

2013 No. 1725 (C. 69)

**CONTEMPT OF COURT, ENGLAND AND WALES
COUNTY COURTS, ENGLAND AND WALES
ENFORCEMENT, ENGLAND AND WALES
JUDICIAL APPOINTMENTS AND DISCIPLINE
SUPREME COURT OF THE UNITED KINGDOM
TRIBUNALS AND INQUIRIES**

**The Crime and Courts Act 2013 (Commencement No. 3) Order
2013**

Made - - - -

10th July 2013

The Lord Chancellor makes the following Order in exercise of the powers conferred by section 61(3) of the Crime and Courts Act 2013(a).

Citation

1. This Order may be cited as the Crime and Courts Act 2013 (Commencement No. 3) Order 2013.

Provisions coming into force on 15th July 2013

2. The following provisions of the Crime and Courts Act 2013 come into force on 15th July 2013—

- (a) section 20, for the purposes of the commencement of Parts 2, 6 and 7 of Schedule 13;
- (b) section 23;
- (c) section 25(4), for the purpose only of making regulations;
- (d) section 25(5) and (8);
- (e) section 29;
- (f) section 32; and
- (g) Parts 2, 6 and 7 of Schedule 13.

Provisions coming into force on 1st October 2013

3. The following provisions of the Crime and Courts Act 2013 come into force on 1st October 2013—

- (a) section 17(5), for the purposes of the commencement of paragraphs 21 (except for sub-paragraph (3)), 27 and 30 of Schedule 9;
- (b) section 22; and
- (c) paragraphs 21 (except for sub-paragraph (3)), 27 and 30 of Schedule 9.

Signed by the authority of the Lord Chancellor

10th July 2013

Damian Green
Minister of State
Ministry of Justice

EXPLANATORY NOTE

(This note is not part of the Order)

This Order is the third commencement order made under the Crime and Courts Act 2013 (c. 22) (“the Act”).

This Order commences a number of provisions of the Act on 15th July 2013, and a smaller number on 1st October 2013.

The provisions which are commenced on 15th July 2013 are—

- section 20 (which provides for Schedule 13, concerning judicial appointments, to have effect), for the purpose of bringing Parts 2, 6 and 7 of Schedule 13 into force;
- section 23, which makes provision about permission to appeal from the Upper Tribunal to the Court of Session;
- section 25, in part. Section 25 amends Schedule 12 to the Tribunals, Courts and Enforcement Act 2007^(a) (“the 2007 Act”) to insert two new paragraphs (18A and 19A), to repeal provision which allows for regulations to prescribe circumstances where the use of force against the person may be authorised, and to make other minor and consequential amendments. Section 25(4) inserts new paragraph 19A, sub-paragraphs (2) and (4) of which require or enable various matters to be dealt with in regulations: it is commenced only to the extent that it provides for those matters to be in regulations, so that the regulations may be made in advance of the main provisions which they will support coming into force. Section 25(5) repeals provision in paragraphs 24(2) and 31(5) of Schedule 12 to the 2007 Act which allow for regulations to prescribe circumstances in which the use of force against the person in the process of taking control of goods may be authorised. The effect is that it will not be permissible to use force against the person in that process in any circumstances. Section 25(8) makes amendments which are consequential on the repeals in section 25(5), removing references to the repealed provision;
- section 29, which makes provision about the appointment and terms and conditions of the chief executive, officers and staff of the Supreme Court of the United Kingdom;

^(a) 2007 c. 15

- section 32, which makes provision for the Lord Chancellor (with the concurrence of the Lord Chief Justice) to be able by order to enable the making, and use, of films and other recordings of proceedings in courts in England and Wales; and
- Parts 2 (diversity), 6 (appointment of a judge to perform functions of a Head of Division in case of incapacity or a vacancy, etc.) and 7 (abolition of the office of Assistant Recorder) of Schedule 13.

The provisions which are commenced on 1st October are—

- section 17(5) (which provides for Schedule 9, concerning the establishment of a single county court, to have effect), to the extent necessary to bring paragraphs 21 (except for sub-paragraph (3)), 27 and 30 of Schedule 9 into force;
- section 22, which makes provision about the transfer of immigration, asylum and nationality judicial review applications to the Upper Tribunal; and
- paragraphs 21 (except for sub-paragraph (3)), 27 and 30 of Schedule 9 (which concern the abolition of patents county courts).

