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STATUTORY INSTRUMENTS

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**2004 No. 2171 (C.92 )**

**CRIMINAL LAW, ENGLAND AND WALES**

**The Criminal Justice and Court Services Act  
2000 (Commencement No. 13) Order 2004**

*Made - - - - 23rd August 2004*

The Secretary of State, in exercise of the powers conferred upon him by section 80(1) of the Criminal Justice and Court Services Act 2000<sup>(1)</sup> hereby makes the following Order:

1. This Order may be cited as the Criminal Justice and Court Services Act 2000 (Commencement No. 13) Order 2004.

2.—(1) The provisions of the Criminal Justice and Court Services Act 2000 listed in paragraph (2) shall come into force on 2<sup>nd</sup> September 2004.

(2) The provisions referred to in paragraph (1) are—

- (a) section 46 (exclusion orders);
- (b) section 52 (community sentences: electronic monitoring of requirements) to the extent that it is not already in force, save only in so far as it relates to exclusion requirements;
- (c) section 74 (amendments) in so far as it relates to the provisions referred to in sub-paragraph (d);
- (d) in Schedule 7 (minor and consequential amendments)—
  - (i) paragraph 161 to the extent that it is not already in force;
  - (ii) paragraph 196 to the extent that it is not already in force, except for—
    - (aa) sub-paragraph (c)(iii); and
    - (bb) the references to paragraph 8 of Schedule 2 to the Powers of Criminal Courts (Sentencing) Act 2000<sup>(2)</sup>;
  - (iii) in paragraph 197—
    - (aa) in sub-paragraph (f), the entries referring to an exclusion order; and
    - (bb) sub-paragraph (g) to the extent that it is not already in force;
  - (iv) in paragraph 199, sub-paragraphs (2), (5) and (21)(a) to (e) to the extent that they are not already in force.

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(1) 2000 c. 43.  
(2) 2000 c. 6.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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Home Office  
23rd August 2004

*Fiona Mactaggart*  
Parliamentary Under Secretary of State

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## EXPLANATORY NOTE

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

This Order brings into force sections 46 (exclusion orders) in full and 52 (community sentences: electronic monitoring of requirements) in part of the Criminal Justice and Court Services Act 2000 (c. 43) on 2<sup>nd</sup> September 2004, together with related minor and consequential amendments.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

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

The following provisions of the Criminal Justice and Court Services Act 2000 have been brought into force by commencement order made before the date of this Order.

| Provision  | Date of Commencement                                   | S.I. No. (S.S.I. No. as indicated) |
|--|--|------------------------------------|
| Part 1, Chapters I and II                          | 1 <sup>st</sup> April 2001                             | 2001/919                           |
| Sections 18, 23, 24 and 25                         | 1 <sup>st</sup> April 2001                             | 2001/919                           |
| Part II  | 11 <sup>th</sup> January 2001                          | 2000/3302                          |
| Sections 43, 44, 45                                | 1 <sup>st</sup> April 2001                             | 2001/919                           |
| Sections 47, 48, 49, 50 and 52 (in part)           | 20 <sup>th</sup> June and 2 <sup>nd</sup> July 2001    | 2001/2232                          |
| Sections 54 and 55                                 | 1 <sup>st</sup> April 2001                             | 2001/919                           |
| Section 56   | 1 <sup>st</sup> February 2001                          | 2000/3302                          |
| Section 57 (in relation to specified police areas) | 2 <sup>nd</sup> July 2001                              | 2001/2232                          |
|  | 20 <sup>th</sup> May 2002                              | 2002/1149                          |
|  | 2 <sup>nd</sup> September 2002                         | 2002/1862                          |
|  | 1 <sup>st</sup> April 2003                             | 2003/709                           |
|  | 1 <sup>st</sup> April 2004                             | 2004/780                           |
| Section 58   | 2 <sup>nd</sup> July 2001                              | 2001/2232                          |
| Section 62   | 1 <sup>st</sup> February 2001                          | 2000/3302                          |
| Section 63   | 1 <sup>st</sup> February and 2 <sup>nd</sup> July 2001 | 2000/3302 and 2001/2232            |
| Section 64   | 2 <sup>nd</sup> July 2001                              | 2001/2232                          |
| Section 65   | 1 <sup>st</sup> March 2001                             | 2001/340                           |

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| Provision                     | Date of Commencement  | S.I. No. (S.S.I. No. as indicated) |
|-------------------------------|---|------------------------------------|
| Section 66                    | 1 <sup>st</sup> June 2001   | S.S.I. 2001/166 and 2001/1651      |
| Section 67, 68 and 69         | 1 <sup>st</sup> April 2001  | 2001/919                           |
| Section 70                    | 2 <sup>nd</sup> July 2000   | 2001/2232                          |
| Section 71(1) to (4)          | 29 <sup>th</sup> October 2001   | 2001/3385                          |
| Section 72                    | 1 <sup>st</sup> March 2001  | 2001/562                           |
| Section 73                    | 1 <sup>st</sup> April 2001  | 2001/919                           |
| Schedules 1, 2 and 3          | 1 <sup>st</sup> April 2001  | 2001/919                           |
| Schedule 4                    | 11 <sup>th</sup> January 2001   | 2000/3302                          |
| Schedule 5                    | 1 <sup>st</sup> June 2001   | S.S.I. 2001/166 and 2001/1651      |
| Schedule 6                    | 2 <sup>nd</sup> July 2001   | 2001/2232                          |
| Schedule 7, Part 1            | 1 <sup>st</sup> April 2001  | 2001/919                           |
| Schedule 7, Part II (in part) | 11 <sup>th</sup> January, 1 <sup>st</sup> April and 2 <sup>nd</sup> July 2001 | 2000/3302, 2001/919 and 2001/2232  |
| Schedule 8 (in part)          | 11 <sup>th</sup> January, 1 <sup>st</sup> April and 2 <sup>nd</sup> July 2001 | 2000/3302, 2001/919 and 2001/2232  |