
STATUTORY INSTRUMENTS

2009 No. 860 (C. 56)

**CRIMINAL LAW, ENGLAND AND WALES
ANTI-SOCIAL BEHAVIOUR,
ENGLAND AND WALES
CHILDREN AND YOUNG
PERSONS, ENGLAND AND WALES
PUBLIC HEALTH, ENGLAND AND WALES
IMMIGRATION**

The Criminal Justice and Immigration Act
2008 (Commencement No. 7) Order 2009

Made - - - - *28th March 2009*

The Secretary of State, in exercise of the powers conferred by section 153(7) of the Criminal Justice and Immigration Act 2008⁽¹⁾, makes the following Order:

Citation and interpretation

1.—(1) This Order may be cited as the Criminal Justice and Immigration Act 2008 (Commencement No. 7) Order 2009.

(2) In this Order, “the 2008 Act” means the Criminal Justice and Immigration Act 2008.

Appointed Dates

2.—(1) The date appointed for the coming into force of the following provisions of the 2008 Act is 1st April 2009 —

- (a) section 1(5) (Youth rehabilitation orders) in so far as it relates to the provisions specified in sub-paragraph (g);
- (b) section 125 (Parenting contracts and parenting orders: local authorities);
- (c) section 143 (Persistent sales of tobacco to persons under 18);

(1) 2008 c.4.

- (d) section 146 (Convention against human trafficking);
 - (e) section 148(2) (Consequential etc. amendments and transitional and saving provision) in so far as it relates to the provision specified in sub-paragraph (i);
 - (f) section 149 (Repeals and revocations) in so far as it relates to the provision specified in sub-paragraph (j) ;
 - (g) paragraphs 26(5) and 35 of Schedule 1 (Further provision about youth rehabilitation orders);
 - (h) paragraph 3 of Schedule 9 (Alternatives to prosecution for offenders under 18) but only to the extent that it inserts section 66C (Financial penalties) of the Crime and Disorder Act 1998(2);
 - (i) paragraph 37 of Schedule 27 (Transitory, transitional and saving provisions); and
 - (j) Part 7 of Schedule 28 (Repeals and revocations).
- (2) The date appointed for the coming into force of the following provisions of the 2008 Act is 27th April 2009—
- (a) section 35 (Referral conditions);
 - (b) section 36 (Power to revoke a referral order);
 - (c) section 37 (Extension of period for which young offender contract has effect);
 - (d) section 148(1) (Consequential etc. amendments and transitional and saving provision) in so far as it relates to the provision specified in sub-paragraph (f);
 - (e) section 149 (Repeals and revocations) in so far as it relates to the provision specified in sub-paragraph (g);
 - (f) paragraphs 40, 42, 43 and 49 of Schedule 26 (Minor and consequential amendments); and
 - (g) in Part 2 (Sentencing) of Schedule 28 (Repeals and revocations), the entry relating to section 17 of the Powers of Criminal Courts (Sentencing) Act 2000(3).

Signed by the authority of the Secretary of State

28th March 2009

David Hanson
Minister of State
Ministry of Justice

(2) 1998 c.37
(3) 2000 c.6

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force the provisions of the Criminal Justice and Immigration Act 2008 (c.4) set out in article 2(1) and (2) on 1st April 2009 and 27th April 2009 respectively.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Criminal Justice and Immigration Act 2008 have been brought into force by a commencement order made before the date of this Order.

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 10	14 July 2008	2008/1586
Section 11 (partially)	14 July 2008	2008/1586
Section 12	14 July 2008	2008/1586
Section 13	14 July 2008	2008/1586
Section 14	14 July 2008	2008/1586
Section 15	14 July 2008	2008/1586
Section 16	14 July 2008	2008/1586
Section 17	14 July 2008	2008/1586
Section 18	14 July 2008	2008/1586
Section 20	14 July 2008	2008/1586
Section 21 (partially)	3 November 2008	2008/2712
Section 22	3 November 2008	2008/2712
Section 23	3 November 2008	2008/2712
Section 24	14 July 2008	2008/1586
Section 25	14 July 2008	2008/1586
Section 26 (partially)	9 June 2008	2008/1466
Section 27	14 July 2008	2008/1586
Section 28	14 July 2008	2008/1586
Section 29 (partially)	14 July 2008	2008/1586
Section 30	14 July 2008	2008/1586
Section 31	14 July 2008	2008/1586
Section 32	14 July 2008	2008/1586

