



# Criminal Justice and Public Order Act 1994

## 1994 CHAPTER 33

### PART XII

#### MISCELLANEOUS AND GENERAL

##### *General*

#### **168 Minor and consequential amendments and repeals.**

- (1) The enactments mentioned in Schedule 9 to this Act shall have effect with the amendments there specified (being minor amendments).
- (2) The enactments mentioned in Schedule 10 to this Act shall have effect with the amendments there specified (amendments consequential on the foregoing provisions of this Act).
- (3) The enactments mentioned in Schedule 11 to this Act (which include enactments which are spent) are repealed or revoked to the extent specified in the third column of that Schedule.

#### **Commencement Information**

- II** S. 168 partly in force; s. 168 not in force at Royal Assent see s. 172; s. 168 in force for specified purposes (9.1.1995) by S.I. 1994/3192, art. 2, Sch.; s. 168 in force for further specified purposes at 3.2.1995 by S.I. 1995/127, art. 2, Sch. 1 (with transitional provisions in Sch. 2); s. 168 in force for further specified purposes at 10.4.1995 by S.I. 1995/721, art. 2, Sch.; s. 168 in force for further specified purposes at 4.9.1995 by S.I. 1995/1957, art. 6; s. 168 in force for further specified purposes at 1.3.1998 by S.I. 1998/277, art. 3(2)(3); s. 168 in force for further specified purposes at 20.3.2002 by S.I. 2002/447, art. 2

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## 169 Power of Secretary of State to make payments or grants in relation to crime prevention, etc.

- (1) The Secretary of State may, with the consent of the Treasury—
  - (a) make such payments, or
  - (b) pay such grants, to such persons,
 as he considers appropriate in connection with measures intended to prevent crime or reduce the fear of crime.
- (2) Any grant under subsection (1)(b) above may be made subject to such conditions as the Secretary of State may, with the agreement of the Treasury, see fit to impose.
- (3) Payments under this section shall be made out of money provided by Parliament.

## 170 Security costs at party conferences.

- (1) The Secretary of State may, with the consent of the Treasury, pay grants towards expenditure incurred by a [<sup>F1</sup>qualifying registered political party], or by a person acting for a qualifying political party, on measures to which this section applies.
  - (2) This section applies to measures which are—
    - (a) taken for the protection of persons or property in connection with a conference held in Great Britain for the purposes of the party, and
    - (b) certified by a chief officer of police as having been appropriate.
  - (3) A political party is a [<sup>F1</sup>qualifying registered political party] for the purposes of this section if, at the last general election before the expenditure was incurred,—
    - (a) at least two members of the party were elected to the House of Commons, or
    - (b) one member of the party was elected to the House of Commons and not less than 150,000 votes were given to candidates who were members of the party.
  - (4) Payments under this section shall be made out of money provided by Parliament.
- [<sup>F2</sup>(5) In this section “registered political party” means a party registered under [<sup>F3</sup>the Political Parties, Elections and Referendums Act 2000].]

### Textual Amendments

- F1** Words in s. 170(1)(3) substituted (24.3.1999) by 1998 c. 48, s. 15(1)(2); S.I. 1999/393, art. 2
- F2** S. 170(5) added (24.3.1999) by 1998 c. 48, s. 15(1)(3); S.I. 1999/393, art. 2
- F3** Words in s. 170(5) substituted (16.2.2001) by 2000 c. 41, s. 158, Sch. 21 para. 11 (with s. 156(6)); S.I. 2001/222, art. 2, Sch. 1 (subject to transitional provisions in Sch. 1 Pt. II)

## 171 Expenses etc. under Act.

There shall be paid out of money provided by Parliament—

- (a) any sums required by the Secretary of State for making payments under contracts entered into under or by virtue of sections 2, 3, 7, 11, 96, 99, 100, 102(4), 106(1), 112(1) or 118(3) or paragraph 1 of Schedule 1;
- (b) any administrative expenses incurred by the Secretary of State; and
- (c) any increase attributable to this Act in the sums payable out of money so provided under any other Act.

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## **172 Short title, commencement and extent.**

- (1) This Act may be cited as the Criminal Justice and Public Order Act 1994.
- (2) With the exception of section 82 and subject to subsection (4) below, this Act shall come into force on such day as the Secretary of State or, in the case of sections 52 and 53, the Lord Chancellor may appoint by order made by statutory instrument, and different days may be appointed for different provisions or different purposes.
- (3) Any order under subsection (2) above may make such transitional provisions and savings as appear to the authority making the order necessary or expedient in connection with any provision brought into force by the order.
- (4) The following provisions and their related amendments, repeals and revocations shall come into force on the passing of this Act, namely sections 5 to 15 (and Schedules 1 and 2), 61, 63, 65, 68 to 71, 77 to 80, 81, 83, 90, Chapters I and IV of Part VIII, sections 142 to 148, 150, 158(1), (3) and (4), 166, 167, 171, paragraph 46 of Schedule 9 and this section.
- (5) No order shall be made under subsection (6) of section 166 above unless a draft of the order has been laid before, and approved by a resolution of, each House of Parliament.
- (6) For the purposes of subsection (4) above—
  - (a) the following are the amendments related to the provisions specified in that subsection, namely, in Schedule 10, paragraphs 26, 35, 36, 59, 60 and 63(1), (3), (4) and (5);
  - (b) the repeals and revocations related to the provisions specified in that subsection are those specified in the Note at the end of Schedule 11.
- (7) Except as regards any provisions applied under section 39 and subject to the following provisions, this Act extends to England and Wales only.
- (8) Sections 47(3), 49, [<sup>F4</sup>60 to 67], 70, 71, 81, 82, 146(4), 157(1), 163, 169 and 170 also extend to Scotland.
- (9) Section 83(1) extends to England and Wales and Northern Ireland.
- (10) This section, sections 68, 69, 83(3) to (5), 88 to 92, 136 to 141, 156, 157(2), (3), (4), (5) and (9), 158, 159, 161, 162, 164, 165, 168, 171 and Chapter IV of Part VIII extend to the United Kingdom and sections 158 and 159 also extend to the Channel Islands and the Isle of Man.
- (11) Sections 93, 95 and 101(8), so far as relating to the delivery of prisoners to or from premises situated in a part of the British Islands outside England and Wales, extend to that part of those Islands.
- (12) Sections 102(1) to (3), 104, 105 and 117, so far as relating to the transfer of prisoners to or from premises situated in a part of the British Islands outside Scotland, extend to that part of those Islands, but otherwise Chapter II of Part VIII extends to Scotland only.
- (13) Sections 47(4), 83(2), 84(5) to (7), 87, Part IX, sections 145(2), 146(2), 148, 151(2), 152(2), 153, 157(7) and 160(2) extend to Scotland only.

