



# Criminal Justice Act 1988

## 1988 CHAPTER 33

### PART XII

#### GENERAL AND SUPPLEMENTARY

#### 172 Extent.

- (1) Subject to the following provisions of this section, and to sections 19, 20 and 21 above, this Act extends to England and Wales only.
- (2) The following provisions extend also to Scotland—
  - Part I;
  - sections 44 to 48;
  - section 50;
  - section 57;
  - section 63;
  - section 68;
  - section 76(3);
  - section 77(10) and (11);
  - section 82;
  - sections 84 to 88; <sup>[F1]</sup>sections 93A to 93D; sections 93F and 93G
  - section 94;
  - section 102, so far as relating to other provisions of this Act extending to Scotland;
  - sections 108 to 115 and 117;
  - section 133;
  - section 134;
  - section 136;
  - section 137;
  - sections 141 and 142;
  - section 143;

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*Status: Point in time view as at 15/02/1994. This version of this provision has been superseded.*

**Changes to legislation:** *Criminal Justice Act 1988, Section 172 is up to date with all changes known to be in force on or before 04 September 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)*

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section 145(a) and (b);  
 section 162;  
 section 170;  
 section 171;  
 this section; and  
 section 173.

(3) The following provisions extend also to Northern Ireland—

Part I;  
 Part IV;  
 section 50;  
 section 133;  
 section 134;  
 section 135;  
 section 136;  
 section 137;  
 section 139;  
 section 141;  
 section 142;  
 section 143;  
 section 152;  
 section 159;  
 section 162;  
 section 166(5);  
 section 170;  
 section 171;  
 this section; and  
 section 173;

(4) The following provisions—

section 56;  
 sections 90 to 93;[<sup>F2</sup>section 93E]  
 section 103(2);  
 section 116;  
 section 124;  
 section 161;

extend to Scotland only.

(5) Section 95 above extends only to Scotland and Northern Ireland.

(6) Sections 145(c), 149 and 168 above extend to Northern Ireland only.

(7) So far as any provision of this Act to which this subsection applies relates to an Act specified in subsection (9) below, it extends to any place to which that Act extends.

(8) Subsection (7) above applies—

- (a) to section 50 above;
- (b) to section 146 above; and

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- (c) to any other provision of this Act so far as it has effect in relation to courts-martial, the Courts-Martial Appeal Court or Standing Civilian Courts.
- (9) The Acts mentioned in subsection (7) above are—
- (a) the <sup>M1</sup>Army Act 1955;
  - (b) the <sup>M2</sup>Air Force Act 1955;
  - (c) the <sup>M3</sup>Naval Discipline Act 1957;
  - (d) the <sup>M4</sup>Courts-Martial (Appeals) Act 1968; and
  - (e) the <sup>M5</sup>Armed Forces Act 1976.
- (10) Section 158 above extends—
- (a) to Scotland, so far as it relates to courts-martial; and
  - (b) to Northern Ireland, so far as it relates to courts-martial and to such a publication or broadcast or inclusion in a cable programme in Northern Ireland as is mentioned in section 4(1) of the <sup>M6</sup>Sexual Offences (Amendment) Act 1976 as adapted by section 5(1)(b) of that Act.
- (11) The extent of any amendment of an enactment in Schedule 15 to this Act is the same as that of the enactment amended, except that the amendments of the Offences against the <sup>M7</sup>Person Act 1861 do not extend to Northern Ireland.
- (12) The extent of any repeal of an enactment in Schedule 16 to this Act is the same as that of the enactment repealed, subject to the Notes at the end of the Schedule.

#### Textual Amendments

- F1** Words in s. 172(2) inserted (15.2.1994 so far as it relates to E.W.S. and otherwise *prosp.*) by 1993 c. 36, ss. 78(3), 79(13), **Sch. 5, Pt. I para. 14(2)(a)**; S.I. 1994/71, **art. 2**, Sch.
- F2** Words in s. 172(4) inserted (15.2.1994 so far as it relates to Scotland and otherwise *prosp.*) by 1993 c. 36, ss. 78(3), 79(13), **Sch. 5 Pt. I para. 14(2)(b)**; S.I. 1994/71, **art. 2**, Sch.

#### Marginal Citations

- M1** 1955 c. 18.  
**M2** 1955 c. 19.  
**M3** 1957 c. 53.  
**M4** 1968 c. 20.  
**M5** 1976 c. 52.  
**M6** 1976 c. 82.  
**M7** 1861 c. 100.

**Status:**

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