
STATUTORY INSTRUMENTS

2004 No. 913 (C.41)

POLICE

**The Police Reform Act 2002
(Commencement No. 8) Order 2004**

Made - - - - 24th March 2004

The Secretary of State, in exercise of the powers conferred upon him by section 108(2) of the Police Reform Act 2002⁽¹⁾ hereby makes the following Order:

1. This Order may be cited as the Police Reform Act 2002 (Commencement No. 8) Order 2004.
2. The following provisions of the Police Reform Act 2002 shall come into force on 1st April 2004—
 - (a) Part 2 (complaints and misconduct) to the extent not already in force;
 - (b) section 37 (protected disclosure by police officers);
 - (c) section 107 (consequential amendments and repeals) in so far as it relates to the entries in Schedules 7 and 8 respectively in paragraphs (e) and (f) below;
 - (d) Schedule 3 (handling of complaints and conduct matters etc.) to the extent not already in force;
 - (e) in Schedule 7 (minor and consequential amendments), paragraphs 1 to 3, 5 and 6, 7(1) to (3), 10, 13, 15, 18 to 20, and 22 to 24; and
 - (f) in Schedule 8 (repeals), the entries relating to—
 - (i) the Superannuation Act 1972⁽²⁾;
 - (ii) the House of Commons Disqualification Act 1975⁽³⁾;
 - (iii) the Northern Ireland Assembly Disqualification Act 1975⁽⁴⁾;
 - (iv) section 63(3)(b), Chapter 1 of Part 4 and section 86 of, and Schedule 5 to, the Police Act 1996⁽⁵⁾ and in section 105(2) of that Act the words from “paragraph 8” to “that paragraph”;
 - (v) the Employment Rights Act 1996⁽⁶⁾;

(1) 2002 c. 30.
(2) 1972 c. 11.
(3) 1975 c. 24.
(4) 1975 c. 25.
(5) 1996 c. 16.
(6) 1996 c. 18.

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- (vi) section 39(3) of the Police Act 1997(7);
- (vii) the Public Interest Disclosure Act 1998(8);
- (viii) paragraphs 97 to 99 of Schedule 27 to the Greater London Authority Act 1999(9);
- (ix) the Freedom of Information Act 2000(10); and
- (x) section 125(4)(b) of the Criminal Justice and Police Act 2001(11).

3. The following provisions of the Police Reform Act 2002 shall come into force on 30th April 2004 in England only—

- (a) section 97 (crime and disorder reduction partnerships) to the extent not already in force;
- (b) section 107 (consequential amendments and repeals) in so far as it relates to the entry in Schedule 8 in paragraph (c) below; and
- (c) in Schedule 8 (repeals), the entry relating to section 5 of the Crime and Disorder Act 1998(12).

Home Office
24th March 2004

Hazel Blears
Minister of State

(7) 1997 c. 50.
(8) 1998 c. 23.
(9) 1999 c. 29.
(10) 2000 c. 36.
(11) 2001 c. 16.
(12) 1998 c. 37.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force in England and Wales the provisions of the Police Reform Act 2002 set out in article 2 on 1st April 2004.

The provisions of that Act set out in article 3 are brought into force on 30th April in England.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Police Reform Act 2002 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> |
|---------------------------------------|-----------------------------|---------------------------|
| Part 1 | 1st October 2002 | 2002/2306 |
| Section 9(2) to (4) and (6) (in part) | 1st October 2002 | 2002/2306 |
| Section 9 (in part) | 1st April 2003 | 2003/808 |
| Section 13 (in part) | 1st October 2002 | 2002/2306 |
| Section 14 (in part) | 1st October 2002 | 2002/2306 |
| Section 17 (in part) | 1st October 2002 | 2002/2306 |
| Section 19 | 1st October 2002 | 2002/2306 |
| Section 20 (in part) | 1st October 2002 | 2002/2306 |
| Section 21 (in part) | 1st October 2002 | 2002/2306 |
| Section 23 | 1st October 2002 | 2002/2306 |
| Section 24 (in part) | 1st October 2002 | 2002/2306 |
| (in part) | 15th November 2003 | 2003/2593 |
| Section 25 (in part) | 1st October 2002 | 2002/2306 |
| Sections 28 and 29 | 1st October 2002 | 2002/2306 |
| Sections 34 to 36 | 1st October 2002 | 2002/2306 |
| Section 38 | 2nd December 2002 | 2002/2750 |
| Section 39 (in part) | 1st October 2002 | 2002/2306 |
| (in part) | 1st April 2003 | 2003/808 |
| Sections 40 and 41 | 2nd December 2002 | 2002/2750 |
| Section 42 | 1st April 2003 | 2003/808 |