[<sup>F5</sup>(13A) Subject to subsection (14), Chapter 3 of Part 8 extends to Northern Ireland only.]

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- (14) Sections [<sup>F6</sup>117A,] 118, 120, 121 and 125, so far as relating to the delivery of prisoners to or from premises situated in a part of the British Islands outside Northern Ireland, [<sup>F7</sup>also] extend to that part of those islands, [<sup>F8</sup>except that section 117A does not extend to any part of those islands outside the United Kingdom].
- (15) Sections 53, 84(8) to (11), 85(4) to (6), 86(2), 145(3), 147 and 157(8) extend to Northern Ireland only.
- (16) Where any enactment is amended, repealed or revoked by Schedule 9, 10 or 11 to this Act the amendment, repeal or revocation has the same extent as that enactment; except that Schedules 9 and 11 do not extend to Scotland in so far as they relate to section 17(1) of the <sup>M1</sup>Video Recordings Act 1984.

### Subordinate Legislation Made

- P1** S. 172(2) power partly exercised: 19.12.1994 appointed for specified provisions by [S.I. 1994/2935, art. 2](#)
- S. 172(2) power partly exercised: 9.1.1995 appointed for specified provisions by [S.I. 1994/3192, art. 2](#)
- S. 172(2) power partly exercised: 11.1.1995 appointed for specified provisions by [S.I. 1994/3258, art. 2](#)
- S. 172(2) power partly exercised: 2.2.1995 appointed for specified provisions by [S.I. 1995/24, art. 2](#)
- S. 172(2) power partly exercised: Different dates appointed for specified provisions by [S.I. 1995/127, art. 2](#)
- S. 172(2) power partly exercised: 10.4.1995 appointed for specified provisions by [S.I. 1995/721, art. 2, Sch.](#)
- S. 172(2) power partly exercised: 30.5.1995 appointed for specified provisions by [S.I. 1995/1378, art. 2](#)
- S. 172(2) power partly exercised: Different dates appointed for specified provisions by [S.I. 1995/1957, arts. 3-6](#)
- S. 172(2) power partly exercised: 8.3.1996 appointed for specified provisions by [S.I. 1996/625, art. 2](#)
- S. 172(2) power partly exercised: 1.7.1996 appointed for specified provisions by 1996/1530, art. 2 (which S.I. is revoked (20.6.1996) by [S.I. 1996/1608, art. 3](#))
- S. 172(2) power partly exercised: 1.7.1996 appointed for specified provisions by [S.I. 1996/1608, art. 2](#)
- S. 172(2) power partly exercised: 1.4.1997 appointed for specified provisions by [S.I. 1997/882, arts. 2, 3](#)
- S. 172(2) power partly exercised: 1.3.1998 appointed for specified provisions by [S.I. 1998/277, art. 3](#)
- S. 172(2) power partly exercised: 20.3.2002 appointed for specified provisions by [S.I. 2002/447, art. 2](#)
- S. 172(2) power partly exercised: 6.4.2007 appointed for specified provision by [S.I. 2007/621, art. 2](#)

### Textual Amendments

- F4** Words in s. 172(8) substituted (1.3.1999) by 1997 c. 21, [s. 8\(11\)](#); [S.I. 1999/5, art. 2](#)
- F5** S. 172(13A) inserted (12.4.2010) by [The Northern Ireland Act 1998 \(Devolution of Policing and Justice Functions\) Order 2010 \(S.I. 2010/976\)](#), art. 1(2), [Sch. 7 para. 7\(2\)](#) (with arts. 28-31)
- F6** Word in s. 172(14) inserted (12.4.2010) by [The Northern Ireland Act 1998 \(Devolution of Policing and Justice Functions\) Order 2010 \(S.I. 2010/976\)](#), art. 1(2), [Sch. 7 para. 7\(3\)\(a\)](#) (with arts. 28-31)
- F7** Word in s. 172(14) inserted (12.4.2010) by [The Northern Ireland Act 1998 \(Devolution of Policing and Justice Functions\) Order 2010 \(S.I. 2010/976\)](#), art. 1(2), [Sch. 7 para. 7\(3\)\(b\)](#) (with arts. 28-31)
- F8** Words in s. 172(14) substituted (12.4.2010) by [The Northern Ireland Act 1998 \(Devolution of Policing and Justice Functions\) Order 2010 \(S.I. 2010/976\)](#), art. 1(2), [Sch. 7 para. 7\(3\)\(c\)](#) (with arts. 28-31)

### Marginal Citations

- M1** 1984 c. 39.

**Changes to legislation:**

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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. 51(10)(a)(ia) inserted by [2003 c. 44 Sch. 36 para. 11\(3\)](#)