

**2009 No. 2780 (C. 122)**

**CRIMINAL LAW, ENGLAND AND WALES**

**The Criminal Justice and Immigration Act 2008  
(Commencement No. 12) Order 2009**

*Made* - - - -

*15th October 2009*

The Secretary of State, in exercise of the powers conferred by section 153(7) and (8) of the Criminal Justice and Immigration Act 2008(a), makes the following Order:

**Citation and interpretation**

**1.**—(1) This Order may be cited as the Criminal Justice and Immigration Act 2008 (Commencement No. 12) Order 2009.

(2) In this Order “the 2008 Act” means the Criminal Justice and Immigration Act 2008.

**Provisions coming into force in the specified areas on 16 November 2009**

**2.**—(1) The day specified for the coming into force of the following provisions of the 2008 Act in relation to the areas specified in paragraph (2) is 16 November 2009—

- (a) section 48(1)(b) (amendments relating to reprimands and warnings);
- (b) section 148(1) and (2) (consequential etc. amendments and transitional and saving provision) in so far as it relates to the provision specified in paragraphs (d) and (e) respectively;
- (c) paragraph 2 and paragraph 3 so far as it is not already in force, of Schedule 9 (Alternatives to prosecution for offenders under 18);
- (d) paragraphs 20 and 34(3) of Schedule 26 (minor and consequential amendments); and
- (e) paragraph 18 of Schedule 27 (transitory, transitional and saving provisions).

(2) The areas specified are the following police areas(b)—

- (a) Cambridgeshire;
- (b) Hampshire;
- (c) Humberside;
- (d) Merseyside; and
- (e) Norfolk.

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(a) 2008 c. 4.

(b) The term “police area” has the meaning ascribed to it in section 101(1) of the Police Act 1996 (c.16) by virtue of Schedule 1 to the Interpretation Act 1978 (c.30).

### **Provisions coming into force on 16 November 2009**

3. The date appointed for the coming into force of paragraph 34(1) and (2) of Schedule 26 (minor and consequential amendments) to, and section 148(1) (consequential etc. amendments and transitional and saving provision) of the 2008 Act, in so far as it relates to that paragraph, is 16 November 2009.

Signed by the authority of the Secretary of State

15th October 2009

*Maria Eagle*  
Minister of State  
Ministry of Justice

### **EXPLANATORY NOTE**

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

This Order brings into force certain provisions of the Criminal Justice and Immigration Act 2008 (c. 4) on 16 November 2009.

The provisions specified in article 2, which relate to the giving of youth conditional cautions, come into force in a limited number of police areas and only apply to those who may receive a youth conditional caution in accordance with the “Code of Practice for Youth Conditional Cautions for 16 & 17 year olds” prepared by the Secretary of State under section 66G of the Crime and Disorder Act 1998 (c. 37).

The provisions cited in article 3 come into force across all of England and Wales.

## 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 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
(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
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
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 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
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
Section 117	3 August 2009	2009/1842

Section 118	1 December 2008	2008/2993
Section 119 (partially)	1 January 2009	2008/3260
Section 120 (partially)	1 January 2009	2008/3260
Section 121 (partially)	1 January 2009	2008/3260
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
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
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
(partially)	1 February 2009	2009/140
(partially)	1 April 2009	2009/840
(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
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
Section 151	31 October 2009	2009/2606
Schedule 1 (partially)	1 April 2009	2009/860
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	2009/840
Schedule 10	19 December 2008	2008/3260
Schedule 11	3 November 2008	2008/2712
Schedule 12	14 July 2008	2008/1586
Schedule 14	26 January 2009	2008/2993
Schedule 15	14 July 2008	2008/1586

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
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
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
(partially)	1 April 2009	2009/860
(partially)	3 August 2009	2009/1842
(partially)	1 October 2009	2009/2606
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

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