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STATUTORY INSTRUMENTS

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**2013 No. 616 (C. 25)**

**CRIMINAL LAW, ENGLAND AND WALES**

**The Criminal Justice and Immigration Act  
2008 (Commencement No. 15) Order 2013**

*Made* - - - - *12th March 2013*

The Secretary of State makes the following Order in exercise of the powers conferred by section 153(7) and (8) of the Criminal Justice and Immigration Act 2008<sup>(1)</sup>:

**Citation**

1. This order may be cited as the Criminal Justice and Immigration Act 2008 (Commencement No. 15) Order 2013.

**Provision coming into force on 8th April 2013**

2. The date appointed for the coming into force of the following provisions of the Criminal Justice and Immigration Act 2008, so far as they are not already in force, is 8th April 2013—

- (a) section 148(1), so far as it relates to the provisions specified in paragraph (c);
- (b) paragraph 3 of Schedule 9 to the Criminal Justice and Immigration Act 2008 (young offenders: youth conditional cautions);
- (c) in Schedule 26—
  - (i) paragraph 59, so far as it relates to paragraphs 60 and 62; and
  - (ii) paragraph 60 (amendments regarding financial penalties) and paragraph 62 (provision in codes of practice in relation to financial penalties); and
- (d) the repeals in Part 4 of Schedule 28 (repeals and revocations) relating to section 23A(7) to (9) of the Criminal Justice Act 2003<sup>(2)</sup>.

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(1) 2008 c. 4.  
(2) 2003 c. 44.

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Signed by the authority of the Secretary of State

12th March 2013

*Jeremy Wright*  
Parliamentary Under Secretary of State  
Ministry of Justice

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## EXPLANATORY NOTE

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

This Order brings paragraph 3 of Schedule 9 to the Criminal Justice and Immigration Act 2008 (c. 4) (“the 2008 Act”) fully into force. Paragraph 3 inserts sections 66A to 66H into the Crime and Disorder Act 1998 (c. 37), which enable the giving of youth conditional cautions to a person aged 10 or over but under 18. Previously paragraph 3 was only partially in force, with the effect that a youth conditional caution could only be given in the police areas of Cambridgeshire, Hampshire, Humberside, Merseyside and Norfolk.

Paragraph 3 of Schedule 9 to the 2008 Act was brought into force on 1st February 2009 to the extent that it inserted sections 66G and 66H (code of practice on youth conditional cautions and interpretation respectively) into the Crime and Disorder Act 1998 (c. 37) (see article 2(e)(ii) of the Criminal Justice and Immigration Act 2008 (Commencement No. 6 and Transitional Provisions) Order 2009 (S.I. 2009/140)). It was brought into force on 1st April 2009 to the extent that it inserted section 66C (financial penalties) into that Act (see article 2(1)(h) of the Criminal Justice and Immigration Act 2008 (Commencement No. 7) Order 2009 (S.I. 2009/860)). It was brought into force on 16th November 2009 to the extent that it was not already in force, but only in relation to specified areas (see article 2(1) and (2) of the Criminal Justice and Immigration Act 2008 (Commencement No. 12) Order 2009 (S.I. 2009/2780)).

This Order brings paragraph 60 of Schedule 26 of the 2008 Act and the repeals in Part 4 of Schedule 28 relating to section 23A(7) to (9) of the Criminal Justice Act 2003 (c. 44) fully into force. The Order also brings into force section 148(1) of the 2008 Act, to the extent that it relates to paragraphs 59, 60 and 62 of Schedule 26 to the 2008 Act, and brings into force paragraph 59 of Schedule 26 to the 2008 Act so far as it relates to paragraphs 60 and 62 of the 2008 Act. Previously these provisions were only in force in relation to the police areas of Cambridgeshire, Merseyside and Norfolk. Together these provisions amend section 23A and section 25(2) of the Criminal Justice Act 2003 (c. 44) so as to alter the way in which a person can pay their financial penalty.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

