These notes refer to the Legal Aid, Sentencing and Punishment of Offenders Act 2012 (c.10) which received Royal Assent on 1 May 2012

LEGAL AID, SENTENCING AND PUNISHMENT OF OFFENDERS ACT 2012

EXPLANATORY NOTES

COMMENTARY

Part 4: Final provisions

Section 149: Power to make consequential and supplementary provision etc

812. Section 149 gives the Lord Chancellor and the Secretary of State a power to make consequential, supplementary, incidental, transitional, transitory or saving provision by regulations in relation to any provision in the Act. Such provision may amend, repeal, revoke or otherwise modify Acts of Parliament and Acts or Measures of the National Assembly for Wales passed before or in the same Session as the Act and instruments made under such Acts or Measures before the provision in question comes into force.

813. *Subsections (4) and (5)* provide that, where the regulations amend or repeal an Act of Parliament or an Act or Measure of the National Assembly for Wales, they will be subject to the affirmative resolution procedure. Otherwise, the regulations will be subject to the negative resolution procedure

Section 151: Commencement

814. Section 151 makes provision for commencement of the Act. Sections 77 (piloting of alcohol abstinence and monitoring requirements) and 119 (removal of prisoners from the United Kingdom) and Part 4 of the Act come into force on Royal Assent. The remainder of the Act will be commenced by order made by the Lord Chancellor or the Secretary of State.

Section 152: Extent

815. Section 152 sets out the extent of the provisions, details of which are set out at paragraphs 53 to 60.

Section 153: Channel Islands, Isle of Man and British overseas territories

816. Section 153 provides that, where the Act amends certain Acts which may be extended to the Channel Islands, Isle of Man and British overseas territories, the amendments made by the Act may also be extended to those jurisdictions.