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STATUTORY INSTRUMENTS

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**1994 No. 242 (C. 7)**

**CRIMINAL LAW, ENGLAND AND WALES  
CRIMINAL LAW, SCOTLAND  
CRIMINAL LAW, NORTHERN IRELAND**

**The Criminal Justice Act 1993  
(Commencement No. 5) Order 1994**

*Made - - - - 4th February 1994*

In exercise of the powers conferred on me by section 78(3) and (4) of the Criminal Justice Act 1993(1), I hereby make the following Order:

1. This Order may be cited as the Criminal Justice Act 1993 (Commencement No.5) Order 1994.
2. The provisions of the Criminal Justice Act 1993 (“the 1993 Act”) referred to in the left-hand column of the Schedule to this Order (which relate to the matters described in the right-hand column of the Schedule) shall come into force on 1st March 1994.
- 3.—(1) Subject to paragraphs (2) and (3) below, this Order extends to the United Kingdom.  
(2) So far as relating to the following provisions of the 1993 Act, namely, paragraph 4 of Schedule 5 and, so far as relating to the Company Securities (Insider Dealing) Act 1985(2) and to the Companies Act 1989(3), Schedule 6, this Order extends to Great Britain only.  
(3) So far as relating to the following provisions of the 1993 Act, namely, paragraphs 18 to 22 of Schedule 5 and Part II (save as applying to the Banking Coordination (Second Council Directive) Regulations 1992(4)) of Schedule 6, this Order extends to Northern Ireland only.

Home Office  
4th February 1994

*Michael Howard*  
One of Her Majesty’s Principal Secretaries of  
State

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(1) 1993 c. 36.  
(2) 1985 c. 8.  
(3) 1989 c. 40.  
(4) S.I. 1992/3218.

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## SCHEDULE

Article 2

## Provisions of the Criminal Justice Act 1993 coming into force on 1st March 1994

Provisions of the Act	Subject matter of provisions
Section 52	The offence
Section 53	Defences
Section 54	Securities to which Part V applies
Section 55	“Dealing” in securities
Section 56	“Inside information”, etc.
Section 57	“Insiders”
Section 58	Information “made public”
Section 59	“Professional intermediary”
Section 60	Other interpretation provisions
Section 61	Penalties and prosecution
Section 62	Territorial scope of offence of insider dealing
Section 63	Limits on section 52
Section 64	Orders
Section 79(13) to the extent necessary to bring into force the provisions of Schedule 5 specified below	Consequential amendments
Section 79(14) to the extent necessary to bring into force the provisions of Schedule 6 specified in the Appendix hereto	Repeals and revocations
Schedule 1	Special defences
Schedule 2	Securities
Schedule 5, paragraphs 4, 7 to 13, 16 and 18 to 22	Consequential amendments
So much of Schedule 6 as is specified in the Appendix hereto	Repeals and revocations

## APPENDIX

### Provisions of Schedule 6 coming into force on 1st March 1994

So much of Part I as relates to the following enactments:

The Company Securities (Insider Dealing) Act 1985 (c. 8)

The Financial Services Act 1986 (c. 60)

The Banking Act 1987 (c. 22)

The Criminal Justice Act 1987 (c. 38)

The Companies Act 1989 (c. 40)

The whole of Part II.

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order brings into force on 1st March 1994 the provisions of the Criminal Justice Act 1993 specified in the Schedule to the Order.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

