
STATUTORY INSTRUMENTS

2008 No. 790 (C. 37)

**POLICE, ENGLAND AND WALES
POLICE, NORTHERN IRELAND**

The Police and Justice Act 2006
(Commencement No. 8) Order 2008

Made - - - - 18th March 2008

The Secretary of State makes the following Order in exercise of the powers conferred by section 53(1) of the Police and Justice Act 2006⁽¹⁾.

Citation and Extent

1.—(1) This Order may be cited as the Police and Justice Act 2006 (Commencement No. 8) Order 2008.

(2) Article 2 of this Order extends to England and Wales only.

(3) Article 3 of this Order extends to Northern Ireland only.

Commencement

2. The following provisions of the Police and Justice Act 2006 shall come into force on 1 April 2008—

- (a) Section 2 (amendments to the Police Act 1996⁽²⁾) in so far as it relates to the entries in Schedule 2 (amendments to the Police Act 1996) referred to in sub-paragraph (b);
- (b) Paragraph 7 to the extent not otherwise commenced and paragraphs 11 to 13 of Schedule 2;
- (c) Section 39 (forfeiture of indecent photographs of children: England and Wales) and Schedule 11 (Schedule to be inserted into the Protection of Children Act 1978);
- (d) Section 52 (amendments and repeals) in so far as it relates to the entries in Schedule 15 (repeals and revocations) referred to in sub-paragraph (e);
- (e) In Part 4 of Schedule 15 (repeals: miscellaneous) the entries relating to section 4(3) of the Protection of Children Act 1978⁽³⁾, paragraph 62 of Schedule 15 to the Criminal Justice Act 1988⁽⁴⁾, sub-paragraphs 37(4) and 38(3) and 4 of Schedule 10 to the Criminal Justice

(1) 2006 c.48.
(2) 1996 c.16.
(3) 1978 c.37.
(4) 1988 c.33.

and Public Order Act 1994⁽⁵⁾ and paragraphs 199(3) and 200 to Schedule 8 of the Courts Act 2003⁽⁶⁾.

3. The following provisions of the Police and Justice Act 2006 shall come into force on 1 April 2008—

- (a) Section 40 (forfeiture of indecent photographs of children: Northern Ireland) and Schedule 12 (Schedule to be inserted into the Protection of Children (Northern Ireland) Order 1978);
- (b) Section 52 (amendments and repeals) in so far as it relates to entries in Schedule 15 (repeals and revocations) referred to in sub-paragraph (c);
- (c) In Part 4 of Schedule 15 (repeals: miscellaneous) the entries relating to sub-paragraph 1(2) of Schedule 2 to the Criminal Justice (Evidence, etc.) (Northern Ireland) Order 1988⁽⁷⁾, sub-paragraph 10(2)(b) and (c) of Schedule 2 to the Criminal Justice and Police Act 2001⁽⁸⁾ and sub-paragraph 3(2)(a) of Schedule 4 to the Justice (Northern Ireland) Act 2002⁽⁹⁾.

Home Office
18th March 2008

Tony McNulty
Minister of State

(5) 1994 c.33.
(6) 2003 c.39.
(7) SI 1988/1847 (N.I. 17).
(8) 2001 c 16.
(9) 2004 c.4.

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 and 3 on 1 April 2008.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Act have been brought into force by commencement orders made before the date of this Order:

| <i>Provision</i> | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|--|--------------------------------|---------------------------|
| Section 1 | 31 st March 2007 | 2007/709 |
| Section 2 (in part) | 15 th January 2007 | 2006/3364 |
| | 1 st April 2007 | 2007/709 |
| | 6 th June 2007 | 2007/1614 |
| | 14 th March 2008 | 2008/311 |
| Section 3 | 29 th June 2007 | 2007/1614 |
| Section 4 | 31 st March 2007 | 2007/709 |
| Section 5 | 31 st December 2007 | 2007/3203 |
| Section 6 | 1 st April 2007 | 2007/709 |
| Section 7 | 1 st April 2007 | 2007/709 |
| | 1 st December 2007 | 2007/3203 |
| Section 8 | 1 st April 2007 | 2007/709 |
| Section 9 (in part) | 1 st April 2007 | 2007/709 |
| | 1 st December 2007 | 2007/3203 |
| Section 10 | 1 st April 2007 | 2007/709 |
| Section 11 | 15 th January 2007 | 2006/3364 |
| Section 12 | 1 st April 2007 | 2007/709 |
| Section 13 | 29 th June 2007 | 2007/1614 |
| Section 13 (in relation to Northern Ireland) | 30 th July 2007 | 2007/2052 |

