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STATUTORY INSTRUMENTS

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**2004 No. 2591 (C. 111 )**

**SECURITY INDUSTRY, ENGLAND AND WALES**

**The Private Security Industry Act 2001  
(Commencement No. 5) Order 2004**

*Made - - - - 4th October 2004*

The Secretary of State, in exercise of the powers conferred upon him by section 26(2) of the Private Security Industry Act 2001<sup>(1)</sup>, having consulted the Security Industry Authority in accordance with section 24(4) of that Act, hereby makes the following Order:

**1.**—(1) This Order may be cited as the Private Security Industry Act 2001 (Commencement No. 5) Order 2004.

(2) In this Order “the 2001 Act” means the Private Security Industry Act 2001.

**2.** Section 3(1) and (2)(a) to (i) of the 2001 Act (conduct prohibited without a licence) shall come into force on 18<sup>th</sup> October 2004 in the police areas<sup>(2)</sup> of—

- (a) Leicestershire;
- (b) Northamptonshire;
- (c) Staffordshire;
- (d) Warwickshire;
- (e) West Mercia; and
- (f) West Midlands.

**3.** Section 3(1) and (2)(a) to (i) of the 2001 Act (conduct prohibited without a licence) shall come into force on 15<sup>th</sup> November 2004 in the police areas of—

- (a) Cheshire;
- (b) Cumbria;
- (c) Greater Manchester;
- (d) Lancashire; and
- (e) Merseyside.

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<sup>(1)</sup> 2001 c. 12.

<sup>(2)</sup> 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).

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**Status:** This is the original version (as it was originally made).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  
4th October 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 section 3(1) and (2)(a) to (i) of the Private Security Industry Act 2001 into force on 18<sup>th</sup> October 2004 in the Leicestershire, Northamptonshire, Staffordshire, Warwickshire, West Mercia and West Midlands police areas and on 15<sup>th</sup> November 2004 in the Cheshire, Cumbria, Greater Manchester, Lancashire and Merseyside police areas. Section 3(1) creates an offence of engaging in any licensable conduct except under and in accordance with a licence and section 3(2) (a) to (i) identifies certain forms of licensable conduct for the purposes of the Act.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

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

The following provisions of the Act have been brought into force by commencement order made before the date of this Order:

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 1 (partially)	1 <sup>st</sup> January 2003	2002/3125
Section 1 (to the extent not already in force)	1 <sup>st</sup> April 2003	2002/3125
Section 2	1 <sup>st</sup> April 2003	2002/3125
Section 3 (partially)	1 <sup>st</sup> April 2003	2002/3125
Section 3 (partially)	1 <sup>st</sup> February 2004	2003/2710
Section 3 (partially)	24 <sup>th</sup> May 2004	2004/1431
Section 3 (partially)	1 <sup>st</sup> June 2004	2004/1431
Section 3 (partially)	4 <sup>th</sup> June 2004	2004/1431
Section 3 (partially)	13 <sup>th</sup> September 2004	2004/2191
Section 3 (partially)	27 <sup>th</sup> September 2004	2004/2191
Section 4 (partially)	1 <sup>st</sup> April 2003	2002/3125
Section 4 (to the extent not already in force)	1 <sup>st</sup> February 2004	2003/2710
Section 7	1 <sup>st</sup> November 2003	2003/2710
Section 8 (partially)	1 <sup>st</sup> April 2003	2002/3125
Section 8 (partially)	1 <sup>st</sup> November 2003	2003/2710
Section 8 (to the extent not already in force)	1 <sup>st</sup> February 2004	2003/2710

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 9 (partially)	1 <sup>st</sup> April 2003	<a href="#">2002/3125</a>
Section 9 (to the extent not already in force)	1 <sup>st</sup> February 2004	<a href="#">2003/2710</a>
Sections 10 to 12	1 <sup>st</sup> February 2004	<a href="#">2003/2710</a>
Section 13 (partially)	1 <sup>st</sup> April 2003	<a href="#">2002/3125</a>
Section 13 (to the extent not already in force)	1 <sup>st</sup> February 2004	<a href="#">2003/2710</a>
Section 15 (partially)	1 <sup>st</sup> April 2003	<a href="#">2002/3125</a>
Section 17 (partially)	1 <sup>st</sup> April 2003	<a href="#">2002/3125</a>
Section 19	1 <sup>st</sup> February 2004	<a href="#">2003/2710</a>
Section 20	1 <sup>st</sup> November 2003	<a href="#">2003/2710</a>
Sections 22 and 23	1 <sup>st</sup> February 2004	<a href="#">2003/2710</a>
Section 24	1 <sup>st</sup> April 2003	<a href="#">2002/3125</a>
Section 25	1 <sup>st</sup> January 2003	<a href="#">2002/3125</a>
Schedule 1 (partially)	1 <sup>st</sup> January 2003	<a href="#">2002/3125</a>
Schedule 1 (to the extent not already in force)	1 <sup>st</sup> April 2003	<a href="#">2002/3125</a>
Schedule 2 (partially)	1 <sup>st</sup> April 2003	<a href="#">2002/3125</a>
Schedule 2 (to the extent not already in force)	1 <sup>st</sup> February 2004	<a href="#">2003/2710</a>