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 33 (partially)	3 November 2008	2008/2712
Section 34 (partially)	3 November 2008	2008/2712
Section 38	14 July 2008	2008/1586
Section 40	14 July 2008	2008/1586
Section 41	3 November 2008	2008/2712
Section 42	14 July 2008	2008/1586
Section 43	14 July 2008	2008/1586
Section 44	14 July 2008	2008/1586
Section 45	14 July 2008	2008/1586
Section 46 (partially)	14 July 2008	2008/1586
Section 47	14 July 2008	2008/1586
Section 48 (partially)	1 February 2009	2009/140
Section 49	19 December 2008	2008/3260
Section 50	19 December 2008	2008/3260
Section 51	3 November 2008	2008/2712
Section 52	14 July 2008	2008/1586
Section 54	14 July 2008	2008/1586
Section 55	14 July 2008	2008/1586
Section 56	14 July 2008	2008/1586
Section 57	14 July 2008	2008/1586
Section 58	14 July 2008	2008/1586
Section 59	14 July 2008	2008/1586
Section 60	3 November 2008	2008/2712
Section 61	1 December 2008	2008/2993
Section 63	26 January 2009	2008/2993
Section 64	26 January 2009	2008/2993
Section 65	26 January 2009	2008/2993
Section 66	26 January 2009	2008/2993
Section 67	26 January 2009	2008/2993
Section 68	26 January 2009	2008/2993
Section 71	26 January 2009	2008/2993
Section 72	14 July 2008	2008/1586
Section 73	14 July 2008	2008/1586
Section 76	14 July 2008	2008/1586

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 93	14 July 2008	2008/1586
Section 94	14 July 2008	2008/1586
Section 95	14 July 2008	2008/1586
Section 96	14 July 2008	2008/1586
Section 97	14 July 2008	2008/1586
Section 118	1 December 2008	2008/2993
Section 119 (partially)	1 January 2009	2008/3260
Section 120 (partially)	1 January 2009	2008/3260
Section 121 (partially)	1 January 2009	2008/3260
Section 123	1 February 2009	2009/140
Section 124	1 February 2009	2009/140
Section 126 (partially)	14 July 2008	2008/1586
(partially)	3 November 2008	2008/2712
(partially)	1 December 2008	2008/2993
Section 127 (partially)	3 November 2008	2008/2712
(partially)	1 December 2008	2008/2993
Section 129	3 November 2008	2008/2712
Section 140	14 July 2008	2008/1586
Section 141	14 July 2008	2008/1586
Section 142	14 July 2008	2008/1586
Section 148 (partially)	9 June 2008	2008/1466
(partially)	14 July 2008	2008/1586
(partially)	15 July 2008	2008/1586
(partially)	3 November 2008	2008/2712
(partially)	1 December 2008	2008/2993
(partially)	19 December 2008	2008/3260
(partially)	26 January 2009	2008/2993
(partially)	1 February 2009	2009/140
Section 149 (partially)	14 July 2008	2008/1586
(partially)	3 November 2008	2008/2712
(partially)	1 December 2008	2008/2993
Schedule 5	14 July 2008	2008/1586
Schedule 6	3 November 2008	2008/2712
Schedule 8	14 July 2008	2008/1586

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Schedule 9 (partially)	1 February 2009	2009/140
Schedule 10	19 December 2008	2008/3260
Schedule 11	3 November 2008	2008/2712
Schedule 14	26 January 2009	2008/2993
Schedule 15	14 July 2008	2008/1586
Schedule 20	1 December 2008	2008/2993
Schedule 22 (partially)	14 July 2008	2008/1586
(partially)	3 November 2008	2008/2712
(partially)	1 December 2008	2008/2993
Schedule 23 (partially)	3 November 2008	2008/2712
(partially)	1 December 2008	2008/2993
Schedule 24	14 July 2008	2008/1586
Schedule 26 (partially)	9 June 2008	2008/1466
(partially)	14 July 2008	2008/1586
(partially)	15 July 2008	2008/1586
(partially)	3 November 2008	2008/2712
(partially)	26 January 2009	2008/2993
Schedule 27 (partially)	9 June 2008	2008/1466
(partially)	14 July 2008	2008/1586
(partially)	1 December 2008	2008/2993
(partially)	19 December 2008	2008/3260
(partially)	26 January 2009	2008/2993
(partially)	1 February 2009	2009/140
Schedule 28 (partially)	14 July 2008	2008/1586
(partially)	3 November 2008	2008/2712
(partially)	1 December 2008	2008/2993