

2015 No. 373 (C. 19)

CRIMINAL LAW

**ENVIRONMENTAL PROTECTION,
ENGLAND AND WALES**

HOUSING, ENGLAND AND WALES

POLICE, ENGLAND AND WALES

POLICE, NORTHERN IRELAND

**The Anti-social Behaviour, Crime and Policing Act 2014
(Commencement No. 8, Saving and Transitional Provisions)
Order 2015**

Made - - - -

24th February 2015

The Secretary of State, in exercise of the powers conferred by section 185(1) and (7) of the Anti-social Behaviour, Crime and Policing Act 2014^(a), makes the following Order.

Citation and interpretation

1.—(1) This Order may be cited as the Anti-social Behaviour, Crime and Policing Act 2014 (Commencement No. 8, Saving and Transitional Provisions) Order 2015.

(2) In this Order “the 2014 Act” means the Anti-social Behaviour, Crime and Policing Act 2014.

Provisions coming into force on 8th March 2015

2. The following provisions of the 2014 Act come into force on 8th March 2015—

- (a) section 113 (sexual harm prevention orders and sexual risk orders, etc);
- (b) section 114 (saving and transitional provision);
- (c) section 115 (use of premises for child sexual offences);
- (d) section 181(1) (amendments), insofar as it relates to the provisions of Schedule 11 specified in paragraph (g);
- (e) Schedule 5 (amendments of Parts 2 and 3 of the Sexual Offences Act 2003^(b));
- (f) Schedule 6 (amendments of Part 2A of the Sexual Offences Act 2003); and

(a) 2014 c. 12.

(b) 2003 c. 42.

- (g) in Schedule 11 (minor and consequential amendments), the following paragraphs—
 - (i) paragraphs 51 to 79; and
 - (ii) paragraphs 81 and 82.

Provisions coming into force on 8th March 2015 in relation to England and Wales

3. The following provisions of the 2014 Act come into force on 8th March 2015 in England and Wales—

- (a) section 181(1) (amendments), insofar as it relates to the provision of Schedule 11 specified in paragraph (b); and
- (b) in Schedule 11 (minor and consequential amendments), paragraph 80.

Provisions coming into force on 23rd March 2015

4. The following provisions of the 2014 Act come into force on 23rd March 2015—

- (a) Part 1 (injunctions);
- (b) section 181(1) (amendments), insofar as it relates to the provisions of Schedule 11 specified in paragraph (f);
- (c) Schedule 1 (remands under sections 9 and 10);
- (d) Schedule 2 (breach of injunctions: powers of courts in respect of under-18s);
- (e) Schedule 7 (Schedule to be inserted as Schedule 4B to the Police Act 1996^(a));
- (f) in Schedule 11 (minor and consequential amendments), the following paragraphs—
 - (i) paragraph 1;
 - (ii) paragraph 6;
 - (iii) paragraph 11;
 - (iv) paragraph 17;
 - (v) paragraphs 22 to 23;
 - (vi) paragraph 24, to the extent not already in force;
 - (vii) paragraphs 27 to 29;
 - (viii) paragraph 31;
 - (ix) paragraph 44, to the extent not already in force;
 - (x) paragraph 46;
 - (xi) paragraph 49(1) and (2);
 - (xii) paragraph 50, to the extent not already in force.

Provisions coming into force on 8th April 2015

5. The following provisions of the 2014 Act come into force on 8th April 2015—

- (a) section 135 (application of IPCC provisions to contractors);
- (b) section 137 (provision of information to IPCC);
- (c) section 181(1) (amendments), insofar as it relates to the provisions of Schedule 11 specified in paragraph (d);
- (d) in Schedule 11 (minor and consequential amendments), the following paragraphs—
 - (i) paragraph 94;
 - (ii) paragraph 95, to the extent not already in force.

(a) 1996 c. 16.

Saving provision in relation to the coming into force of paragraph 94 of Schedule 11 to the 2014 Act

6. Notwithstanding the commencement of paragraph 94 of Schedule 11 to the 2014 Act, section 39(9) to (11) of the Police Reform Act 2002(a) and any regulations made under section 39(9) to (11), as in force immediately before the commencement of paragraph 94, continue to apply to a matter but only insofar as that matter does not relate to a person who has entered into a contract with a local policing body or a chief officer to provide services to a chief officer.

Transitional provisions in relation to the coming into force of section 135 of the 2014 Act

7.—(1) Section 135 (application of IPCC provisions to contractors) of, and paragraph 94 of Schedule 11 to, the 2014 Act apply to a matter which comes to the attention of the appropriate authority on or after 8th April 2015.

(2) Paragraph (3) applies to a matter which came to the attention of the preceding appropriate authority before 8th April 2015.

(3) In relation to a matter to which this paragraph applies—

- (a) section 135 of, and paragraph 94 of Schedule 11 to, the 2014 Act do not apply;
- (b) section 39(9) to (11) of the Police Reform Act 2002 and any regulations made under it continue to have effect in relation to that matter.

(4) In this article, “preceding appropriate authority” is the appropriate authority for the purposes of a matter in relation to which regulations made under section 39(9) to (11) of the Police Reform Act 2002 have effect.

Home Office
24th February 2015

Lynne Featherstone
Minister of State

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force various provisions of the Anti-social Behaviour, Crime and Policing Act 2014 (“the 2014 Act”).

Articles 2 and 3 bring into force provisions relating to sexual offences prevention orders and closure notices to prevent the commission of child sex offences. Paragraph 80 of Schedule 11 to the 2014 Act is brought into force in relation to England and Wales only.

Article 4 brings into force Part 1 of the 2014 Act (injunctions), related minor and consequential amendments, and Schedule 7 to that Act relating to the Police Remuneration Review Body.

