



# Criminal Justice and Court Services Act 2000

## 2000 CHAPTER 43

### PART III

#### DEALING WITH OFFENDERS

### CHAPTER II

#### MISCELLANEOUS

*Release of prisoners on licence etc.*

#### **[<sup>F1</sup>62A Release on licence etc: compulsory electronic monitoring conditions**

- (1) The Secretary of State may by order provide that the power under section 62 to impose an electronic monitoring condition must be exercised.
- (2) An order under this section may—
  - (a) require an electronic monitoring condition to be included for so long as the person's release is required to be, or may be, subject to conditions or for a shorter period;
  - (b) make provision generally or in relation to a case described in the order.
- (3) An order under this section may, in particular—
  - (a) make provision in relation to cases in which compliance with a condition imposed on a person's release is monitored by a person specified or described in the order;
  - (b) make provision in relation to persons selected on the basis of criteria specified in the order or on a sampling basis;
  - (c) make provision by reference to whether a person specified in the order is satisfied of a matter.

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**Changes to legislation:** *Criminal Justice and Court Services Act 2000, Section 62A is up to date with all changes known to be in force on or before 27 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) View outstanding changes*

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- (4) An order under this section may not make provision about a case in which the sentence imposed on the person is—
- (a) a detention and training order,
  - (b) a sentence of detention under section 91 of the Powers of Criminal Courts (Sentencing) Act 2000 [<sup>F2</sup>or section 250 [<sup>F3</sup>or 252A] of the Sentencing Code] (detention of offenders under 18 convicted of certain offences),
  - (c) a sentence of detention under section 209 of the Armed Forces Act 2006 (detention of offenders under 18 convicted of certain offences), or
  - (d) an order under section 211 of that Act.
- (5) In this section, “electronic monitoring condition” has the same meaning as in section 62.]

#### Textual Amendments

- F1** Ss. 62A , 62B inserted (13.4.2015) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), [ss. 7\(3\)](#), [95\(1\)](#) (with [s. 7\(5\)](#)); [S.I. 2015/778](#), [art. 3](#), [Sch. 1 para. 7](#)
- F2** Words in s. 62A(4)(b) inserted (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), [s. 416\(1\)](#), [Sch. 24 para. 174](#) (with [Sch. 27](#)); [S.I. 2020/1236](#), [reg. 2](#)
- F3** Words in s. 62A(4)(b) inserted (30.4.2021) by [Counter-Terrorism and Sentencing Act 2021 \(c. 11\)](#), [s. 50\(1\)\(i\)](#), [Sch. 13 para. 18\(3\)](#)

**Changes to legislation:**

Criminal Justice and Court Services Act 2000, Section 62A is up to date with all changes known to be in force on or before 27 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.

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**Changes and effects yet to be applied to :**

- s. 62A(4)(c) words inserted by [2021 c. 11 Sch. 13 para. 38\(3\)](#)

**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. 64(1)(a)(aa) substituted for s. 64(1)(a) by [2003 c. 44 s. 266\(2\)](#)
- s. 64(4A) inserted by [2003 c. 44 s. 266\(3\)](#)
- s. 64(5)(f) and word inserted by [2003 c. 44 s. 266\(4\)](#)
- s. 64(5)(f) words inserted by [2006 c. 52 Sch. 16 para. 185\(a\)](#)
- s. 64(5)(f) words inserted by [2012 c. 10 Sch. 21 para. 18](#)
- s. 64(5)(f) words inserted by [2012 c. 10 Sch. 22 para. 19](#)
- s. 64(6) amendment to earlier affecting provision [2003 c. 44 s. 266\(5\)](#) by [S.I. 2008/912 Sch. 1 para. 19\(15\)](#)
- s. 64(6) inserted by [2003 c. 44 s. 266\(5\)](#)
- s. 64(6) words repealed by [2004 c. 31 Sch. 5 Pt. 4](#)
- s. 64(8) words inserted by [2021 c. 11 Sch. 13 para. 38\(5\)](#)
- s. 85(7B) applied (with modifications) by [S.I. 2014/3141 Sch. 3 para. 5\(7\)](#)