



# Criminal Justice Act 1993

## 1993 CHAPTER 36

### PART VII

#### SUPPLEMENTARY

#### 78 Commencement etc.

- (1) Sections 70 and 71 shall come into force at the end of the period of two months beginning with the day on which this Act is passed.
- (2) Sections 68, 69, 75, 76 and 79(1) to (12), paragraph 2 of Schedule 5 and, in so far as relating to the <sup>M1</sup>Criminal Procedure (Scotland) Act 1975 and the <sup>M2</sup>Prisoners and Criminal Proceedings (Scotland) Act 1993, Schedule 6, shall come into force on the passing of this Act.
- (3) The other provisions of this Act shall come into force on such day as may be appointed by the Secretary of State by an order made by statutory instrument.
- (4) Different days may be appointed under subsection (3) for different provisions and different purposes.
- (5) Nothing in any provision in Part I applies to any act, omission or other event occurring before the coming into force of that provision.
- (6) Where a person is charged with a relevant offence which was committed before the coming into force of a provision of Part II, Part III, or (as the case may be) Part IV, that provision shall not affect the question whether or not that person is guilty of the offence [<sup>F1</sup>and, where it confers a power on the court, shall not apply in proceedings instituted before the coming into force of that provision].

<sup>F2</sup>(7) .....

<sup>F3</sup>(8) .....

- (9) In subsection (6) “relevant offence” means an offence in relation to which provision is made by Part II, Part III or Part IV, other than an offence created by that Part.

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*Changes to legislation: There are currently no known outstanding effects for the Criminal Justice Act 1993, Section 78. (See end of Document for details)*

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(10) An order under subsection (3) may contain such transitional provisions and savings as the Secretary of State considers appropriate.

<sup>F4</sup>(11) .....

<sup>F3</sup>(12) .....

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#### Subordinate Legislation Made

- P1** S. 78(3) power partly exercised (14.1.1994): 15.2.1994 appointed for specified provisions by S.I. 1994/71, arts. 2, 3, **Sch.**, Appendix
- S. 78(3) power partly exercised (4.2.1994): 1.3.1994 appointed for specified provisions by S.I. 1994/242, arts. 2, 3, **Sch.**, Appendix
- S. 78(3) power partly exercised (10.3.1994): 1.4.1994 appointed for specified provisions by S.I. 1994/242, arts. 2, 3, **Sch.**
- S. 78(3) power partly exercised (11.1.1995): 3.2.1995 appointed for specified provisions by S.I. 1995/43, art. 2, 3, **Sch.**
- S. 78(3) power partly exercised (22.7.1995): 14.8.1995 appointed for specified provisions by S.I. 1995/1958, arts. 2, 3
- S. 78(3) power partly exercised (20.7.1994): 22.8.1994 appointed for specified provisions by S.I. 1994/1951, art. 2
- S. 78(3)(4) power partly exercised (19.4.1999): 1.6.1999 appointed for specified provisions by S.I. 1999/1189, art. 2
- S. 78(3)(4) power partly exercised (26.5.1999): 1.6.1999 appointed for specified provisions by S.I. 1999/1499, art. 2

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#### Textual Amendments

- F1** Words in s. 78(6) substituted (*retrospective* to 27.7.1993) by 1994 c. 33, s. 168(1), **Sch. 9 para. 53**
- F2** S. 78(7) repealed (3.2.1995) by 1994 c. 37, ss. 67, 69(2), **Sch. 3**
- F3** S. 78(8)(12) repealed (25.8.1996) by 1996 c. 22, ss. 62(1), 63(7), **Sch. 7 Pt. I**
- F4** S. 78(11) repealed (19.2.2001) by 2000 c. 11, s. 125(2), **Sch. 16 Pt. I**; S.I. 2001/421, art. 2

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#### Marginal Citations

- M1** 1975 c. 21.
- M2** 1993 c. 9.

**Changes to legislation:**

There are currently no known outstanding effects for the Criminal Justice Act 1993, Section 78.