
WELSH STATUTORY INSTRUMENTS

2005 No. 1225 (W.83) (C.55)

**HOUSING, WALES
ANTI-SOCIAL BEHAVIOUR, WALES
LOCAL GOVERNMENT, WALES**

The Anti-social Behaviour Act 2003
(Commencement No.4) (Wales) Order 2005

Made - - - - 26 April 2005

The National Assembly for Wales, in exercise of the powers conferred upon it by section 93(2)(b) and 94(2) of the Anti-social Behaviour Act 2003⁽¹⁾, hereby makes the following Order:

Name, interpretation and application

1.—(1) This Order is called the Anti-social Behaviour Act 2003 (Commencement No.4) (Wales) Order 2005.

(2) In this Order—

- (a) “the commencement date” (“*y dyddiad cychwyn*”) means 30 April 2005; and
- (b) references to sections and Schedules are, unless otherwise stated, references to sections of, and Schedules to, the Anti-social Behaviour Act 2003.

(3) This Order applies to Wales.

Provisions coming into force on the commencement date

2. The following provisions of Part 2 (Housing) come into force on the commencement date—
- (a) section 12 (anti-social behaviour: landlords' policies and procedures);
 - (b) section 14 and schedule 1 (security of tenure: anti-social behaviour) (demoted tenancies) to the extent that they are not already in force;
 - (c) section 15 (demoted assured shorthold tenancies).

Status: This is the original version (as it was originally made).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

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(2).

26 April 2005

D. Elis-Thomas
The Presiding Officer of the National Assembly

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force on 30 April 2005, in relation to Wales, the remainder of the provisions of Part 2 (Housing) of the Anti-social Behaviour Act 2003.

Section 12 introduces a new duty on social landlords to prepare and publish policies and procedures on anti-social behaviour, and to make them available to the public. In preparing and reviewing the policies and procedures, the landlord must have regard to guidance issued by the National Assembly for Wales.

Sections 14 and 15, and Schedule 1 allow social landlords to apply for demotion orders in cases of anti-social behaviour. The demotion order ends the tenant's existing secure or assured tenancy and replaces it with a new form of demoted tenancy with less security of tenure. Section 14 and Schedule 1 were commenced in so far they gave the power to make regulations on 30 September 2004.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The provisions of the Act which are referred to in the table below have been brought into force in relation to both Wales and England by a Commencement Order made before the date of this Order.

<i>Section or Schedule</i>	<i>Date of commencement</i>	<i>S.I. Number</i>
1 to 11	20 January 2004	2003/3300
18	27 February 2004	2003/3300
23	27 February 2004	2003/3300
25 to 29	27 February 2004	2003/3300
30 to 38	20 January 2004	2003/3300
39(1) and (2)	20 January 2004	2003/3300
39(3) (in part)	20 January 2004	2003/3300
39(3) (remainder)	30 April 2004	2003/3300
39(4), (5) and (6)	20 January 2004	2003/3300
46	31 March 2004	2004/690
53	20 January 2004	2003/3300
54	31 March 2004	2004/690
57 to 59	20 January 2004	2003/3300
60 to 64	27 February 2004	2003/3300
85(1), (2) and (3)	20 January 2004	2003/3300
85 (4) (in part)	20 January 2004	2003/3300

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<i>Section or Schedule</i>	<i>Date of commencement</i>	<i>S.I. Number</i>
85(4) (remainder)	31 March 2004	2004/690
85(5) (in part)	31 March 2004	2004/690
85(5) (remainder) (limited application)	1 October 2004 for a period of 18 months	2004/2168
85(6) (in part)	31 March 2004	2004/690
85(6) (remainder)	30 September 2004	2004/2168
85(7)	20 January 2004	2003/3300
85(8)	27 February 2004	2003/3300
85(9), (10) and (11)	31 March 2004	2004/690
86(1) and (2)	31 March 2004	2004/690
86(3) (in part)	20 January 2004	2003/3300
86(3) (remainder)	31 March 2004	2004/690
86(4), (5) and (6)	20 January 2004	2003/3300
87	20 January 2004	2003/3300
88 (in part)	30 September 2004	2004/2168
89(1), (2), (3) and (4)	20 January 2004	2003/3300
89(5)	31 March 2004	2004/690
89(6) and (7)	20 January 2004	2003/3300
90	31 July 2004	2004/1502
92 (in part)	20 January 2004	2003/3300
92 (in part)	31 March 2004	2004/690
92 (in part)	30 September 2004	2004/2168
Schedule 2 (in part)	30 September 2004	2004/2168
Schedule 3 (in part)	20 January 2004	2003/3300
Schedule 3 (in part)	31 March 2004	2004/690
Schedule 3 (in part)	30 September 2004	2004/2168

The provisions of the Act which are referred to in the table below have been brought into force in relation to Wales by a Commencement Order made before the date of this Order.

<i>Section or Schedule</i>	<i>Date of commencement</i>	<i>S.I. Number</i>
13 (with savings)	30 September 2004	2004/2557 (W.228) (C.107)
14 (in part)	30 September 2004	2004/2557 (W.228) (C.107)
16 (with savings)	30 September 2004	2004/2557 (W.228) (C.107)
17	30 September 2004	2004/2557 (W.228) (C.107)
91	30 September 2004	2004/2557 (W.228) (C.107)

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<i>Section or Schedule</i>	<i>Date of commencement</i>	<i>S.I. Number</i>
Schedule 1 (in part)	30 September 2004	2004/2557 (W.228) (C.107)
40 to 45	31 March 2004	2004/999 (W.105) (C.43)
47 to 52	31 March 2004	2004/999 (W.105) (C.43)
55 and 56	31 March 2004	2004/999 (W.105) (C.43)
Part 8	31 December 2004	2004/3238 (W.281) (C.144)