Article 5 brings into force certain provisions relating to the Independent Police Complaints Commission.

Article 6 makes saving provision in relation to the coming into force of paragraph 94 of Schedule 11 to the 2014 Act to preserve the power of the Independent Police Complaints Commission to exercise oversight of contractors under section 39 of the Police Reform Act 2002 in cases which fall outside the scope of its powers under section 135 of the 2014 Act.

Article 7 makes transitional provision in relation to the coming into force of section 135 of, and paragraph 94 of Schedule 11 to, the 2014 Act to the effect that only matters which come to the

(a) Section 39 was amended by section 99 of, and paragraphs 277 and 294 of Schedule 16 to, the Police Reform and Social Responsibility Act 2011 (c. 13).

attention of the appropriate authority on or after 8th April 2015 are handled in accordance with procedures put in place by virtue of section 135 of the 2014 Act, whilst matters arising before this date continue to be handled in accordance with procedures put in place by virtue of section 39(9) to (11) of the Police Reform Act 2002.

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 to their fullest extent (unless indicated otherwise) by commencement order made before the date of this Order:

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Sections 22 to 93	20th October 2014	2014/2590
Section 94 (England only)	20th October 2014	2014/2590
Section 94 (Wales only)	21st October 2014	2014/2830 (W. 286)
Section 95 (England only)	20th October 2014	2014/2590
Section 95 (Wales only)	21st October 2014	2014/2830 (W. 286)
Section 96 (partially)	17th September 2014	2014/2454
Section 96 (England only)	20th October 2014	2014/2590
Section 96 (Wales only)	21st October 2014	2014/2830 (W. 286)
Section 97 (England only)	20th October 2014	2014/2590
Section 97 (Wales only)	21st October 2014	2014/2830 (W. 286)
Section 98 (England only)	13th May 2014	2014/949
Section 98 (Wales only)	13th May 2014	2014/1241 (W. 129)
Section 99	13th May 2014	2014/949
Section 100(1) (England only)	13th May 2014	2014/949
Section 100(1) (Wales only)	13th May 2014	2014/1241 (W. 129)
Section 100(2) and (3) (England only)	20th October 2014	2014/2590
Section 100(2) and (3) (Wales only)	21st October 2014	2014/2830 (W. 286)
Section 101	13th May 2014	2014/949
Section 102	20th October 2014	2014/2590
Section 103	20th October 2014	2014/2590
Section 104 (partially)	13th May 2014	2014/949
Section 104	20th October 2014	2014/2590
Section 105	13th May 2014	2014/949
Section 106	13th May 2014	2014/949
Section 107	13th May 2014	2014/949
Section 108	14th July 2014	2014/949
Section 109	14th July 2014	2014/949
Section 110	14th July 2014	2014/949
Section 111	14th July 2014	2014/949
Section 112	13th May 2014	2014/949
Sections 116 to 118	1st September 2014	2014/2125
Section 119	13th May 2014	2014/949
Section 120	16th June 2014	2014/949
Section 121	16th June 2014	2014/949
Sections 123 to 130	13th May 2014	2014/949
Section 131 (England and Wales and Northern Ireland only)	1st September 2014	2014/2125
Section 132	1st September 2014	2014/2125
Section 133 (partially)	1st September 2014	2014/2125
Section 134	1st September 2014	2014/2125

Section 136	1st October 2014	2014/2454
Section 138	1st October 2014	2014/2454
Section 139	1st October 2014	2014/2454
Section 140	21st July 2014	2014/1916
Section 141	13th May 2014	2014/949
Section 142	13th May 2014	2014/949
Section 143	20th March 2014	2014/630
Sections 144 to 146	13th May 2014	2014/949
Section 147	14th March 2014	2014/630
Section 148 (partially)	13th May 2014	2014/949
Section 149	2nd June 2014	2014/1226
Section 152	13th May 2014	2014/949
Section 153	13th May 2014	2014/949
Sections 155 to 159	21st July 2014	2014/1916
Sections 161 to 167	21st July 2014	2014/1916
Sections 169 to 173	21st July 2014	2014/1916
Section 174	6th October 2014	2014/2454
Section 176	13th May 2014	2014/949
Section 178	13th May 2014	2014/949
Section 179	1st June 2014	2014/949
Section 181(1) (partially)	20th March 2014	2014/630
Section 181(1) (partially)	13th May 2014	2014/949
Section 181(1) (partially) (Wales only)	13th May 2014	2014/1241 (W. 129)
Section 181(1) (partially)	1st September 2014	2014/2125
Section 181(1) (partially)	1st October 2014	2014/2454
Section 181(1) (partially)	20th October 2014	2014/2590
Section 181(1) (partially)	21st October 2014	2014/2830 (W. 286)
Schedule 3 (England only)	20th October 2014	2014/2590
Schedule 4 (partially)	13th May 2014	2014/949
Schedule 4	20th October 2014	2014/2590
Schedule 8	14th March 2014	2014/630
Schedule 9 (partially)	13th May 2014	2014/949
Schedule 9 (partially)	31st July 2014	2014/1916
Schedule 10	13th May 2014	2014/949
Schedule 11 (partially)	20th March 2014	2014/630
Schedule 11 (partially)	13th May 2014	2014/949
Schedule 11 (partially) (Wales only)	13th May 2014	2014/1241 (W. 129)
Schedule 11 (partially)	1st September 2014	2014/2125
Schedule 11 (partially)	1st October 2014	2014/2454
Schedule 11 (partially)	20th October 2014	2014/2590
Schedule 11 (partially) (Wales only)	21st October 2014	2014/2830 (W. 286)

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