
STATUTORY INSTRUMENTS

1995 No. 43 (c.3)

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

**The Criminal Justice Act 1993
(Commencement No. 8) Order 1995**

Made - - - - 11th January 1995

In exercise of the powers conferred on me by section 78(3) and (4) of the Criminal Justice Act 1993(1), I hereby make the following Order:

1. This Order may be cited as the Criminal Justice Act 1993 (Commencement No. 8) Order 1995.
2. The provisions of the Criminal Justice Act 1993 (“the 1993 Act”) referred to in the left-hand column of the Schedule to this Order (which relate to the matters described in the right-hand column of the Schedule) shall come into force on 3rd February 1995.
- 3.—(1) So far as relating to the following provisions of the 1993 Act, namely, sections 27 and 28, this Order extends to England and Wales only.
(2) So far as relating to section 24(12) to (15), this Order extends to Scotland only.
(3) So far as relating to the following provisions of the 1993 Act, namely—
 - (a) sections 36 to 43; and
 - (b) paragraph 3 and paragraph 17(2) to (3) and (6) to (7) of Schedule 5 and Schedule 6 so far as it relates to the Northern Ireland (Emergency Provisions) Act 1991(2),this Order extends to Northern Ireland only.

Home Office
11th January 1995

Michael Howard
One of Her Majesty’s Principal Secretaries of
State

(1) 1993 c. 36.
(2) 1991 c. 24.

Status: This is the original version (as it was originally made).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

SCHEDULE

Article 2

PROVISIONS OF THE CRIMINAL JUSTICE ACT 1993
COMING INTO FORCE ON 3RD FEBRUARY 1995

<i>Provisions of the Act</i>	<i>Subject matter of provisions</i>
Section 24(12) to (15)	Miscellaneous amendments
Section 27	Confiscation orders
Section 28	Postponed determinations
Section 36	Confiscation orders
Section 37	Revised assessments
Section 38	Statements, etc. relevant to making confiscation orders
Section 39	Provision of information
Section 40	Variation of confiscation orders
Section 41	Availability of powers and satisfaction of orders
Section 42	Defendant who has died or absconded
Section 43	Compensation
Schedule 5, paragraphs 3 and 17(2), (3), (6) and (7)	Consequential amendments
Schedule 6, so far as it relates to sections 48(3) and 51(3) of the Northern Ireland (Emergency Provisions) Act 1991	Repeals and Revocations

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force on 3rd February 1995 the provisions of the Criminal Justice Act 1993 specified in the Schedule to the Order.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

This Order has been preceded by the Criminal Justice Act 1993 (Commencement No. 1) Order 1993 (S.I. 1993/1968), the Criminal Justice Act 1993 (Commencement No. 2) (Transitional Provisions and Savings) (Scotland) Order 1993 (S.I. 1993/2035), the Criminal Justice Act 1993 (Commencement No. 3) Order 1993 (S.I. 1993/2734), the Criminal Justice Act 1993 (Commencement No. 4) Order

1994 ([S.I. 1994/71](#)), the Criminal Justice Act 1993 (Commencement No. 5) Order 1994 ([S.I. 1994/242](#)), the Criminal Justice Act 1993 (Commencement No. 6) Order 1994 ([S.I. 1994/700](#)) and the Criminal Justice Act 1993 (Commencement No. 7) Order 1994 ([S.I. 1994/1951](#)). The first of these Orders brought into force on two different dates, certain provisions of that Act for England and Wales. The second Order brought into force for Scotland section 67(1) of that Act on 16 August 1993. The third Order brought into force certain provisions of that Act on 1st December 1993 for, variously, the United Kingdom, Great Britain, England and Wales, Scotland, Scotland and Northern Ireland and Northern Ireland only. The fourth Order brought into force certain provisions of that Act on 15 February 1994 for, variously, the United Kingdom, Great Britain, England and Wales, Scotland and Northern Ireland. The fifth Order brought into force certain provisions of that Act on 1st March 1994 for, variously, the United Kingdom, Great Britain and Northern Ireland only. The sixth Order brought into force certain provisions of that Act on 1st April 1994 for, variously, the United Kingdom, Great Britain, England and Wales, Scotland and Northern Ireland. The seventh Order brought into force section 72 of that Act on 22nd August 1994 for the United Kingdom, the Channel Islands and the Isle of Man.

The Tables below set out in chronological order the provisions of the Act brought into force by the Orders and the dates of coming into force of those provisions.

TABLE A

PROVISIONS OF THE ACT BROUGHT INTO FORCE FOR ENGLAND
AND WALES ONLY BY [S.I. 1993/1968](#), [1993/2734](#), [1994/71](#) AND [1994/700](#).

