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STATUTORY INSTRUMENTS

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**2015 No. 188 (C. 12)**

**POLICE, ENGLAND AND WALES**

**The Serious Organised Crime and Police Act  
2005 (Commencement No. 15) Order 2015**

*Made - - - - 11th February 2015*

The Secretary of State makes the following Order in exercise of the powers conferred by section 178(8) and (9) of the Serious Organised Crime and Police Act 2005<sup>(1)</sup>:

**Citation**

**1.** This Order may be cited as the Serious Organised Crime and Police Act 2005 (Commencement No. 15) Order 2015.

**Commencement**

**2.** Section 163(2) of the Serious Organised Crime and Police Act 2005, insofar as it relates to section 113B(10)(i) and (m) of the Police Act 1997<sup>(2)</sup> (enhanced criminal record certificates), shall come into force on 9th March 2015 for all remaining purposes.

11th February 2015

*Simon Hughes*  
Minister of State  
Ministry of Justice

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(1) 2005 c. 15.  
(2) 1997 c. 50.

## EXPLANATORY NOTE

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

This Order brings section 163(2) of the Serious Organised Crime and Police Act 2005, insofar as it relates to section 113B(10) of the Police Act 1997 (c. 50) (“1997 Act”), into force on 9th March 2015 for all remaining purposes.

Section 163(2) insert sections 113A to F into the 1997 Act. Section 113B provides for enhanced criminal record checks. This provision has previously been brought into force throughout the United Kingdom, except for section 113B(10)(i) and (m) in England and Wales. Section 113B(10)(i) and (m) provides that both the Civil Nuclear Constabulary and a body with functions in any country or territory outside the British Islands which correspond to those of a police force in any part of the United Kingdom are to be treated as a police force for the purposes of section 113B of the 1997 Act. Police forces under that section may be prescribed or determined as relevant police forces for the purpose of obtaining information to be disclosed in an enhanced criminal record certificate under Part V of the 1997 Act.

A full impact assessment has not been produced for this instrument as no impact on the private or voluntary sectors is foreseen.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

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

The following provisions of the Serious Organised Crime and Police Act 2005 have been brought into force by commencement order made before the date of this Order.

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 1(1) and (2) (partially)	1st March 2006	<a href="#">2006/378</a>
Section 1(1) and (2) (to the extent not already in force)	1st April 2006	<a href="#">2006/378</a>
Section 1(3)	1st January 2006	<a href="#">2005/3495</a>
Sections 2 to 5	1st April 2006	<a href="#">2006/378</a>
Section 6	1st March 2006	<a href="#">2006/378</a>
Section 7	1st April 2006	<a href="#">2006/378</a>
Sections 8 to 10	1st January 2006	<a href="#">2005/3495</a>
Sections 11 to 16	1st April 2006	<a href="#">2006/378</a>
Sections 17 and 18	1st January 2006	<a href="#">2005/3495</a>
Sections 19 to 26	1st April 2006	<a href="#">2006/378</a>
Section 27	1st January 2006	<a href="#">2005/3495</a>
Sections 28 to 38	1st April 2006	<a href="#">2006/378</a>
Section 39	1st January 2006	<a href="#">2005/3495</a>

Sections 40 and 41	1st April 2006	<a href="#">2006/378</a>
Section 42	1st January 2006	<a href="#">2005/3495</a>
Sections 43 and 44(1)	1st March 2006	<a href="#">2006/378</a>
Section 44(2)	1st January 2006	<a href="#">2005/3495</a>
Sections 45 to 51	1st April 2006	<a href="#">2006/378</a>
Section 52	1st January 2006	<a href="#">2005/3495</a>
Section 53	1st April 2006	<a href="#">2006/378</a>
Section 54	1st January 2006	<a href="#">2005/3495</a>
Section 55(1)(e) and (2)	1st March 2006	<a href="#">2006/378</a>
Section 55 (to the extent not already in force)	1st April 2006	<a href="#">2006/378</a>
Sections 56 and 57	1st April 2006	<a href="#">2006/378</a>
Section 58	1st January 2006	<a href="#">2005/3495</a>
Section 59 (partially)	1st January 2006	<a href="#">2005/3495</a>
Section 59 (to the extent not already in force)	1st April 2006	<a href="#">2006/378</a>
Sections 60 to 70 (as to England and Wales)	1st April 2006	<a href="#">2005/1521</a>
Sections 71 to 75	1st April 2006	<a href="#">2006/378</a>
Section 76	1st April 2006	<a href="#">2006/378</a>
Section 78	1st April 2006	<a href="#">2006/378</a>
Sections 79 to 81 (as to England and Wales and Northern Ireland)	1st April 2006	<a href="#">2006/378</a>
Sections 82 to 94 (as to England and Wales and Northern Ireland)	1st April 2006	<a href="#">2005/1521</a>
Section 95	1st July 2005	<a href="#">2005/1521</a>
Section 96 (as to Scotland)	1st July 2005	<a href="#">S.S.I 2005/358</a>
Section 96 (as to England, Wales and Northern Ireland)	1st July 2005	<a href="#">2005/1521</a>
Section 97	1st July 2005	<a href="#">2005/1521</a>
Section 98	1st January 2006	<a href="#">2005/3136</a>
Sections 99 to 101	1st July 2005	<a href="#">2005/1521</a>
Section 102	15th May 2006	<a href="#">2006/1085</a>
Sections 103 to 108	1st July 2005	<a href="#">2005/1521</a>
Section 109 (partially)	1st August 2005	<a href="#">2005/2026</a>
Section 109 (to the extent not already in force)	1st January 2006	<a href="#">2005/3136</a>
Sections 110 and 111	1st January 2006	<a href="#">2005/3495</a>
Section 112	1st July 2005	<a href="#">2005/1521</a>
Sections 113 and 114(1) to (8)	1st January 2006	<a href="#">2005/3495</a>

