

STATES OF JERSEY

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DRAFT CRIMINAL JUSTICE (MANDATORY MINIMUM PERIODS OF ACTUAL IMPRISONMENT) (JERSEY) LAW 2005 (APPOINTED DAY) ACT 200-

**Lodged au Greffe on 21st June 2005
by the Home Affairs Committee**

STATES GREFFE



Jersey

DRAFT CRIMINAL JUSTICE (MANDATORY MINIMUM PERIODS OF ACTUAL IMPRISONMENT) (JERSEY) LAW 2005 (APPOINTED DAY) ACT 200-

REPORT

The Criminal Justice (Mandatory Minimum Periods of Actual Imprisonment) (Jersey) Law 2005 was registered by the Royal Court on 17th June 2005.

Under the Law, if a court (in practice the Royal Court) passes a mandatory life sentence, it must either –

- (a) announce in open court the minimum term the prisoner must serve before he or she can be considered for release under the prescribed early release provisions; or
- (b) announce that the seriousness of the offence is so exceptionally high that that the early release provisions should not apply at all.

In setting the minimum term, the Court must set the term it considers appropriate taking into account the seriousness of the offence. In considering the seriousness of the offence the court must have regard to the general principles set out in the Law.

It is important that the Law be able to come into force at the earliest opportunity. The Act herewith would, accordingly, bring the Law into force 7 days after the day this Act is made.

There are no financial or manpower implications for the States arising from the commencement of the Law.

Explanatory Note

This Act if approved by the States will bring the Criminal Justice (Mandatory Minimum Periods of Actual Imprisonment) (Jersey) Law 2005 into force 7 days after the day this Act is made.



Jersey

DRAFT CRIMINAL JUSTICE (MANDATORY MINIMUM PERIODS OF ACTUAL IMPRISONMENT) (JERSEY) LAW 2005 (APPOINTED DAY) ACT 200-

Made

[date to be inserted]

Coming into force

[date to be inserted]

THE STATES, in pursuance of Article 22 of the Criminal Justice (Mandatory Minimum Periods of Actual Imprisonment) (Jersey) Law 2005,^[1] have made the following Act –

1 Commencement of Law

The Criminal Justice (Mandatory Minimum Periods of Actual Imprisonment) (Jersey) Law 2005^[2] shall come into force 7 days after the day this Act is made.

2 Citation

This Act may be cited as the Criminal Justice (Mandatory Minimum Periods of Actual Imprisonment) (Jersey) Law 2005 (Appointed Day) Act 200-.

[1] *Recueil des Lois, Volume 2005, page 429.*

[2] *Recueil des Lois, Volume 2005, page 419.*