



# Criminal Justice and Police Act 2001

## 2001 CHAPTER 16

### PART 6

#### MISCELLANEOUS AND SUPPLEMENTAL

#### *Supplemental*

#### **138 Short title, commencement and extent**

- (1) This Act may be cited as the Criminal Justice and Police Act 2001.
- (2) The provisions of this Act, other than this section and sections 42 and 43, 81 to 85, 109, 116(7) and 119(7), 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 under this subsection for different purposes.
- (3) An order under subsection (2) may contain such savings as the Secretary of State thinks fit.
- (4) Section 85 comes into force at the end of the period of two months beginning with the day on which this Act is passed.
- (5) Subject to subsections (6) to (12), this Act extends to England and Wales only.
- (6) The following provisions of this Act extend to the United Kingdom—
  - (a) sections 33 to 38;
  - (b) Part 2;
  - (c) section 86(1) and (2);
  - (d) <sup>F1</sup> .....
  - (e) section 127; and
  - (f) section 136 and this section.
- <sup>F2</sup>(7) .....
- (8) Section 126 extends to Great Britain only.

**Changes to legislation:** *Criminal Justice and Police Act 2001, Section 138 is up to date with all changes known to be in force on or before 08 May 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*

- (9) Sections 29, 39 to 41, 72, 75, 84 and 134 extend to England and Wales and Northern Ireland only.
- (10) Section 83 extends to Northern Ireland only.
- (11) Section 86(3) has the same extent as section 27 of the Petty Sessions (Ireland) Act 1851 (c. 93).
- (12) An amendment, repeal or revocation contained in Schedule 4, 6 or 7 has the same extent as the enactment or instrument to which it relates.

#### Subordinate Legislation Made

- P1** S. 138(2) power partly exercised: different dates appointed for specified provisions by [S.I. 2001/2223](#), [arts. 2-4](#)
- S. 138(2) power partly exercised: 1.10.2001 appointed for specified provisions by [S.I. 2001/3150](#), [art. 2](#)
- S. 138(2) power partly exercised: different dates appointed for specified provisions by [S.I. 2001/3736](#), [arts. 2, 3](#)
- S. 138(2) power partly exercised: 1.3.2002 and 1.4.2002 appointed for specified provisions by [{S.I. 2002/344}](#), arts. 2, 3 (with art. 4)
- S. 138(2) power partly exercised: 1.4.2002 and 2.4.2002 appointed for specified provisions by [{S.I. 2002/533}](#), arts. 2, 3
- S. 138(2) power partly exercised: 22.4.2002 and 16.9.2002 appointed for specified provisions by [{S.I. 2002/1097}](#), art. 2
- S. 138(2) power partly exercised: 12.8.2002 and 1.9.2002 appointed for specified provisions by [{S.I. 2002/2050}](#), arts. 2, 3
- S. 138(2) power partly exercised: 1.1.2003 appointed for specified provisions by [{S.I. 2002/3032}](#), art. 2
- S. 138(2) power partly exercised: 1.4.2003 appointed for specified provisions by [{S.I. 2003/708}](#), art. 2
- S. 138(2) power partly exercised: 1.6.2004 and 8.10.2004 appointed for specified provisions by [{S.I. 2004/1376}](#), arts. 2, 3

#### Textual Amendments

- F1** S. 138(6)(d) repealed (1.4.2006) by [Serious Organised Crime and Police Act 2005 \(c. 15\)](#), ss. 59, 174(2), 178, Sch. 4 para. 167, [Sch. 17 Pt. 2](#); [S.I. 2006/378](#), [art. 4\(1\)](#), Sch. paras. 10, 13(II) (subject to art. 4(2)-(7))
- F2** S. 138(7) repealed (1.10.2009) by [The Companies Act 2006 \(Consequential Amendments, Transitional Provisions and Savings\) Order 2009 \(S.I. 2009/1941\)](#), art. 1(2), [Sch. 2](#) (with art. 10)

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**Changes and effects yet to be applied to :**

- s. 138(10) repealed by [2013 c. 7 \(N.I.\) Sch. 4 Pt. 3](#)