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

| <i>Provision</i>                   | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|------------------------------------|-----------------------------|-----------------|
| Section 1 (partially)              | 1 April 2009                | 2009/860        |
| Section 1 (for remaining purposes) | 30 November 2009            | 2009/3074       |
| Section 2                          | 30 November 2009            | 2009/3074       |
| Section 3                          | 30 November 2009            | 2009/3074       |
| Section 4                          | 30 November 2009            | 2009/3074       |
| Section 5                          | 30 November 2009            | 2009/3074       |
| Section 6 (partially)              | 30 November 2009            | 2009/3074       |
| Section 7                          | 30 November 2009            | 2009/3074       |
| Section 8                          | 30 November 2009            | 2009/3074       |

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| <i>Provision</i>       | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|------------------------|-----------------------------|-----------------|
| Section 10             | 14 July 2008                | 2008/1586       |
| Section 11 (partially) | 14 July 2008                | 2008/1586       |
| Section 12             | 14 July 2008                | 2008/1586       |
| Section 13             | 14 July 2008                | 2008/1586       |
| Section 14             | 14 July 2008                | 2008/1586       |
| Section 15             | 14 July 2008                | 2008/1586       |
| Section 16             | 14 July 2008                | 2008/1586       |
| Section 17             | 14 July 2008                | 2008/1586       |
| Section 18             | 14 July 2008                | 2008/1586       |
| Section 20             | 14 July 2008                | 2008/1586       |
| Section 21 (partially) | 3 November 2008             | 2008/2712       |
| (partially)            | 31 October 2009             | 2009/2606       |
| Section 22             | 3 November 2008             | 2008/2712       |
| Section 23             | 3 November 2008             | 2008/2712       |
| Section 24             | 14 July 2008                | 2008/1586       |
| Section 25             | 14 July 2008                | 2008/1586       |
| Section 26 (partially) | 9 June 2008                 | 2008/1466       |
| (partially)            | 31 October 2009             | 2009/2606       |
| Section 27             | 14 July 2008                | 2008/1586       |
| Section 28             | 14 July 2008                | 2008/1586       |
| Section 29 (partially) | 14 July 2008                | 2008/1586       |
| (partially)            | 31 October 2009             | 2009/2606       |
| Section 30             | 14 July 2008                | 2008/1586       |
| Section 31             | 14 July 2008                | 2008/1586       |
| Section 32             | 14 July 2008                | 2008/1586       |
| Section 33 (partially) | 3 November 2008             | 2008/2712       |
| Section 34 (partially) | 3 November 2008             | 2008/2712       |
| Section 35             | 27 April 2009               | 2009/860        |
| Section 36             | 27 April 2009               | 2009/860        |
| Section 37             | 27 April 2009               | 2009/860        |
| Section 38             | 14 July 2008                | 2008/1586       |
| Section 40             | 14 July 2008                | 2008/1586       |
| Section 41             | 3 November 2008             | 2008/2712       |
| Section 42             | 14 July 2008                | 2008/1586       |

