

**2010 No. 61 (C. 10)**

**COMMONS, ENGLAND**

**The Commons Act 2006 (Commencement No. 5) (England)  
Order 2010**

*Made* - - - -

*12th January 2010*

The Secretary of State, in exercise of the powers conferred by section 56(1) of the Commons Act 2006<sup>(a)</sup>, makes the following Order.

**Citation and application**

1. This Order—

- (a) may be cited as the Commons Act 2006 (Commencement No. 5) (England) Order 2010, and
- (b) applies in relation to England.

**Commencement of provisions**

2. Sections 26 to 37 (management) of the Commons Act 2006 come into force on 20th January 2010.

12th January 2010

*Huw Irranca-Davies*  
Parliamentary Under Secretary of State  
Department for Environment, Food and Rural Affairs

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<sup>(a)</sup> 2006 c. 26; section 61(1) defines the “appropriate national authority” as the Secretary of State, in relation to England.

## **EXPLANATORY NOTE**

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

This Order brings sections 26 to 37 of the Commons Act 2006 into force in relation to England on 20th January 2010. Those sections comprise Part 2 of the Act, and allow for the management of registered common land, or of a registered town or village green that is subject to rights of common, by a commons council.

The sections being commenced provide for the establishment of commons councils, their status and constitution, and their functions, together with supplementary provisions.

Further information on the effect of these provisions may be found in the Explanatory Notes to the Act.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

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

The following provisions of the Commons Act 2006 have been brought into force by commencement orders made before the date of this Order:

| <i>Provision</i>                              | <i>Date of Commencement</i> | <i>S.I. No.</i>  |
|---|-----------------------------|------------------|
| Sections 1, 2 and 3 (pilot areas only)        | 1st October 2008            | 2008/1960 (C.94) |
| Sections 4 and 5                              | 6th April 2007              | 2007/456 (C.17)  |
| Sections 6 to 8 (pilot areas only)            | 1st October 2008            | 2008/1960 (C.94) |
| Sections 10 to 14 (pilot areas only)          | 1st October 2008            | 2008/1960 (C.94) |
| Section 15                                    | 6th April 2007              | 2007/456 (C.17)  |
| Sections 16 and 17                            | 1st October 2007            | 2007/2584 (C.98) |
| Sections 18 to 22 (pilot areas only)          | 1st October 2008            | 2008/1960 (C.94) |
| Section 23 (partially)                        | 1st October 2006            | 2006/2504 (C.84) |
| Section 23 (remainder) (pilot areas only)     | 1st October 2008            | 2008/1960 (C.94) |
| Section 24                                    | 6th April 2007              | 2007/456 (C.17)  |
| Sections 38 to 43                             | 1st October 2007            | 2007/2584 (C.98) |
| Sections 44(1) (partially), 45, 47, 49 and 51 | 1st October 2006            | 2006/2504 (C.84) |
| Section 44 (remainder)                        | 1st October 2007            | 2007/2584 (C.98) |
| Section 46                                    | 1st October 2008            | 2008/1960 (C.94) |
| Section 48                                    | 1st October 2007            | 2007/2564 (C.98) |
| Section 52 (partially)                        | 1st October 2006            | 2006/2504 (C.84) |
| Ditto   | 20th February 2007          | 2007/456 (C.17)  |
| Section 53 (partially)                        | 1st October 2006            | 2006/2504 (C.84) |
| Ditto   | 6th April 2007              | 2007/456 (C.17)  |
| Ditto   | 1st October 2007            | 2007/2584 (C.98) |
| Ditto (pilot areas only)                      | 1st October 2008            | 2008/1960 (C.94) |
| Schedule 2 (pilot areas only)                 | 1st October 2008            | 2008/1960 (C.94) |
| Schedule 3, paragraph 9                       | 1st October 2006            | 2006/2504 (C.84) |
| Schedule 3 (remainder) (pilot areas only)     | 1st October 2008            | 2008/1960 (C.94) |
| Schedule 4, paragraph 6                       | 1st October 2006            | 2006/2504 (C.84) |
| Schedule 4, remainder                         | 1st October 2007            | 2007/2584 (C.98) |
| Schedule 5, paragraph 4                       | 20th February 2007          | 2007/456 (C.17)  |
| Schedule 5, paragraph 6 (partially)           | 20th February 2007          | 2007/456 (C.17)  |
| Schedule 5, paragraph 7 (partially)           | 1st October 2006            | 2006/2504 (C.84) |
| Schedule 6, Part 1 (partially)                | 1st October 2006            | 2006/2504 (C.84) |
| Ditto   | 6th April 2007              | 2007/456 (C.17)  |
| Ditto (pilot areas only)                      | 1st October 2008            | 2008/1960 (C.94) |
| Schedule 6, Part 2 (partially)                | 1st October 2006            | 2006/2504 (C.84) |
| Schedule 6, Part 2 (remainder)                | 1st October 2007            | 2007/2584 (C.98) |
| Schedule 6, Part 3 (partially)                | 1st October 2006            | 2006/2504 (C.84) |
| Schedule 6, Part 3 (remainder)                | 1st October 2007            | 2007/2584 (C.98) |
| Schedule 6, Part 5                            | 1st October 2007            | 2007/2584 (C.98) |

The “pilot areas” means the registration areas in England, as at 1st October 2008, of the commons registration authorities specified in the Schedule to the Commons Act 2006 (Commencement No. 4 and Savings) (England) Order 2008 (S.I. 2008/1960 (C.94)).

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STATUTORY INSTRUMENTS

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£4.00