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STATUTORY INSTRUMENTS

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**2008 No. 2503 (C. 107)**

**CRIMINAL LAW, ENGLAND AND WALES  
CRIMINAL LAW, NORTHERN IRELAND**

The Police and Justice Act 2006  
(Commencement No. 9) Order 2008

Made - - - - 24th September 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<sup>(1)</sup>:

**Citation and Extent**

1.—(1) This Order may be cited as the Police and Justice Act 2006 (Commencement No. 9) Order 2008.

(2) Article 2 of this Order extends to England, Wales and Northern Ireland.

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

**Commencement: England, Wales and Northern Ireland**

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

(a) sections 35 to 38 (computer misuse)<sup>(2)</sup>;

(b) section 52 (amendments and repeals) in so far as it relates to the provisions in sub-paragraph (c) and the entries in Schedule 15 in sub-paragraph (d);

(c) paragraphs 2, 6, 17 to 24, 26, 27 and 29 of Schedule 14 (minor and consequential amendments)<sup>(3)</sup>; and

(d) in Part 4 of Schedule 15 (repeals and revocations) the entries relating to—

(i) sections 11, 12, 14, 16 and 17 of the Computer Misuse Act 1990<sup>(4)</sup>;

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(1) 2006 c.48.

(2) Sections 35, 36 and 38 of the Police and Justice Act 2006 have been prospectively amended by section 61 of the Serious Crime Act 2007 (c.27).

(3) Paragraph 29 of Schedule 14 to the Police and Justice Act 2006 has been prospectively amended by section 61 of the Serious Crime Act 2007.

(4) 1990 c.18.

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- (ii) Schedule 4, paragraph 7 and Schedule 8, paragraph 347 to the Courts Act 2003<sup>(5)</sup>; and
- (iii) Schedule 16, paragraph 7 to the Serious Organised Crime and Police Act 2005<sup>(6)</sup>.

**Commencement: Northern Ireland**

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

- (a) section 52 in so far as it relates to the provision in sub-paragraph (b); and
- (b) paragraph 28 of Schedule 14.

Home Office  
24th September 2008

*Vernon Coaker*  
Parliamentary Under Secretary of State

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<sup>(5)</sup> 2003 c.39.  
<sup>(6)</sup> 2005 c.15.

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## 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 1st October 2008.

## 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	31st March 2007	2007/709
Section 2 (in part)	15th January 2007	2006/3364
	1st April 2007	2007/709
	29th June 2007	2007/1614
	14th March 2008	2008/311
	1st April 2008	2008/790
Section 3	29th June 2007	2007/1614
Section 4	31st March 2007	2007/709
Section 5	31st December 2007	2007/3203
Section 6	1st April 2007	2007/709
Section 7	1st April 2007	2007/709
	1st December 2007	2007/3203
Section 8	1st April 2007	2007/709
Section 9 (in part)	1st April 2007	2007/709
	1st December 2007	2007/3203

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 10	1st April 2007	<a href="#">2007/709</a>
Section 11	15th January 2007	<a href="#">2006/3364</a>
Section 12	1st April 2007	<a href="#">2007/709</a>
Section 13	29th June 2007	<a href="#">2007/1614</a>
Section 13 (in relation to Northern Ireland)	30th July 2007	<a href="#">2007/2052</a>
Sections 15 and 16	1st April 2007	<a href="#">2007/709</a>
Section 18	29th June 2007	<a href="#">2007/1614</a>
Section 22 (in relation to Wales only)	19th November 2007	<a href="#">2007/3073</a>
(in relation to Wales only)	19th November 2007	<a href="#">2007/3251</a>
(in relation to England only)	1st August 2007	<a href="#">2007/1614</a>
Section 23 to 25 (in relation to England and Northern Ireland)	29th June 2007	<a href="#">2007/1614</a>
Sections 26 (in relation to England and Northern Ireland)	6th April 2007	<a href="#">2007/709</a>
Section 27 (in relation to England and Northern Ireland)	6th April 2007	<a href="#">2007/709</a>
Sections 28 to 33	1st April 2007	<a href="#">2007/709</a>
Section 39	1st April 2008	<a href="#">2008/790</a>
Section 40	1st April 2008	<a href="#">2008/790</a>
Section 41 (in relation to England and Wales)	29th June 2007	<a href="#">2007/1614</a>
(in relation to Northern Ireland)	10th October 2007	<a href="#">2007/2754</a>

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 42 (in part)	15th January 2007	2006/3364
Section 44	15th January 2007	2006/3364
Section 45	15th January 2007 1st April 2007	2006/3364 2007/709
Section 46 (in relation to specified local justice areas)	1st April 2007	2007/709
Section 47	15th January 2007	2006/3364
Section 48	15th January 2007	2006/3364
Section 52 (in part)	15th January 2007 1st April 2007	2006/3364 2007/709
(in relation to England only)	6th April 2007 29th June 2007	2007/709 2007/1614
(in relation to England only)	1st August 2007	2007/1614
(in relation to Wales only)	19th November 2007 1st December 2007 14th March 2008 1st April 2008	2007/3073 2007/3203 2008/311 2008/790
Schedule 1 (in part)	1st April 2007	2007/709
Schedule 2 (in part)	15th January 2007 1st April 2007 29th June 2007 14th March 2008 1st April 2008	2006/3364 2007/709 2007/1614 2008/311 2008/790
Schedule 3	31st December 2007	2007/3203
Schedule 4	1st April 2007	2007/709

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Schedule 5 (in part)	1st April 2007	2007/709
	1st December 2007	2007/3203
Schedules 6 and 7	1st April 2007	2007/709
Schedule 9 (in part in relation to Wales only) (in relation to Wales only) (in relation to England only)	19th November 2007	2007/3251
	19th November 2007	2007/3073
	1st August 2007	2007/1614
Schedule 10 (in relation to England only)	6th April 2007	2007/709
Schedule 11	1st April 2008	2008/790
Schedule 12	1st April 2008	2008/790
Schedule 13 (in part)	15th January 2007	2007/3364
Schedule 14 (in part)  (in relation to England only in respect of paragraphs 12, 13, 32 and 33) (in relation to England only save for para 58)	15th January 2007	2006/3364
	1st April 2007	2007/709
	6th April 2007	2007/709
	29th June 2007	2007/1614
Schedule 15 (in part)  (in relation to England only)  (in relation to England only) (in relation to Wales only)	15th January 2007	2006/3364
	1st April 2007	2007/709
	6th April 2007	2007/709
	29th June 2007	2007/1614
	1st August 2007	2007/1614
	19th November 2007	2007/3073
	1st December 2007	2007/3203
	14th March 2008	2008/311
	1st April 2008	2008/790