*(This note is not part of the Order)*

This Order has been preceded by the [Criminal Justice Act 1993 \(Commencement No.1\) Order 1993 \(S. I.1993/1968\)](#), the [Criminal Justice Act 1993 \(Commencement No.2\) \(Transitional Provisions and Savings\) \(Scotland\) Order 1993 \(S. I.1993/2035\)](#), the [Criminal Justice Act 1993 \(Commencement No.3\) Order 1993 \(S. I.1993/2734\)](#) and the [Criminal Justice Act 1993 \(Commencement No.4\) Order 1994 \(S. I.1994/71\)](#). The first of these Orders brought into force on two different dates, certain provisions of that Act for England and Wales. The second Order brought into force for Scotland section 67(1) of that Act on 16th August 1993. The third Order brought into force certain provisions of that Act on 1st December 1993 for, variously, the United Kingdom, Great Britain, England and Wales, Scotland, Scotland and Northern Ireland and Northern Ireland only. The fourth Order brought into force certain provisions of that Act on 15th February 1994 for, variously, the United Kingdom, Great Britain, England and Wales, Scotland and Northern Ireland.

The Tables below set out in chronological order the provisions of the Act brought into force by the Orders and the dates of coming into force of those provisions.

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**TABLE A**

PROVISIONS OF THE ACT BROUGHT INTO FORCE FOR ENGLAND  
AND WALES ONLY BY [S. I. 1993/1968](#), [1993/2734](#) AND [1994/71](#)

Provision of the Act	Date of coming into force
Section 66	16th August 1993
Section 67	16th August 1993
Section 65	20th September 1993
Section 79(14) (partially)	20th September 1993
Schedule 3	20th September 1993
Schedule 6 (partially)	20th September 1993
Section 20(1)	1st December 1993
Section 21(2)	1st December 1993
Section 21(3)(a), (b) and (g)	1st December 1993
Section 22(1)	1st December 1993
Section 16	15th February 1994
Section 74	15th February 1994
Schedule 5 (partially)	15th February 1994
Schedule 6 (partially)	15th February 1994

**TABLE B**

PROVISIONS OF THE ACT BROUGHT INTO FORCE FOR  
SCOTLAND ONLY BY [S. I. 1993/2035](#), [1993/2734](#) AND [1994/71](#)

Provision of the Act	Date of coming into force
Section 67(1)	16th August 1993
Section 20(2)	1st December 1993
Section 21(3)(c) and (d)	1st December 1993
Section 22(2)	1st December 1993
Section 17	15th February 1994
Section 33	15th February 1994
Schedule 5 (partially)	15th February 1994

**TABLE C**

PROVISIONS OF THE ACT BROUGHT INTO FORCE FOR  
THE UNITED KINGDOM BY [S. I. 1993/2734](#) AND [1994/71](#)

Provision of the Act	Date of coming into force
Section 21(1) 1st	December 1993
Section 21(3)(h)	1st December 1993
Section 2	31st December 1993
Section 45	1st December 1993
Section 46	1st December 1993
Section 47	15th February 1994
Section 49	15th February 1994
Section 78	15th February 1994
Section 79(13) (partially)	15th February 1994
Section 79(14) (partially)	15th February 1994
Schedule 6 (partially)	15th February 1994

**TABLE D**

PROVISIONS OF THE ACT BROUGHT INTO FORCE FOR  
GREAT BRITAIN ONLY BY [S. I. 1993/2734](#) AND [1994/71](#)

Provision of the Act	Date of coming into force
Section 21(3)(e)	1st December 1993
Section 34(1)	1st December 1993
Section 35	1st December 1993
Section 7	31st December 1993
Section 29	15th February 1994
Section 30	15th February 1994
Section 31	15th February 1994
Schedule 5 (partially)	15th February 1994

**TABLE E**

PROVISIONS OF THE ACT BROUGHT INTO FORCE FOR  
SCOTLAND AND NORTHERN IRELAND ONLY BY [S. I.1993/2734](#)

Provision of the Act	Date of coming into force
Section 21(3)(f)	1st December 1993
Section 34(2)	1st December 1993

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**TABLE F**

PROVISIONS OF THE ACT BROUGHT INTO FORCE FOR  
NORTHERN IRELAND ONLY BY [S. I. 1993/2734](#) AND [1994/71](#)

Provision of the Act	Date of coming into force
Section 44	1st December 1993
Schedule 6 (partially)	15th February 1994