sup>Magistrates’ Courts Act 1980 (right of appeal to the Crown Court)—

“(1A) Section 13 of the Powers of Criminal Courts Act 1973 (under which a conviction of an offence for which a probation order or an order for conditional or absolute discharge is made is deemed not to be a conviction except for certain purposes) shall not prevent an appeal under this section, whether against conviction or otherwise.”.

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**Changes to legislation:** Criminal Justice Act 1982, Cross Heading: Probation and after-care. is up to date with all changes known to be in force on or before 05 February 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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**F2(3)** .....

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**Textual Amendments**

**F2** S. 66(3) repealed (30.9.1998) by 1998 c. 37, s. 120(2), **Sch.10**; S.I. 1998/2327, **art. 2(3)(p)**

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**Marginal Citations**

**M1** 1968 c. 19.

**M2** 1980 c. 43.

**Changes to legislation:**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 32(1A)(ca) words inserted by [2021 c. 11 Sch. 13 para. 36](#)