

**2005 No. 579 (C.26)**

**CRIMINAL LAW**

**The Domestic Violence, Crime and Victims Act 2004  
(Commencement No. 1) Order 2005**

*Made* - - - -

*9th March 2005*

The Secretary of State, in exercise of the powers conferred upon him by sections 60 and 61 of the Domestic Violence, Crime and Victims Act 2004<sup>(a)</sup> hereby makes the following Order:

**Citation**

1. This Order may be cited as the Domestic Violence, Crime and Victims Act 2004 (Commencement No. 1) Order 2005.

**Commencement**

2. The following provisions of the Domestic Violence, Crime and Victims Act 2004 shall come into force on 21st March 2005—

- (a) sections 5, 6, 7 and 8 (causing or allowing the death of a child or vulnerable adult);
- (b) section 58(1) (amendments and repeals) in so far as it relates to the paragraphs of Schedule 10 in paragraph (c) below;
- (c) paragraphs 2, 7, 16, 24, 26 to 27, 29, 33, 54, 56, 59 and 65 to 66 of Schedule 10 (minor and consequential amendments);
- (d) section 58(2) (amendments and repeals) in so far as it relates to the entries in Schedule 11 in paragraph (e) below;
- (e) in Schedule 11 (repeals), the entries relating to:
  - (i) the Coroners Act 1988; and
  - (ii) the Law Reform (Year and a Day Rule) Act 1996;
- (f) section 59 (transitionals and transitory provisions) in so far as it relates to the paragraph of Schedule 12 in paragraph (g) below; and
- (g) paragraph 2 of Schedule 12.

3. The following provisions of the Domestic Violence, Crime and Victims Act 2004 shall come into force on 31st March 2005—

- (a) section 11 (common assault etc as alternative verdict);
- (b) sections 22 to 26 and Schedules 2 and 3 (unfitness to plead and insanity);
- (c) section 28 (disclosure orders for purpose of executing warrants);

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(a) 2004 c.28.

- (d) section 29 and Schedule 5 (procedure on breach of community penalty etc);
- (e) section 31 and Schedule 6 (intermittent custody);
- (f) section 58(1) (amendments and repeals) in so far as it relates to the paragraphs of Schedule 10 in paragraph (h) below;
- (g) paragraphs 1, 3 to 6, 8, 12, 14, 17 to 23, 25, 31 to 32, 45 to 46, 57 to 58 and 60 to 61 of Schedule 10 (minor and consequential amendments);
- (h) section 58(2) (amendments and repeals) in so far as it relates to the entries in Schedule 11 in paragraph (j) below;
- (i) in Schedule 11 (repeals), the entries relating to:
  - (i) the Criminal Procedure (Insanity) Act 1964;
  - (ii) the Criminal Appeal Act 1968;
  - (iii) the Courts-Martial (Appeals) Act 1968;
  - (iv) the Juries Act 1974;
  - (v) the Supreme Court Act 1981;
  - (vi) the Mental Health Act 1983;
  - (vii) the Prosecution of Offences Act 1985;
  - (viii) the Criminal Procedure (Insanity and Unfitness to Plead) Act 1991;
  - (ix) the Armed Forces Act 1996;
  - (x) the Crime (Sentences) Act 1997; and
  - (xi) the Sexual Offences Act 2003;
- (j) section 59 (transitionals and transitory provisions) in so far as it relates to the paragraphs of Schedule 12 in paragraph (l) below; and
- (k) paragraphs 8 and 9 of Schedule 12.

Home Office  
9th March 2005

*Scotland of Asthal, Q.C.*  
Minister of State

### **EXPLANATORY NOTE**

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

This Order brings into force the provisions of the Domestic Violence, Crime and Victims Act 2004 set out in article 2 on 21st March 2005 and brings into force the provisions of that Act set out in article 3 on 31st March 2005.

**£3.00**

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