| <i>Provision</i>                    | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|-------------------------------------|-----------------------------|-----------------|
| Section 43                          | 14 July 2008                | 2008/1586       |
| Section 44                          | 14 July 2008                | 2008/1586       |
| Section 45                          | 14 July 2008                | 2008/1586       |
| Section 46 (partially)              | 14 July 2008                | 2008/1586       |
| Section 47                          | 14 July 2008                | 2008/1586       |
| Section 48 (partially)              | 1 February 2009             | 2009/140        |
| (partially)                         | 16 November 2009            | 2009/2780       |
| Section 49                          | 19 December 2008            | 2008/3260       |
| Section 50                          | 19 December 2008            | 2008/3260       |
| Section 51                          | 3 November 2008             | 2008/2712       |
| Section 52                          | 14 July 2008                | 2008/1586       |
| Section 54                          | 14 July 2008                | 2008/1586       |
| Section 55                          | 14 July 2008                | 2008/1586       |
| Section 56                          | 14 July 2008                | 2008/1586       |
| Section 57                          | 14 July 2008                | 2008/1586       |
| Section 58                          | 14 July 2008                | 2008/1586       |
| Section 59                          | 14 July 2008                | 2008/1586       |
| Section 60                          | 3 November 2008             | 2008/2712       |
| Section 61                          | 1 December 2008             | 2008/2993       |
| Section 63                          | 26 January 2009             | 2008/2993       |
| Section 64                          | 26 January 2009             | 2008/2993       |
| Section 65                          | 26 January 2009             | 2008/2993       |
| Section 66                          | 26 January 2009             | 2008/2993       |
| Section 67                          | 26 January 2009             | 2008/2993       |
| Section 68                          | 26 January 2009             | 2008/2993       |
| Section 71                          | 26 January 2009             | 2008/2993       |
| Section 72                          | 14 July 2008                | 2008/1586       |
| Section 73                          | 14 July 2008                | 2008/1586       |
| Section 74 (for remaining purposes) | 23 March 2010               | 2010/712        |
| Section 75                          | 30 November 2009            | 2009/3074       |
| Section 76                          | 14 July 2008                | 2008/1586       |
| Section 80                          | 1 October 2009              | 2009/2606       |
| Section 81                          | 1 October 2009              | 2009/2606       |
| Section 82                          | 1 October 2009              | 2009/2606       |

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|------------------|-----------------------------|-----------------|
| Section 83       | 1 October 2009              | 2009/2606       |
| Section 84       | 1 October 2009              | 2009/2606       |
| Section 85       | 1 October 2009              | 2009/2606       |
| Section 86       | 1 October 2009              | 2009/2606       |
| Section 87       | 1 October 2009              | 2009/2606       |
| Section 88       | 1 October 2009              | 2009/2606       |
| Section 89       | 1 October 2009              | 2009/2606       |
| Section 90       | 1 October 2009              | 2009/2606       |
| Section 91       | 1 October 2009              | 2009/2606       |
| Section 92       | 1 October 2009              | 2009/2606       |
| Section 93       | 14 July 2008                | 2008/1586       |
| Section 94       | 14 July 2008                | 2008/1586       |
| Section 95       | 14 July 2008                | 2008/1586       |
| Section 96       | 14 July 2008                | 2008/1586       |
| Section 97       | 14 July 2008                | 2008/1586       |
| Section 98       | 3 August 2009               | 2009/1842       |
| Section 99       | 3 August 2009               | 2009/1842       |
| Section 100      | 3 August 2009               | 2009/1842       |
| Section 101      | 3 August 2009               | 2009/1842       |
| Section 102      | 3 August 2009               | 2009/1842       |
| Section 103      | 3 August 2009               | 2009/1842       |
| Section 104      | 3 August 2009               | 2009/1842       |
| Section 105      | 3 August 2009               | 2009/1842       |
| Section 106      | 3 August 2009               | 2009/1842       |
| Section 107      | 3 August 2009               | 2009/1842       |
| Section 108      | 3 August 2009               | 2009/1842       |
| Section 109      | 3 August 2009               | 2009/1842       |
| Section 110      | 3 August 2009               | 2009/1842       |
| Section 111      | 3 August 2009               | 2009/1842       |
| Section 112      | 3 August 2009               | 2009/1842       |
| Section 113      | 3 August 2009               | 2009/1842       |
| Section 114      | 3 August 2009               | 2009/1842       |
| Section 115      | 3 August 2009               | 2009/1842       |
| Section 116      | 3 August 2009               | 2009/1842       |