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

| <i>Provision</i> | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|--|--------------------------------|-----------------|
| Sections 15 and 16 | 1 st April 2007 | 2007/709 |
| Section 18 | 29 th June 2007 | 2007/1614 |
| Section 22 (in relation to Wales only) | 19 th November 2007 | 2007/3073 |
| (in relation to Wales only) | 19 th November 2007 | 2007/3251 |
| (in relation to England only) | 1 st August 2007 | 2007/1614 |
| Section 23 to 25 (in relation to England and Northern Ireland) | 29 th June 2007 | 2007/1614 |
| Sections 26 (in relation to England and Northern Ireland) | 6 th April 2007 | 2007/709 |
| Section 27 (in relation to England and Northern Ireland) | 6 th April 2007 | 2007/709 |
| Sections 28 to 33 | 1 st April 2007 | 2007/709 |
| Section 41 (in relation to England and Wales) | 29 th June 2007 | 2007/1614 |
| (in relation to Northern Ireland) | 10 th October 2007 | 2007/2754 |
| Section 42 | 15 th January 2007 | 2006/3364 |
| Section 44 | 15 th January 2007 | 2006/3364 |
| Section 45 | 15 th January 2007 | 2006/3364 |
| | 1 st April 2007 | 2007/709 |
| Section 46 (in relation to specified local justice areas) | 1 st April 2007 | 2007/709 |
| Section 47 | 15 th January 2007 | 2006/3364 |
| Section 48 | 15 th January 2007 | 2006/3364 |
| Section 52 (in part) | 15 th January 2007 | 2006/3364 |
| | 1 st April 2007 | 2007/709 |
| (in relation to England only) | 6 th April 2007 | 2007/709 |
| | 29 th June 2007 | 2007/1614 |
| (in relation to England only) | 1 st August 2007 | 2007/1614 |
| (in relation to Wales only) | 19 th November 2007 | 2007/3073 |
| | 1 st December 2007 | 2007/3203 |
| | 14 th March 2008 | 2008/311 |
| Schedule 1 (in part) | 1st April 2007 | 2007/709 |
| Schedule 2 (in part) | 15 th January 2007 | 2006/3364 |

| <i>Provision</i> | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|--|--------------------------------|-----------------|
| | 1 st April 2007 | 2007/709 |
| | 29 th June 2007 | 2007/1614 |
| | 14 th March 2008 | 2008/311 |
| Schedule 3 | 31 st December 2007 | 2007/3203 |
| Schedule 4 | 1 st April 2007 | 2007/709 |
| Schedule 5 (in part) | 1 st April 2007 | 2007/709 |
| | 1 st December 2007 | 2007/3203 |
| Schedules 6 and 7 | 1 st April 2007 | 2007/709 |
| Schedule 9 (in part in relation to Wales only) | 19 th November 2007 | 2007/3251 |
| (in relation to Wales only) | 19 th November 2007 | 2007/3073 |
| (in relation to England only) | 1 st August 2007 | 2007/1614 |
| Schedule 10 (in relation to England only) | 6 th April 2007 | 2007/709 |
| Schedule 13 (in part) | 15 th January 2007 | 2007/3364 |
| Schedule 14 (in part) | 15 th January 2007 | 2006/3364 |
| | 1 st April 2007 | 2007/709 |
| (in relation to England only in respect of paragraphs 12, 13, 32 and 33) | 6 th April 2007 | 2007/709 |
| (in relation to England only save for para 58) | 29 th June 2007 | 2007/1614 |
| Schedule 15 (in part) | 15 th January 2007 | 2006/3364 |
| | 1 st April 2007 | 2007/709 |
| (in relation to England only) | 6 th April 2007 | 2007/709 |
| | 29 th June 2007 | 2007/1614 |
| | 1 st December 2007 | 2007/3203 |
| | 14 th March 2008 | 2008/311 |
| (in relation to Wales only) | 19 th November 2007 | 2007/3073 |