



# Criminal Justice and Public Order Act 1994

## 1994 CHAPTER 33

### PART III

#### COURSE OF JUSTICE: EVIDENCE, PROCEDURE, ETC.

#### *Sentencing: guilty pleas*

#### **48 Reduction in sentences for guilty pleas.**

- (1) In determining what sentence to pass on an offender who has pleaded guilty to an offence in proceedings before that or another court a court shall take into account—
  - (a) the stage in the proceedings for the offence at which the offender indicated his intention to plead guilty, and
  - (b) the circumstances in which this indication was given.
- (2) If, as a result of taking into account any matter referred to in subsection (1) above, the court imposes a punishment on the offender which is less severe than the punishment it would otherwise have imposed, it shall state in open court that it has done so.
- [<sup>F1</sup>(3) In the case of an offence the sentence for which falls to be imposed under subsection (2) of section 3 or 4 of the Crime (Sentences) Act 1997, nothing in that subsection shall prevent the court, after taking into account any matter referred to in subsection (1) above, from imposing any sentence which is not less than 80 per cent of that specified in that subsection.]

#### **Textual Amendments**

- F1** S. 48(3) inserted (1.10.1997) by 1997 c. 43, s. 55, **Sch. 4 para. 17**; S.I. 1997/2200, **art. 2** (subject to transitional provisions in **art. 5**); S.I. 1999/3096, **art. 2(d)(e)**

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*Status: Point in time view as at 01/10/1997.*

**Changes to legislation:** *Criminal Justice and Public Order Act 1994, Cross Heading: Sentencing: guilty pleas is up to date with all changes known to be in force on or before 23 April 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)*

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**Modifications etc. (not altering text)**

**C1** S. 48 amended (1.10.1997) by 1997 c. 43, s. 55(2), **Sch. 4 para. 17**; S.I. 1997/2200, **art. 2** (subject to transitional provisions in **art. 5**); S.I. 1999/3096, **art. 2(d)(e)**

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