



# Anti-social Behaviour, Crime and Policing Act 2014

## 2014 CHAPTER 12

### PART 1

#### INJUNCTIONS

#### *Supplemental*

#### **21 Saving and transitional provision**

- (1) In this section “existing order” means any of the following injunctions and orders—
- (a) an anti-social behaviour injunction under section 153A of the Housing Act 1996;
  - (b) an injunction under section 153B of that Act (injunction against unlawful use of premises);
  - (c) an injunction in which anything is included by virtue of section 153D(3) or (4) of that Act (power to include provision banning person from premises or area, or to include power of arrest, in injunction against breach of tenancy agreement);
  - (d) an order under section 1 or 1B of the Crime and Disorder Act 1998 (anti-social behaviour orders etc);
  - (e) an individual support order under section 1AA of that Act made in connection with an order under section 1 or 1B of that Act;
  - (f) an intervention order under section 1G of that Act;
  - (g) a drinking banning order under section 3 or 4 of the Violent Crime Reduction Act 2006.
- (2) The repeal or amendment by this Act of provisions about any of the existing orders specified in subsection (1)(a) to (d), (f) and (g) does not apply in relation to—
- (a) an application made before the commencement day for an existing order;

- (b) an existing order (whether made before or after that day) applied for before that day;
  - (c) anything done in connection with such an application or order.
- (3) The repeal or amendment by this Act of provisions about an order specified in subsection (1)(e) does not apply in relation to—
  - (a) an individual support order made before the commencement day;
  - (b) anything done in connection with such an order.
- (4) As from the commencement day there may be no variation of an existing order that extends the period of the order or of any of its provisions.
- (5) At the end of the period of 5 years beginning with the commencement day—
  - (a) in relation to any of the existing orders specified in subsection (1)(a), (b) and (d) to (g) that is still in force, this Part has effect, with any necessary modifications (and with any modifications specified in an order under section 185(7)), as if the provisions of the order were provisions of an injunction under section 1;
  - (b) the provisions of this Part set out in subsection (6) apply to any injunction specified in subsection (1)(c) that is still in force as they apply to an injunction under section 1;
  - (c) subsections (2) to (4) cease to have effect.
- (6) The provisions referred to in subsection (5)(b) are—
  - (a) section 1(7);
  - (b) sections 4(2) and 9 (if a power of arrest is attached);
  - (c) sections 6 to 8;
  - (d) section 10;
  - (e) section 11 and Schedule 1;
  - (f) section 12 and Schedule 2;
  - (g) section 18(1).
- (7) In deciding whether to grant an injunction under section 1 a court may take account of conduct occurring up to 6 months before the commencement day.
- (8) In this section “commencement day” means the day on which this Part comes into force.