
EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force, for England and Wales and Northern Ireland, section 66 of, and Schedule 5 to, the Criminal Justice and Court Services Act 2000, for the purpose of exercising regulation making powers on 2nd May 2001 and for all other purposes on 1st June 2001.

Section 66 and Schedule 5 amend the Sex Offenders Act 1997 (the 1997 Act), which specifies in Part I that certain sex offenders are subject to requirements to notify certain personal details to the police. The amendments brought into force by this Order on 1st June change the period and certain other requirements for giving notification; make provision for fingerprinting and photographing the offender when he makes his notification; create new offences for relevant offenders in breach of the new requirements of the 1997 Act; and provide for additional penalties to be imposed on those in breach of the 1997 Act's requirements. Further, they provide courts with the power to make a restraining order when making certain disposals of a sex offender for sexual offences to which Part I of the 1997 Act applies.

Schedule 5 introduces a number of powers for the Secretary of State to make subordinate legislation, including powers to prescribe police stations for the purposes of notification (paragraph 3 of the Schedule), powers to make provision for requiring relevant sex offenders to give notices relating to foreign travel (paragraph 4) and powers to make regulations concerning information to be given about the release or transfer of detained sex offenders (paragraph 7). This Order brings section 66 and Schedule 5 into force for the purpose of exercising these powers on 2nd May.