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| <i>Provision</i> | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|------------------------------|-----------------------------|-----------------|
| Section 43 | 1st October 2002 | 2002/2306 |
| Section 44 | 2nd December 2002 | 2002/2750 |
| Section 46 | 2nd December 2002 | 2002/2750 |
| Sections 47 to 49 | 1st October 2002 | 2002/2306 |
| Section 50 | 2nd December 2002 | 2002/2750 |
| Sections 51 to 53 | 1st April 2003 | 2003/808 |
| Section 54 (in part) | 1st October 2002 | 2002/2306 |
| (in part) | 1st April 2003 | 2003/808 |
| Section 55 (in part) | 1st October 2002 | 2002/2306 |
| (in part) | 1 st April 2003 | 2003/808 |
| Section 56 | 1st October 2002 | 2002/2306 |
| Section 57 (in part) | 1st October 2002 | 2002/2306 |
| (in part) | 1st April 2003 | 2003/808 |
| Section 58 (in part) | 1st October 2002 | 2002/2306 |
| (in part) | 1st April 2003 | 2003/808 |
| Section 59 | 1st January 2003 | 2002/2750 |
| Section 60 | 1st October 2002 | 2002/2306 |
| Sections 61 and 62 | 2nd December 2002 | 2002/2750 |
| Section 63 | 1st April 2003 | 2003/808 |
| Section 64 | 2nd December 2002 | 2002/2750 |
| Sections 65 and 66 (in part) | 2nd December 2002 | 2002/2750 |
| (in part) | 1st April 2003 | 2003/808 |
| Sections 67 to 69 | 2nd December 2002 | 2002/2750 |
| Sections 70 and 71 | 1st October 2002 | S.S.I. 2002/42 |
| Sections 72 to 74 | 2nd December 2002 | 2002/2750 |
| Sections 75 to 78 | 1st October 2002 | 2002/2306 |
| Section 79 | 9th March 2004 | 2004/636 |
| Sections 80 and 81 | 1st October 2002 | 2002/2306 |
| Section 82 (in part) | 1st October 2002 | 2002/2306 |
| (in part) | 3rd February 2003 | 2002/2750 |
| Section 83 | 1st October 2002 | 2002/2306 |
| Section 84 | 1st November 2002 | 2002/2306 |

| <i>Provision</i> | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|-----------------------|-----------------------------|-----------------|
| Section 85 | 1st October 2002 | 2002/2306 |
| Section 86 (in part) | 1st April 2003 | 2003/808 |
| Section 87 (in part) | 1st April 2003 | 2003/808 |
| (in part) | 15th November 2003 | 2003/2593 |
| Sections 88 and 89 | 1st October 2002 | 2002/2306 |
| Section 90 (in part) | 1st October 2002 | 2002/2306 |
| Section 91 (in part) | 1st October 2002 | 2002/2306 |
| (in part) | 15th November 2003 | 2003/2593 |
| Section 92 (in part) | 1st October 2002 | 2002/2306 |
| (in part) | 1st November 2002 | 2002/2306 |
| Sections 93 and 94 | 1st October 2002 | 2002/2306 |
| Section 96 | 1st April 2003 | 2003/808 |
| Section 97 (in part) | 1st October 2002 | 2002/2306 |
| (in part) | 1st April 2003 | 2003/808 |
| (in part) | 23rd February 2004 | 2004/119 |
| Section 98 (in part) | 1st October 2002 | 2002/2306 |
| Section 99 | 1st October 2002 | 2002/2306 |
| Section 101 | 1st October 2002 | 2002/2306 |
| Section 102 (in part) | 1st October 2002 | 2002/2306 |
| (in part) | 1st October 2002 | S.S.I. 2002/42 |
| Section 103 (in part) | 1st October 2002 | 2002/2306 |
| (in part) | 1st October 2002 | S.S.I. 2002/42 |
| Section 104 (in part) | 1st October 2002 | 2002/2306 |
| (in part) | 1st October 2002 | S.S.I. 2002/42 |
| Section 107 (in part) | 1st October 2002 | 2002/2306 |
| (in part) | 2nd December 2002 | 2002/2750 |
| (in part) | 1st April 2003 | 2003/808 |
| Schedule 1 | 1st October 2002 | 2002/2306 |
| Schedule 2 (in part) | 1st October 2002 | 2002/2306 |
| (in part) | 1st April 2003 | 2003/808 |
| Schedule 3 (in part) | 1st October 2002 | 2002/2306 |

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| <i>Provision</i> | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|----------------------|-----------------------------|---------------------------|
| Schedule 4 (in part) | 2nd December 2002 | 2002/2750 |
| (in part) | 15th November 2003 | 2993/2593 |
| Schedule 5 | 2nd December 2002 | 2002/2750 |
| Schedule 6 | 1st October 2002 | 2002/2306 |
| Schedule 7 (in part) | 1st October 2002 | 2002/2306 |
| (in part) | 2nd December 2002 | 2002/2750 |
| Schedule 8 (in part) | 1st October 2002 | 2002/2306 |
| (in part) | 2nd December 2002 | 2002/2750 |
| (in part) | 1st April 2003 | 2003/808 |