<i>Provision of the Act</i>	<i>Date of coming into force</i>
Section 16	15th February 1994
Section 18	1st April 1994
Section 20(1)	1st December 1993
Section 21(2)	1st December 1993
Section 21(3)(a), (b) and (g)	1st December 1993
Section 22(1)	1st December 1993
Section 26(1)	1st April 1994
Section 65	20th September 1993
Section 66	16th August 1993
Section 67	16th August 1993
Section 74	15th February 1994
Section 79(14) (partially)	20th September 1993
Schedule 3	20th September 1993
Schedule 4 (partially)	1st April 1994
Schedule 5 (partially)	15th February 1994
Schedule 6 (partially)	20th September 1993 and 15th February 1994

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TABLE B

PROVISIONS OF THE ACT BROUGHT INTO FORCE FOR SCOTLAND ONLY BY [S.I. 1993/2035](#), [1993/2734](#), [1994/71](#) AND [1994/700](#).

<i>Provision of the Act</i>	<i>Date of coming into force</i>
Section 17	15th February 1994
Section 19	1st April 1994
Section 20(2)	1st December 1993
Section 21(3)(c) and (d)	1st December 1993
Section 22(2)	1st December 1993
Section 26(2)	1st April 1994
Section 33	15th February 1994
Section 67(1)	16th August 1993
Schedule 4 (partially)	1st April 1994
Schedule 5 (partially)	15th February 1994

TABLE C

PROVISIONS OF THE ACT BROUGHT INTO FORCE FOR THE UNITED KINGDOM BY [S.I. 1993/2734](#), [1994/71](#), [1994/242](#) AND [1994/700](#).

<i>Provision of the Act</i>	<i>Date of coming into force</i>
Section 21(1)	1st December 1993
Section 21(3)(h)	1st December 1993
Section 23	1st December 1993
Section 45	1st December 1993
Section 46	1st December 1993
Section 47	15th February 1994
Section 48	1st April 1994
Section 49	15th February 1994
Section 50	1st April 1994
Section 51	1st April 1994
Section 52	1st March 1994
Section 53	1st March 1994
Section 54	1st March 1994
Section 55	1st March 1994
Section 56	1st March 1994
Section 57	1st March 1994

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<i>Provision of the Act</i>	<i>Date of coming into force</i>
Section 58	1st March 1994
Section 59	1st March 1994
Section 60	1st March 1994
Section 61	1st March 1994
Section 62	1st March 1994
Section 63	1st March 1994
Section 64	1st March 1994
Section 77	1st April 1994
Section 78	15th February 1994
Section 79(13) (partially)	15th February 1994 and 1st March 1994
Section 79(14) (partially)	15th February 1994 and 1st March 1994
Schedule 1	1st March 1994
Schedule 2	1st March 1994
Schedule 4 (partially)	1st April 1994
Schedule 5 (partially)	1st March 1994 and 1st April 1994
Schedule 6 (partially)	15th February 1994 and 1st March 1994

TABLE D

PROVISIONS OF THE ACT BROUGHT INTO FORCE FOR GREAT BRITAIN ONLY BY [S.I. 1993/2734](#), [1994/71](#), [1994/242](#) AND [1994/700](#).

<i>Provision of the Act</i>	<i>Date of coming into force</i>
Section 21(3)(e)	1st December 1993
Section 29	15th February 1994
Section 30	15th February 1994
Section 31	15th February 1994
Section 32	1st April 1994
Section 34(1)	1st December 1993
Section 35	1st December 1993
Section 73	1st December 1993
Schedule 4 (partially)	1st April 1994
Schedule 5 (partially)	1st February 1994 and 1st March 1994
Schedule 6 (partially)	1st March 1994

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TABLE E

PROVISIONS OF THE ACT BROUGHT INTO FORCE FOR SCOTLAND AND NORTHERN IRELAND ONLY BY [S.I. 1993/2734](#).

<i>Provision of the Act</i>	<i>Date of coming into force</i>
Section 21(3)(f)	1st December 1993
Section 34(2)	1st December 1993

TABLE F

PROVISIONS OF THE ACT BROUGHT INTO FORCE FOR NORTHERN IRELAND ONLY BY [S.I. 1993/2734](#), [1994/71](#), [1994/242](#) and [1994/700](#).

<i>Provision of the Act</i>	<i>Date of coming into force</i>
Section 44	1st December 1993
Schedule 5 (partially)	1st March 1994 and 1st April 1994
Schedule 6 (partially)	15th February 1994 and 1st March 1994

TABLE G

PROVISIONS OF THE ACT BROUGHT INTO FORCE FOR THE UNITED KINGDOM, THE CHANNEL ISLANDS AND THE ISLE OF MAN BY [S.I. 1994/ 1951](#).

<i>Provision of the Act</i>	<i>Date of coming into force</i>
Section 72	22 August 1994