



Criminal Justice Act 1988

1988 CHAPTER 33

PART XII

GENERAL AND SUPPLEMENTARY

171 Commencement.

- (1) Subject to the following provisions of this section, this Act shall come into force on such day as the Secretary of State may by order made by statutory instrument appoint and different days may be appointed in pursuance of this subsection for different provisions or different purposes of the same provision.
- (2) An order under this section may make such transitional provision as appears to the Secretary of State to be necessary or expedient in connection with any provision thereby brought into force ^{F1}. . . .

[^{F2F2}(3)]

[^{F2}(4)]

- (5) The following provisions shall come into force on the day this Act is passed—
 - section 66;
 - section 67;
 - section 103(1), so far as it relates—
 - (a) to the addition of two subsections at the end of section 8 of the ^{M1}Drug Trafficking Offences Act 1986;
 - (b) to the insertion of a new subsection in section 24 of that Act; and
 - (c) to the substitution of two new sections for section 26 of that Act;
 - section 129;
 - section 132, so far as it relates to the ^{M2}Local Government Finance Act 1982;
 - section 141;
 - section 142;
 - section 143;

Changes to legislation: Criminal Justice Act 1988, Section 171 is up to date with all changes known to be in force on or before 14 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

section 144;
 section 149;
 section 166;
 section 167;
 section 168;
 section 169;
 subsection (1) of section 170, so far as relating to the following—
 section 112A(1) of the ^{M3}Land Registration Act 1925;
 the extension of references in the ^{M4}Children and Young Persons Act 1933 to the offences mentioned in Schedule 1 to that Act so as to include offences under Part I of the ^{M5}Child Abduction Act 1984;
 the ^{M6}Visiting Forces Act 1952;
 section 67(6) of the ^{M7}Criminal Justice Act 1967;
 section 29 of the ^{M8}Children and Young Persons Act 1969;
 section 6(1) of the ^{M9}Juries Act 1974;
 sections 171 and 368 of and Schedule 1 to the ^{M10}Criminal Procedure (Scotland) Act 1975;
 the ^{M11}Child Care Act 1980;
 sections 37 and 133 of the ^{M12}Magistrates' Courts Act 1980;
 section 52(7) of the ^{M13}Civic Government (Scotland) Act 1982;
 the ^{M14}Criminal Justice Act 1982;
 the ^{M15}Police and Criminal Evidence Act 1984;
 the ^{M16}Prosecution of Offences Act 1985;
 the ^{M17}Criminal Justice Act 1987;
 the ^{M18}Criminal Justice (Scotland) Act 1987;
 subsection (2) of that section, so far as relating to the following—
 section 49 of the ^{M19}Criminal Justice Act 1967;
 section 29 of the ^{M20}Children and Young Persons Act 1969;
 the Criminal Justice Act 1987;
 this section;
 sections 172 and 173.

(6) The following provisions—

section 44;
 section 45;
 section 46;
 section 47;
 section 48;
 section 58;
 section 64;
 section 68;
 section 69;
 section 134;
 section 135;
 section 136;
 section 137;

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section 138;
section 139;
section 140;
section 158;
sections 160 and 161;
subsection (1) of section 170, so far as relating to the ^{M21}Sexual Offences (Amendment) Act ^{M22}1976, the Protection of Children Act 1978 and section 6(5) of the Magistrates' Courts Act 1980;
subsection (2) of that section, so far as relating to the following—
the ^{M23}Prevention of Corruption Act 1916;
Schedule 3 to the ^{M24}Criminal Justice Act 1967;
section 28(3) of the ^{M25}Criminal Justice Act 1972;
the ^{M26}Sexual Offences (Amendment) Act 1976;
the ^{M27}Protection of Children Act 1978;
the ^{M28}Cable and Broadcasting Act 1984;
section 24(2)(e) of the ^{M29}Police and Criminal Evidence Act 1984,
shall come into force at the end of the period of two months beginning with the day this Act is passed.

- (7) Section 162 above shall come into force—
- (a) on the day appointed under section 23(2) of the ^{M30}Video Recordings Act 1984 for the coming into force of the provisions of that Act not in force at the passing of this Act; or
 - (b) on the passing of this Act,
- whichever is the later.

Subordinate Legislation Made

P1 Power of appointment conferred by section 171(1) partly exercised: [S.I. 1988/1408](#), 1676, 1817, 2073; 1989/1, 50, 264, 1085, 1595; 1990/220, 1145, 2084; 1999/3425; 1.9.2004 appointed for specified provisions by [{S.I. 2004/2167}](#), art. 2 (subject to art. 3)

Textual Amendments

F1 Words in [s. 171\(2\)](#) repealed (E.W.S.)(8.11.1995) by [1995 c. 53, s. 12\(7\)](#), Sch.

F2 [S. 171\(3\)\(4\)](#) repealed (E.W.S.)(8.11.1995) by [1995 c. 53, s. 12\(7\)](#), Sch.

Marginal Citations

M1 1986 c. 32.

M2 1982 c. 32.

M3 1925 c. 21.

M4 1933 c. 12.

M5 1984 c. 37.

M6 1952 c. 67.

M7 1967 c. 80.

M8 1969 c. 54.

M9 1974 c. 23.

M10 1975 c. 21.

M11 1980 c. 5.

M12 1980 c. 43.

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M13 1982 c. 45.
M14 1982 c. 48.
M15 1984 c. 60.
M16 1985 c. 23.
M17 1987 c. 38.
M18 1987 c. 41.
M19 1967 c. 86.
M20 1969 c. 54.
M21 1976 c. 82.
M22 1978 c. 37.
M23 1916 c. 64.
M24 1967 c. 80.
M25 1972 c. 71.
M26 1976 c. 82.
M27 1978 c. 37.
M28 1984 c. 46.
M29 1984 c. 60.
M30 1984 c. 39.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 36(2)(b)(v) and word inserted by [2019 c. 17 s. 13\(3\)\(b\)](#)
- s. 36(3A)(3B) substituted for s. 36(3A) by [2008 c. 4 s. 46\(2\)](#)
- s. 41(4A) inserted by [2004 c. 28 Sch. 10 para. 28](#)
- s. 139AZA(1)(a)(iii) and word inserted by [2019 c. 17 s. 13\(4\)\(b\)](#)