

2014 No. 3245 (C. 146)

PUBLIC RECORDS

**The Constitutional Reform and Governance Act 2010
(Commencement No. 9) Order 2014**

Made - - - -

8th December 2014

The Lord Chancellor makes the following Order in exercise of the powers conferred by section 52(2) of the Constitutional Reform and Governance Act 2010^(a):

Citation

1. This Order may be cited as the Constitutional Reform and Governance Act 2010 (Commencement No. 9) Order 2014.

Section 45(1) of the 2010 Act coming into force on 1st January 2015

2. Section 45(1) of the Constitutional Reform and Governance Act 2010 shall come into force on 1st January 2015 for all remaining purposes.

8th December 2014

Simon Hughes
Minister of State
Ministry of Justice

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force (so far as not already in force) section 45(1) of the Constitutional Reform and Governance Act 2010 (c. 25).

Section 45(1)(a) of that Act reduces the period by the end of which public records are required by section 3(4) of the Public Records Act 1958 (c. 51) (“the 1958 Act”) to be transferred to the Public Record Office (which exercises its functions as part of The National Archives) or other place of deposit. In future, transfer will generally be required no later than the end of 20 years from the date on which the record was created, as opposed to 30 years.

^(a) 2010 c. 25.

Section 45(1)(b) provides that, for a period of 10 years from the date of its commencement, this reduction takes effect subject to any transitional, transitory or saving provision made by order by the Secretary of State under section 45(2) to (5). Particular transitional provision for the purpose of records newly subject to section 45(1) by virtue of this Order is made by The Public Records (Transfer to the Public Record Office) (Transitional and Saving Provisions) Order 2014.

A full regulatory impact assessment of the effect that this instrument will have on the costs of business and the voluntary sector is available at <http://www.nationalarchives.gov.uk/archives-sector/20-year-rule-and-records-of-local-interest.html>.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Constitutional Reform and Governance Act 2010 have been brought into force by commencement orders made before the date of this order.

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Sections 1 to 25	11.11.2010	2010/2703
Section 26	19.4.2010	2010/1277
Section 27 and 28(1) to (3)	7.5.2010	2010/1277
Section 28(4)	27.7.2010	2010/1931
Section 29	24.5.2011	2011/1274
Section 30	7.5.2010	2010/1277
Section 31(1) to (5)	27.7.2010	2010/1931
Sections 31(6) and 32	7.5.2010	2010/1277
Sections 33 to 35	27.7.2010	2010/1931
Section 36	7.5.2010	2010/1277
Section 37	7.5.2010	2010/1277
Section 38, in part	19.5.2010 and 7.5.2010	2010/1277
Section 38, in part	27.7.2010	2010/1931
Section 38, so far as not already in force	24.5.2011	2011/1274
Section 39	24.5.2011	2011/1274
Section 40, in part	24.10.2011	2011/2485
Section 40, so far as not already in force	1.11.2013	2013/2826
Sections 43 and 44	11.11.2010	2010/2703
Section 45(1), in part	1.1.2013	2012/3001
Section 45(2) to (5)	30.11.2012	2012/3001
Section 46(1), in part	19.1.2011	2011/46
Section 46(1), so far as not already in force	1.1.2013	2012/3001
Section 46(2) to (5)	30.11.2012	2012/3001
Schedule 3	19.4.2010	2010/1277
Schedule 4	27.7.2010	2010/1931
Schedule 5, paragraphs 1, 2(b), 4(1) and 2(a), 5(1) and (3), 7(1) and 7(4)(d) in part	19.4.2010	2010/1277
Schedule 5, paragraphs 2(a), 3, 4(2)(b), 5(2), 6, and 7(2), (3)(c) and (4)(c)	7.5.2010	2010/1277

Schedule 5, paragraphs 4(3) 7(3)(b), 4(b), 4(d), so far as not already in force, and (5)	27.7.2010	2010/1931
Schedule 6: Part 1, Part 2 and paragraph 35(1) and (2), paragraphs 36, 37 and 42 to 46, paragraph 47(1), paragraph 47(2) in part, paragraph 47(3) and paragraphs 48 to 50	24.10.2011	2011/2485
Schedule 6, paragraphs 35(3) and 38 to 41 and paragraph 47(2), so far as not already in force	1.11.2013	2013/2826
Schedule 7, paragraphs 1 to 3, 5(2)(b) in part, 5(4) in part, and paragraph 6 in part	19.1.2011	2011/46
Schedule 7, so far as not already in force	1.1.2013	2012/3001

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