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|--------------------------|-----------------------------|-----------------|
| Section 117              | 3 August 2009               | 2009/1842       |
| Section 118              | 1 December 2008             | 2008/2993       |
| Section 119 (partially)  | 1 January 2009              | 2008/3260       |
| (partially)              | 30 November 2009            | 2009/3074       |
| Section 120 (partially)  | 1 January 2009              | 2008/3260       |
| (partially)              | 30 November 2009            | 2009/3074       |
| Section 121 (partially)  | 1 January 2009              | 2008/3260       |
| (partially)              | 30 November 2009            | 2009/3074       |
| Section 123              | 1 February 2009             | 2009/140        |
| Section 124              | 1 February 2009             | 2009/140        |
| Section 125              | 1 April 2009                | 2009/860        |
| Section 126 (partially)  | 14 July 2008                | 2008/1586       |
| (partially)              | 3 November 2008             | 2008/2712       |
| (partially)              | 1 December 2008             | 2008/2993       |
| (partially)              | 30 November 2009            | 2009/3074       |
| Section 127 (partially)  | 3 November 2008             | 2008/2712       |
| (partially)              | 1 December 2008             | 2008/2993       |
| Section 129              | 3 November 2008             | 2008/2712       |
| Section 140              | 14 July 2008                | 2008/1586       |
| Section 141              | 14 July 2008                | 2008/1586       |
| Section 142              | 14 July 2008                | 2008/1586       |
| Section 143              | 1 April 2009                | 2009/860        |
| Section 144 (partially)  | 1 October 2009              | 2009/2606       |
| (for remaining purposes) | 6 April 2010                | 2010/712        |
| Section 145 (partially)  | 31 October 2009             | 2009/1028       |
| (partially)              | 31 October 2009             | 2009/2606       |
| Section 146              | 1 April 2009                | 2009/860        |
| Section 148 (partially)  | 9 June 2008                 | 2008/1466       |
| (partially)              | 14 July 2008                | 2008/1586       |
| (partially)              | 15 July 2008                | 2008/1586       |
| (partially)              | 3 November 2008             | 2008/2712       |
| (partially)              | 1 December 2008             | 2008/2993       |
| (partially)              | 19 December 2008            | 2008/3260       |
| (partially)              | 26 January 2009             | 2008/2993       |

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|--------------------------|-----------------------------|-----------------|
| (partially)              | 1 February 2009             | 2009/140        |
| (partially)              | 1 April 2009                | 2009/860        |
| (partially)              | 27 April 2009               | 2009/860        |
| (partially)              | 8 July 2009                 | 2009/1678       |
| (partially)              | 3 August 2009               | 2009/1842       |
| (partially)              | 1 October 2009              | 2009/2606       |
| (partially)              | 31 October 2009             | 2009/2606       |
| (partially)              | 16 November 2009            | 2009/2780       |
| (partially)              | 30 November 2009            | 2009/3074       |
| (partially)              | 23 March 2010               | 2010/712        |
| (partially)              | 1 April 2010                | 2010/712        |
| Section 149 (partially)  | 14 July 2008                | 2008/1586       |
| (partially)              | 3 November 2008             | 2008/2712       |
| (partially)              | 1 December 2008             | 2008/2993       |
| (partially)              | 1 April 2009                | 2009/860        |
| (partially)              | 27 April 2009               | 2009/860        |
| (partially)              | 31 October 2009             | 2009/2606       |
| (partially)              | 30 November 2009            | 2009/3074       |
| (partially)              | 23 March 2010               | 2010/712        |
| Section 151              | 31 October 2009             | 2009/2606       |
| Schedule 1 (partially)   | 1 April 2009                | 2009/860        |
| (for remaining purposes) | 30 November 2009            | 2009/3074       |
| Schedule 2               | 30 November 2009            | 2009/3074       |
| Schedule 3               | 30 November 2009            | 2009/3074       |
| Schedule 4 (partially)   | 30 November 2009            | 2009/3074       |
| Schedule 5               | 14 July 2008                | 2008/1586       |
| Schedule 6               | 3 November 2008             | 2008/2712       |
| Schedule 8               | 14 July 2008                | 2008/1586       |
| Schedule 9 (partially)   | 1 February 2009             | 2009/140        |
| (partially)              | 1 April 2009                | 2009/860        |
| (partially)              | 16 November 2009            | 2009/2780       |
| Schedule 10              | 19 December 2008            | 2008/3260       |
| Schedule 11              | 3 November 2008             | 2008/2712       |
| Schedule 12              | 14 July 2008                | 2008/1586       |



