

# Human Tissue Act 2004

## **2004 CHAPTER 30**

## PART 3

## MISCELLANEOUS AND GENERAL

## General

## 58 Transition

- (1) In relation to an offence committed before [F12 May 2022], the reference in section 32(4)(a)(i) to [F212 months][F2the general limit in a magistrates' court] is to be read as a reference to 6 months.
- (2) In relation to an offence committed before the commencement of section 281(5) of the Criminal Justice Act 2003, the reference in each of sections 32(5)(a) and 33(6)(a) to 51 weeks is to be read as a reference to 6 months.
- (3) The Secretary of State may by order made by statutory instrument make in connection with the coming into force of any provision of this Act such transitional provision or savings as he considers necessary or expedient.
- (4) The power under subsection (3) includes power to make different provision for different cases.
- (5) Before making provision under subsection (3) in connection with the coming into force in England and Wales of any provision of this Act, except section 47, the Secretary of State shall consult the [F3Welsh Ministers].
- (6) Before making provision under subsection (3) in connection with the coming into force in Northern Ireland of any provision of this Act, except section 47, the Secretary of State shall consult the relevant Northern Ireland department.
- (7) Before making provision under subsection (3) in connection with the coming into force in Scotland of any provision of this Act, except section 47, the Secretary of State shall consult the Scottish Ministers.

Changes to legislation: Human Tissue Act 2004, Section 58 is up to date with all changes known to be in force on or before 19 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

## **Textual Amendments**

- F1 Words in s. 58(1) substituted (28.4.2022) by The Criminal Justice Act 2003 (Commencement No. 33) and Sentencing Act 2020 (Commencement No. 2) Regulations 2022 (S.I. 2022/500), regs. 1(2), 5(1), Sch. Pt. 1
- F2 Words in s. 58(1) substituted (E.W.) (7.2.2023 at 12.00 p.m.) by The Judicial Review and Courts Act 2022 (Magistrates' Court Sentencing Powers) Regulations 2023 (S.I. 2023/149), regs. 1(2), 2(1), Sch. Pt. 1
- **F3** Words in s. 58(5) substituted (1.12.2015) by Human Transplantation (Wales) Act 2013 (anaw 5), **ss. 16(9)**, 21(1) (with s. 14); S.I. 2015/1679, art. 3(e)

## **Commencement Information**

- II S. 58 partly in force; s. 58(3)-(7) in force at Royal Assent see s.60
- I2 S. 58(1)(2) in force at 20.10.2005 for specified purposes by S.I. 2005/2792, art. 2(2)(j)
- I3 S. 58(1)(2) in force at 1.3.2006 for specified purposes by S.I. 2006/404, art. 2(3)(4), **Sch.** (with arts. 4-6)
- I4 S. 58(1)(2) in force at 7.4.2006 for specified purposes by S.I. 2006/404, art. 3(3), Sch. (with arts. 4-6)
- I5 S. 58(1)(2) in force at 31.7.2006 for specified purposes by S.I. 2006/1997, art. 2, Sch. (with art. 4)
- I6 S. 58(1)(2) in force at 1.9.2006 in so far as not already in force by S.I. 2006/1997, art. 3(2) (with arts. 4, 7, 8)

## **Changes to legislation:**

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# Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 29(7) inserted by 2013 anaw 5 s. 15(4)(e)
- s. 43(5A) inserted by 2009 c. 25 Sch. 21 para. 50