STATUTORY INSTRUMENTS

2015 No. 188 (C. 12)

POLICE, ENGLAND AND WALES

The Serious Organised Crime and Police Act 2005 (Commencement No. 15) Order 2015

Made - - - - 11th February 2015

The Secretary of State makes the following Order in exercise of the powers conferred by section 178(8) and (9) of the Serious Organised Crime and Police Act 2005(**1**):

Citation

1. This Order may be cited as the Serious Organised Crime and Police Act 2005 (Commencement No. 15) Order 2015.

Commencement

2. Section 163(2) of the Serious Organised Crime and Police Act 2005, insofar as it relates to section 113B(10)(i) and (m) of the Police Act 1997(**2**) (enhanced criminal record certificates), shall come into force on 9th March 2015 for all remaining purposes.

Simon Hughes
Minister of State
Ministry of Justice

11th February 2015

(**1**) 2005 c. 15.
(**2**) 1997 c. 50.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings section 163(2) of the Serious Organised Crime and Police Act 2005, insofar as it relates to section 113B(10) of the Police Act 1997 (c. 50) ("1997 Act"), into force on 9th March 2015 for all remaining purposes.

Section 163(2) insert sections 113A to F into the 1997 Act. Section 113B provides for enhanced criminal record checks**.** This provision has previously been brought into force throughout the United Kingdom, except for section 113B(10)(i) and (m) in England and Wales. Section 113B(10)(i) and (m) provides that both the Civil Nuclear Constabulary and a body with functions in any country or territory outside the British Islands which correspond to those of a police force in any part of the United Kingdom are to be treated as a police force for the purposes of section 113B of the 1997 Act. Police forces under that section may be prescribed or determined as relevant police forces for the purpose of obtaining information to be disclosed in an enhanced criminal record certificate under Part V of the 1997 Act.

A full impact assessment has not been produced for this instrument as no impact on the private or voluntary sectors is foreseen.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Serious Organised Crime and Police Act 2005 have been brought into force by commencement order made before the date of this Order.

Provision	*Date of Commencement*	*S.I. No.*
Section 1(1) and (2) (partially)	1st March 2006	2006/378
Section 1(1) and (2) (to the extent not already in force)	1st April 2006	2006/378
Section 1(3)	1st January 2006	2005/3495
Sections 2 to 5	1st April 2006	2006/378
Section 6	1st March 2006	2006/378
Section 7	1st April 2006	2006/378
Sections 8 to 10	1st January 2006	2005/3495
Sections 11 to 16	1st April 2006	2006/378
Sections 17 and 18	1st January 2006	2005/3495
Sections 19 to 26	1st April 2006	2006/378
Section 27	1st January 2006	2005/3495
Sections 28 to 38	1st April 2006	2006/378
Section 39	1st January 2006	2005/3495

Provision	*Date of Commencement*	*S.I. No.*
Sections 40 and 41	1st April 2006	2006/378
Section 42	1st January 2006	2005/3495
Sections 43 and 44(1)	1st March 2006	2006/378
Section 44(2)	1st January 2006	2005/3495
Sections 45 to 51	1st April 2006	2006/378
Section 52	1st January 2006	2005/3495
Section 53	1st April 2006	2006/378
Section 54	1st January 2006	2005/3495
Section 55(1)(e) and (2)	1st March 2006	2006/378
Section 55 (to the extent not already in force)	1st April 2006	2006/378
Sections 56 and 57	1st April 2006	2006/378
Section 58	1st January 2006	2005/3495
Section 59 (partially)	1st January 2006	2005/3495
Section 59 (to the extent not already in force)	1st April 2006	2006/378
Sections 60 to 70 (as to England and Wales)	1st April 2006	2005/1521
Sections 71 to 75	1st April 2006	2006/378
Section 76	1st April 2006	2006/378
Section 78	1st April 2006	2006/378
Sections 79 to 81 (as to England and Wales and Northern Ireland)	1st April 2006	2006/378
Sections 82 to 94 (as to England and Wales and Northern Ireland)	1st April 2006	2005/1521
Section 95	1st July 2005	2005/1521
Section 96 (as to Scotland)	1st July 2005	S.S.I 2005/358
Section 96 (as to England, Wales and Northern Ireland)	1st July 2005	2005/1521
Section 97	1st July 2005	2005/1521
Section 98	1st January 2006	2005/3136
Sections 99 to 101	1st July 2005	2005/1521
Section 102	15th May 2006	2006/1085
Sections 103 to 108	1st July 2005	2005/1521
Section 109 (partially)	1st August 2005	2005/2026
Section 109 (to the extent not already in force)	1st January 2006	2005/3136
Sections 110 and 111	1st January 2006	2005/3495
Section 112	1st July 2005	2005/1521