

Draft Order laid before Parliament under section 330(5) of the Criminal Justice Act 2003, for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2011 No.

OFFENDER MANAGEMENT

**The Co-operation in Public Protection
Arrangements (UK Border Agency) Order 2011**

Made - - - - *****
Coming into force - - *in accordance with*
article 1

The Secretary of State makes the following Order in exercise of the powers conferred upon him by section 325(7) of the Criminal Justice Act 2003(1).

In accordance with section 330(5) of that Act, a draft of this instrument was laid before Parliament and approved by a resolution of each House of Parliament.

Citation and commencement

1. This Order may be cited as the Co-operation in Public Protection Arrangements (UK Border Agency) Order 2011 and comes into force on 20th July 2011, or, if later, the day after the day on which it is made.

Amendment to section 325(6) of the Criminal Justice Act 2003

2. In section 325(6) of the Criminal Justice Act 2003 (persons required to co-operate in establishment of arrangements for assessing etc risks posed by certain offenders)—

- (a) at the end of paragraph (h) “and” is repealed, and
- (b) at the end of paragraph (i) insert—
 - “, and
 - (j) the persons listed in section 48(1A)(a) to (e) of the UK Borders Act 2007(2) and any person acting pursuant to arrangements relating to the discharge of a function within section 48(1A) of that Act (persons exercising functions as the UK Border Agency) ”.

(1) 2003 c. 44
(2) 2007 c. 30

Draft Legislation: This is a draft item of legislation. This draft has since been made as a UK Statutory
Instrument: The Co-operation in Public Protection Arrangements (UK Border Agency) Order 2011 No. 1733

Signed by the authority of the Secretary of State

Date

Parliamentary Under Secretary of State
Ministry of Justice

EXPLANATORY NOTE

(This note is not part of the Order)

This Order adds the persons who exercise functions as the UK Border Agency to the list of persons who have a statutory duty to co-operate in the establishment of risk management arrangements made in respect of certain violent and sexual offenders pursuant to section 325 of the Criminal Justice Act 2003. The UK Border Agency is responsible for internal **immigration** controls in the United Kingdom, including **asylum**, management of applications for further stay, and enforcement of immigration controls.

A full regulatory impact assessment has not been produced for this Order as no impact on the private or voluntary sectors is foreseen.