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|--------------------------------------|-----------------------------|-----------------|
| Schedule 14                          | 26 January 2009             | 2008/2993       |
| Schedule 15                          | 14 July 2008                | 2008/1586       |
| Schedule 16 (for remaining purposes) | 23 March 2010               | 2010/712        |
| Schedule 17                          | 30 November 2009            | 2009/3074       |
| Schedule 18                          | 1 October 2009              | 2009/2606       |
| Schedule 19                          | 1 October 2009              | 2009/2606       |
| Schedule 20                          | 1 December 2008             | 2008/2993       |
| Schedule 22 (partially)              | 14 July 2008                | 2008/1586       |
| (partially)                          | 3 November 2008             | 2008/2712       |
| (partially)                          | 1 December 2008             | 2008/2993       |
| (partially)                          | 30 November 2009            | 2009/3074       |
| Schedule 23 (partially)              | 3 November 2008             | 2008/2712       |
| (partially)                          | 1 December 2008             | 2008/2993       |
| Schedule 24                          | 14 July 2008                | 2008/1586       |
| Schedule 25 (partially)              | 31 October 2009             | 2009/1028       |
| (partially)                          | 31 October 2009             | 2009/2606       |
| Schedule 26 (partially)              | 9 June 2008                 | 2008/1466       |
| (partially)                          | 14 July 2008                | 2008/1586       |
| (partially)                          | 15 July 2008                | 2008/1586       |
| (partially)                          | 3 November 2008             | 2008/2712       |
| (partially)                          | 26 January 2009             | 2008/2993       |
| (partially)                          | 27 April 2009               | 2009/860        |
| (partially)                          | 8 July 2009                 | 2009/1678       |
| (partially)                          | 31 October 2009             | 2009/2606       |
| (partially)                          | 16 November 2009            | 2009/2780       |
| (partially)                          | 30 November 2009            | 2009/3074       |
| (partially)                          | 23 March 2010               | 2010/712        |
| (partially)                          | 1 April 2010                | 2010/712        |
| Schedule 27 (partially)              | 9 June 2008                 | 2008/1466       |
| (partially)                          | 14 July 2008                | 2008/1586       |
| (partially)                          | 1 December 2008             | 2008/2993       |
| (partially)                          | 19 December 2008            | 2008/3260       |
| (partially)                          | 26 January 2009             | 2008/2993       |
| (partially)                          | 1 February 2009             | 2009/140        |

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|-------------------------|-----------------------------|-----------------|
| (partially)             | 1 April 2009                | 2009/860        |
| (partially)             | 3 August 2009               | 2009/1842       |
| (partially)             | 1 October 2009              | 2009/2606       |
| (partially)             | 16 November 2009            | 2009/2780       |
| (partially)             | 30 November 2009            | 2009/3074       |
| Schedule 28 (partially) | 14 July 2008                | 2008/1586       |
| (partially)             | 3 November 2008             | 2008/2712       |
| (partially)             | 1 December 2008             | 2008/2993       |
| (partially)             | 1 April 2009                | 2009/860        |
| (partially)             | 27 April 2009               | 2009/860        |
| (partially)             | 8 July 2009                 | 2009/1678       |
| (partially)             | 31 October 2009             | 2009/2606       |
| (partially)             | 30 November 2009            | 2009/3074       |
| (partially)             | 23 March 2010               | 2010/712        |