



# Criminal Justice Act 1982

## 1982 CHAPTER 48

### PART V

#### MISCELLANEOUS

##### *Supplementary*

**76 Financial provision.**

There shall be defrayed out of money provided by Parliament any increase attributable to the provisions of this Act in the sums payable out of such money under any other Act.

**77 Minor and consequential amendments.**

The enactments specified in Schedules 14 and 15 to this Act shall have effect subject to the amendments there specified (being minor amendments and amendments consequential on the foregoing provisions of this Act).

**78 Repeals.**

The enactments specified in Schedule 16 to this Act (which include enactments already obsolete or unnecessary) are repealed to the extent specified in the third column of that Schedule.

**79 Transitional.**

The transitional provisions in Schedule 17 to this Act shall have effect.

**80 Commencement.**

(1) The following provisions of this Act shall come into force on the day this Act is passed, namely—

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section 32;  
 section 33;  
 section 57;  
 . . . F1  
 . . . F1  
 . . .  
 section 76;  
 section 77, so far as it relates to paragraph 20 of Schedule 14;  
 section 78, so far as it relates to the <sup>M1</sup>Imprisonment (Temporary Provisions) Act 1980;  
 section 79, so far as it relates to paragraph 15 of schedule 17;  
 this section; and  
 section 81.

- (2) Subject to subsection (1) above, this Act shall come into operation on such day as the Secretary of State may by order made by statutory instrument appoint, and different days may be so appointed for different provisions and for different purposes.

#### Textual Amendments

F1 Words repealed by [Criminal Justice Act 1988 \(c. 33, SIF 39:1\)](#), s. 170, Sch. 8 para. 16, [Sch. 16](#)

#### Modifications etc. (not altering text)

C1 [S. 80\(2\)](#): power of appointment partly exercised by (E.W.) [S.I. 1982/1857](#), 1983/182 and by (S.) [S.I. 1983/24](#), 1983/758 (Act now wholly in force so far as relating to E.W. and S. with the exception of the repeal in Sch. 16 of s. 38(5)(c)(d) of [Criminal Justice Act 1961 \(c. 39\)](#) which relate principally to sentences in the Channel Islands and the Isle of Man

#### Marginal Citations

M1 [1980 c. 57](#).

## 81 Citation and extent.

- (1) This Act may be cited as the Criminal Justice Act 1982.
- (2) Subject to the following provisions of this section, this Act extends to England and Wales only.
- (3) The following provisions of this Act extend to England and Wales and Scotland—  
 section 33;  
 section 41;  
 section 42;  
 . . . F2  
 . . . F3  
 . . .
- (4) The following provisions of this Act extend to Scotland only—  
 Part IV (including Schedules 6 and 7);  
 section 57(2);  
 section 73;  
 section 74(2).

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[<sup>F4</sup>(4A) Section 74(3) above extends to Northern Ireland only]

(5) The following provisions of this Act extend to England and Wales, Scotland and Northern Ireland—

...  
<sup>F5</sup>  
section 47(2);  
section 49;  
section 50;  
section 64 (including Schedule 10);  
section 68(2) (including Schedule 13);  
[<sup>F6</sup>section 75;]  
section 76;  
section 80;  
this section.

(6) Section 52 above extends to England and Wales and Northern Ireland.

(7) Sections 77 and 78 above extend to any part of the United Kingdom in so far as they amend or repeal any enactment which extends to that Part, except that—

- (a) section 78, so far as it relates to the <sup>M2</sup>Animal Health Act 1981, extends to England and Wales only; and
- (b) the following provisions—
  - (i) section 77, so far as it relates to paragraph 2 of Schedule 15; and
  - (ii) section 78, so far as it relates to the <sup>M3</sup>Electric Lighting (Clauses) Act 1899,  
extend to Scotland only.

(8) Section 79 above extends to Scotland only, so far as it relates to paragraph 18 of Schedule 17.

(9) Section 58 above (including Schedule 8), so far as it relates to any enactment, extends to any place to which that enactment extends.

(10) Section 78 above, so far as it relates to any enactment contained in—

- (a) the <sup>M4</sup>Army Act 1955;
- (b) the <sup>M5</sup>Air Force Act 1955;
- (c) the <sup>M6</sup>Naval Discipline Act 1957; or
- (d) the <sup>M7</sup>Armed Forces Act 1976,

extends to any place to which that enactment extends.

(11) Her Majesty may by Order in Council direct that all or any of the enactments specified in subsection (12) below shall extend, subject to such modifications as may be specified in the Order, to the Isle of Man or any of the Channel Islands.

(12) The enactments mentioned in subsection (11) above are—

- (a) section 32(1) of the <sup>M8</sup>Criminal Law Act 1977;
- (b) sections 32 and 143 of the <sup>M9</sup>Magistrates' Courts Act 1980, and
- (c) in this Act—
  - (i) sections 35 to 38;
  - (ii) section 39 (including Schedules 2 and 3);

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- (iii) section 40;
  - (iv) sections 46 and 47;
  - (v) section 50;
  - (vi) section 64 (including Schedule 10);
  - (vii) section 74(1); and
  - (viii) section 75.
- (13) Her Majesty may by Order in Council provide that section 49 above shall extend, subject to such modification as may be specified in the Order,—
- (a) so far as it relates to section 20 of the <sup>M10</sup>Merchant Shipping Act 1979, to any of the Channel Islands, the Isle of Man or any colony and any country or place outside Her Majesty's dominions in which Her Majesty has jurisdiction in right of the Government of the United Kingdom; and
  - (b) so far as it relates to section 21 of that Act, to any country such as is mentioned in section 15 of the said Act of 1979.
- (14) Section 77 above extends to the Isle of Man and the Channel Islands, so far as it relates to paragraphs 11 to 16 of Schedule 14.
- (15) Section 78 above extends to the Isle of Man and the Channel Islands, so far as it relates to section 32(2)(a), (c) and (e) of the <sup>M11</sup>Criminal Justice Act 1961.

#### Textual Amendments

- F2** Words repealed by [Airports Act 1986 \(c. 31, SIF 9\)](#), s. 83(5), **Sch. 6 Pt. I**
- F3** Words repealed by [S.I. 1984/703 \(N.I. 3\)](#), art. 19(1)(2), **Sch. 6 para. 29(a)**, Sch. 1
- F4** [S. 81\(4A\)](#) inserted by [S.I. 1984/703 \(N.I. 3\)](#), art. 19(1), **Sch. 6 para. 29(b)**
- F5** Words repealed by [Airports Act 1986 \(c. 31, SIF 9\)](#), s. 83(5), **Sch. 6**
- F6** Words inserted by [S.I. 1984/703 \(N.I. 3\)](#), art. 19(1), **Sch. 6 para. 29(c)**

#### Marginal Citations

- M2** 1981 c. 22.
- M3** 1899 c. 19.
- M4** 1955 c. 18.
- M5** 1955 c. 19.
- M6** 1957 c. 53.
- M7** 1976 c. 52.
- M8** 1977 c. 45.
- M9** 1980 c. 43.
- M10** 1979 c. 39.
- M11** 1961 c. 39.

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