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 1(1) and (2)	27th May 2013	2013/1042
Section 1(3) to (11)	7 th October 2013	2013/NUMBER 2 ORDER
Section 1(12) (partially)	27th May 2013	2013/1042
Section 1(12), so far as not already in force	7 th October 2013	2013/NUMBER 2 ORDER
Section 2	7 th October 2013	2013/NUMBER 2 ORDER
Section 3	27th May 2013	2013/1042
Section 4(1)	7 th October 2013	2013/NUMBER 2 ORDER
Section 4(2) to (9)	27th May 2013	2013/1042
Section 4(10) (partially)	27th May 2013	2013/1042
Section 4(10), so far as not already in force	7 th October 2013	2013/NUMBER 2 ORDER
Section 5(1) to (9), (11) and (12)	7 th October 2013	2013/NUMBER 2 ORDER
Section 5(10) (partially)	8 th May 2013	2013/1042
Section 5(10), so far as not already in force	7 th October 2013	2013/NUMBER 2 ORDER
Section 6(1), (3) and (4)	7 th October 2013	2013/NUMBER 2 ORDER
Section 6(2)	27th May 2013	2013/1042
Section 7	7 th October 2013	2013/NUMBER 2 ORDER
Section 8(1) to (5)	7 th October 2013	2013/NUMBER 2 ORDER
Section 8(6) (partially)	8 th May 2013	2013/1042
Section 8(6), so far as not already in force	7 th October 2013	2013/NUMBER 2 ORDER
Section 9(1) to (3) and (5) to (8)	7 th October 2013	2013/NUMBER 2 ORDER
Section 9(4) (partially)	8 th May 2013	2013/1042
Section 9(4) (partially)	27th May 2013	2013/1042

Section 9(4), so far as not already in force	7 th October 2013	2013/NUMBER 2 ORDER
Section 10	7 th October 2013	2013/NUMBER 2 ORDER
Section 11(1) to (5), (7) and (8)	7 th October 2013	2013/NUMBER 2 ORDER
Section 11(6) (partially)	8 th May 2013	2013/1042
Section 11(6), so far as not already in force	7 th October 2013	2013/NUMBER 2 ORDER
Section 11(9) (partially)	8 th May 2013	2013/1042
Section 11(9), so far as not already in force	7 th October 2013	2013/NUMBER 2 ORDER
Section 12	7 th October 2013	2013/NUMBER 2 ORDER
Section 13	7 th October 2013	2013/NUMBER 2 ORDER
Section 14	8 th May 2013	2013/1042
Section 15(1) and (2)	7 th October 2013	2013/NUMBER 2 ORDER
Section 15(3) (partially)	8 th May 2013	2013/1042
Section 15(3) (partially)	27 th May 2013	2013/1042
Section 15(3) (partially)	7 th October 2013	2013/NUMBER 2 ORDER
Section 16	8 th May 2013	2013/1042
Section 50 (partially)	29 th July 2013	2013/NUMBER 2 ORDER
Section 50 (partially, as to England and Wales)	29 th July 2013	2013/NUMBER 2 ORDER
Section 51	8 th May 2013	2013/1042
Section 52	25 th June 2013	2013/1042
Section 53	25 th June 2013	2013/1042
Section 54	25 th June 2013	2013/1042
Section 55(1) and (2)	25 th June 2013	2013/1042
Section 55(3) (partially)	25 th June 2013	2013/1042
Section 55(5)	25 th June 2013	2013/1042
Section 55(6) to (13)	25 th June 2013	2013/1042
Section 55(14) (partially)	25 th June 2013	2013/1042
Schedule 1, paragraph 7	27 th May 2013	2013/1042
Schedule 1, so far as not already in force	7 th October 2013	2013/NUMBER 2 ORDER
Schedule 2, paragraph, 1, 4 and 5	27 th May 2013	2013/1042
Schedule 2, so far as not already in force	7 th October 2013	2013/NUMBER 2 ORDER
Schedule 3, paragraph 34	8 th May 2013	2013/1042
Schedule 3, so far as not already in force	7 th October 2013	2013/NUMBER 2 ORDER
Schedule 4, paragraph 1	8 th May 2013	2013/1042
Schedule 4, so far as not already in force	7 th October 2013	2013/NUMBER 2 ORDER
Schedule 5, paragraphs 5, 27, 28, 29 and 30	8 th May 2013	2013/1042
Schedule 5, paragraph 4	27 th May 2013	2013/1042
Schedule 5, so far as not already in force	7 th October 2013	2013/NUMBER 2 ORDER
Schedule 6, paragraph 5(5) and (6)	8 th May 2013	2013/1042

Schedule 6, so far as not already in force	7 th October 2013	2013/NUMBER 2 ORDER
Schedule 7	7 th October 2013	2013/NUMBER 2 ORDER
Schedule 8, paragraphs 1 to 5 and 13	8 th May 2013	2013/1042
Schedule 8, paragraphs 101 to 103	27 th May 2013	2013/1042
Schedule 8, paragraphs 6 to 10, 12 to 100 and 104 to 190	7 th October 2013	2013/NUMBER 2 ORDER
Schedule 20, paragraphs 16 to 29	29 th July 2013	2013/NUMBER 2 ORDER
Schedule 20, paragraphs 10 to 15, as to England and Wales	29 th July 2013	2013/NUMBER 2 ORDER
Schedule 21, paragraphs 1 to 13	25 th June 2013	2013/1042
Schedule 21, paragraph 14 (partially)	25 th June 2013	2013/1042
Schedule 21, paragraphs 19 and 30 to 38	25 th June 2013	2013/1042
Schedule 21, paragraphs 39 to 50	25 th June 2013	2013/1042

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