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STATUTORY INSTRUMENTS

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**2008 No. 2993**

**The Criminal Justice and Immigration Act 2008  
(Commencement No. 4 and Saving Provision) Order 2008**

**Appointed dates**

2.—(1) Subject to article 3, the date appointed for the coming into force of the following provisions of the 2008 Act is 1<sup>st</sup> December 2008—

- (a) section 61 (Compensation for miscarriages of justice);
- (b) section 118 (Closure orders: premises associated with persistent disorder or nuisance);
- (c) section 126(1) and (3) (Police misconduct and performance procedures) insofar as it relates to the entries specified in sub-paragraph (h);
- (d) section 127 (Investigation of complaints of police misconduct etc.) insofar as it relates to the provisions specified in sub-paragraph (i);
- (e) section 148(2) (Consequential etc. amendments and transitional and saving provisions) insofar as it relates to the provisions in sub-paragraph (j);
- (f) section 149 (Repeals and revocations) insofar as it relates to the entries in sub-paragraph (k);
- (g) Schedule 20 (Closure orders: premises associated with persistent disorder or nuisance);
- (h) in Schedule 22 (Police misconduct and performance procedures)—
  - (i) paragraphs 3, 4, 7 and 8 to the extent not already in force; and
  - (ii) paragraphs 5, 9, 11 and 17 to 21;
- (i) in Schedule 23 (Investigation of complaints of police misconduct etc.)—
  - (i) paragraphs 4, 6 to 11 and 13 to 18; and
  - (ii) paragraphs 5, 12 and 19 to the extent not already in force;
- (j) paragraphs 22 and 35(1), (2)(a) and (3) of Schedule 27 (Transitory, transitional and saving provisions); and
- (k) in Schedule 28 (Repeals and revocations), the entries related to—
  - (i) section 50(4) of, and paragraph 6 of Schedule 6 to, the Police Act 1996<sup>(1)</sup>;
  - (ii) Schedule 3 to the Police Reform Act 2002<sup>(2)</sup>; and
  - (iii) paragraph 119 of Schedule 21 to the Legal Services Act 2007<sup>(3)</sup>.

(2) The date appointed for the coming into force of the following provisions of the 2008 Act is 26<sup>th</sup> January 2009—

- (a) section 63 (Possession of extreme pornographic images);
- (b) section 64 (Exclusion of classified films etc.);

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(1) 1996 c. 16.  
(2) 2002 c. 30.  
(3) 2007 c. 29.

- (c) section 65 (Defences: general);
- (d) section 66 (Defence: participation in consensual acts);
- (e) section 67 (Penalties etc. for possession of extreme pornographic images);
- (f) section 68 (Special rules relating to providers of information society services);
- (g) section 71 (Maximum penalty for publication etc. of obscene articles);
- (h) section 148(1) and (2) (Consequential etc. amendments and transitional and saving provision) insofar as it relates to the provisions specified in paragraphs (j) and (k);
- (i) Schedule 14 (Special rules relating to providers of information society services);
- (j) paragraph 58 of Schedule 26 (Minor and consequential amendments);and
- (k) paragraphs 23 and 25 of Schedule 27 (Transitory, transitional and saving provision).