
EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force those provisions of the Police and Justice Act 2006 set out in articles 2, 3 and 4 on 31st March, 1st April and 6th April 2007 respectively, subject to the transitional and saving provisions in articles 5, 6, 7 and 8.

Section 4 of the 2006 Act, which will be brought into force on 31st March 2007, provides that a police authority is not a best value authority for the purposes of a number of provisions in the Local Government Act 1999 (“the 1999 Act”), including section 6 of that Act which requires the publication by a best value authority of a best value performance plan containing various types of information. Article 5 of this Order provides that a police authority shall continue to be a best value authority for the purposes of section 6 of the 1999 Act but only in so far as that provision requires the preparation and publication of a best value performance plan for the financial years ending 31st March 2008 and 31st March 2009 which summarises the authority’s assessment of its performance in the previous financial year against a number of performance indicators set by the Secretary of State.

Article 6(1) of this Order provides that for the year beginning 1st April 2007 the obligation on the National Policing Improvement Agency to produce an annual plan before the start of the year shall be an obligation to produce such a plan by 1st June 2007. Article 6(2) to (5) provides that despite the abolition on 1st April 2007 of the Police Information Technology Organisation and the Central Police Training and Development Authority the annual reports and statements of accounts for each body for the financial year ending 31st March 2007 shall still be produced and that this shall be undertaken by the National Policing Improvement Agency.

Article 7 of this Order provides that the commencement of certain repeals relating to the repeal of Schedules 2, 2A, 3 and 3A to the Police Act 1996 shall only have effect once the repeal of those Schedules has effect.

Article 8 of this Order provides that applications made under Chapter 3 (injunctions against anti-social behaviour) of Part 5 of the Housing Act 1996, section 82A (demotion because of anti-social behaviour) and section 121A (order suspending the right to buy because of anti-social behaviour) of the Housing Act 1985 or injunctions under section 222 of the Local Government Act 1972 are not affected by the coming into force of this Order.