



## Rushcliffe Borough Council Rehabilitation of Offenders Act 1974

This Act allows an offender to be rehabilitated and his or her conviction becomes spent after the following periods of time

	<b>Aged 18 or over on conviction</b>	<b>Aged 17 or under on conviction</b>
Prison ( <i>immediate or suspended sentence</i> ) or young offender institution: more than 6 months but less than 22 years	10 Years	5 Years
Cashiering, dismissal with disgrace or discharge with ignominy from the armed forces	10 Years	
Prison ( <i>immediate or suspended sentence</i> ) or young offender institution: 6 months or less	7 Years	3½ Years
Dismissal from the armed forces	7 Years	
Detention resulting from conviction in service disciplinary proceedings	5 Years	
Fine or community service order	5 Years	2½ Years
Absolute discharge	6 Months	6 Months
Probation	5 Years from date of conviction	2½ Years or until order expires (whichever is longer)
Supervision, care order, conditional discharge or bind-over	1 Year or until order expires (whichever is longer)	
Attendance Centre order	1 Year after the order expires	1 Year after the order expires
Hospital order (with or without restriction order)	5 Years, or 2 years after the order expires (whichever is longer)	5 Years, or 2 years after the order expires (whichever is longer)
Borstal training		7 Years
Custodial order imposed when in armed services where maximum period of detention is longer than 6 months		7 Years
Detention for less than 30 months, but more than 6 months		5 Years
Detention for less than 6 months		3 Years
Detention Centre order		3 Years
Custodial order imposed when in armed services, lasting less than 6 months		3 Years
Order committing child for residential training, approved school order, supervision requirement, community supervision order, reception order		1 Year or until order expires (whichever is longer)
Order committing to custody in remand home		1 Year after order expires

The following sentences are not subject to rehabilitation under the Act and, therefore, cannot be spent:-

- imprisonment for life;
- imprisonment, youth custody, detention in a young offender institution, or corrective training for a term exceeding thirty months;
- preventive detention;
- detention during Her Majesty's pleasure or for life under 8.205(2) or (3) of the Criminal Procedure (Scotland) Act 1975, or for a term exceeding thirty months passed under S.53 of the Children and Young Persons Act 1933 (young offenders convicted of grave crimes), or under the Act of 1975 (detention of children convicted on indictment), or a corresponding court martial punishment;
- custody for life