Section 115	1st July 2005	<a href="#">2005/1521</a>
Section 116(1) to (3) and (5)	1st August 2005	<a href="#">2005/2026</a>
Section 116 (to the extent not already in force)	1st January 2006	<a href="#">2005/3495</a>
Section 117(1), (2), (4)(a), (5), (6), (8) to (10)	7th March 2011	<a href="#">2011/410</a>
Section 118	1st January 2006	<a href="#">2005/3495</a>
Section 119	1st July 2005	<a href="#">2005/1521</a>
Section 121(5)(a)	7th March 2011	<a href="#">2011/410</a>
Section 122(1) to (6)	1st August 2005	<a href="#">2005/2026</a>
Section 122(7) (partially)	1st July 2005	<a href="#">2005/1521</a>
Section 122(7) (partially)	1st January 2006	<a href="#">2005/3495</a>
Sections 123 to 131	1st July 2005	<a href="#">2005/1521</a>
Section 132 (partially)	1st July 2005	<a href="#">2005/1521</a>
Section 132 (to the extent not already in force)	1st August 2005	<a href="#">2005/1521</a>
Section 133 (partially)	1st July 2005	<a href="#">2005/1521</a>
Section 133 (to the extent not already in force)	1st August 2005	<a href="#">2005/1521</a>
Section 134 (partially)	1st July 2005	<a href="#">2005/1521</a>
Section 134 (to the extent not already in force)	1st August 2005	<a href="#">2005/1521</a>
Sections 135 to 137	1st August 2005	<a href="#">2005/1521</a>
Sections 138 to 143	1st July 2005	<a href="#">2005/1521</a>
Section 144 (partially)	20th July 2006	<a href="#">2006/1871</a>
Sections 145 to 155	1st July 2005	<a href="#">2005/1521</a>
Section 156	1st July 2006	<a href="#">S.S.I 2005/358</a>
Section 157	1st April 2006	<a href="#">2005/1521</a>
Sections 159 and 160	1st July 2005	<a href="#">2005/1521</a>
Section 161(1)	8th May 2006	<a href="#">2006/1085</a>
Section 161(2) to (5) (partially)	1st July 2005	<a href="#">2005/1521</a>
Section 161(2) to (4) (to the extent not already in force)	1st August 2005	<a href="#">2005/2026</a>
Section 161(5) (to the extent not already in force)	8th May 2006	<a href="#">2006/1085</a>
Section 162 (partially)	1st July 2005	<a href="#">2005/1521</a>
Section 163(1), (2) and (3) (partially) (as to England and Wales)	6th April 2006	<a href="#">2006/378</a>
Section 163(2) (partially) (as to England and Wales)	25th September 2006	<a href="#">2006/2182</a>
Section 163(2) (partially) (as to England and Wales)	12th November 2007	<a href="#">2007/3064</a>

Section 163(2) (partially) (as to England and Wales)	28th February 2008	<a href="#">2008/306</a>
Section 163(3) (as to Northern Ireland)	3rd December 2007	<a href="#">2007/3341</a>
Section 164 (as to Scotland)	1st July 2005	<a href="#">SSI 2005/358</a>
Section 164 (to the extent not already in force)	1st July 2005	<a href="#">2005/1521</a>
Section 165 (partially) (as to England, Wales and Northern Ireland)	1st July 2005	<a href="#">2005/1521</a>
Section 165 (to the extent not already in force) (as to England and Wales)	6th April 2006	<a href="#">2006/378</a>
Section 165(2) and (3) (as to Northern Ireland)	3rd December 2007	<a href="#">2007/3341</a>
Section 166 (partially) (as to Scotland)	1st July 2005	<a href="#">SSI 2005/358</a>
Section 166 (partially) (as to England, Wales and Northern Ireland)	1st July 2005	<a href="#">2005/1521</a>
Section 166(2) (as to Northern Ireland)	3rd December 2007	<a href="#">2007/3341</a>
Sections 168 and 169	1st July 2005	<a href="#">2005/1521</a>
Section 170	1st June 2008	<a href="#">2008/1325</a>
Section 171(1) (partially) (as to Scotland)	30th June 2006	<a href="#">SSI 2006/381</a>
Section 171(1) (partially) (as to England and Wales)	6th July 2006	<a href="#">SSI 2006/381</a>
Section 171(2)	6th July 2006	<a href="#">SSI 2006/381</a>
Section 174(1)	1st January 2006	<a href="#">2005/3495</a>
Section 174(2) (partially)	1st July 2005	<a href="#">2005/1521</a>
Section 174(2) (partially)	1st January 2006	<a href="#">2005/3495</a>
Section 174(2) (partially)	1st April 2006	<a href="#">2006/378</a>
Section 174(2) (partially) (as to England and Wales)	6th April 2006	<a href="#">2006/378</a>
Section 174(2) (partially)	8th May 2006	<a href="#">2006/1085</a>
Section 175	1st July 2005	<a href="#">2005/1521</a>
Schedule 1 (partially)	1st March 2006	<a href="#">2006/378</a>
Schedule 1 (to the extent not already in force)	1st April 2006	<a href="#">2006/378</a>
Schedule 2 (partially)	1st March 2006	<a href="#">2006/378</a>
Schedule 2 (to the extent not already in force)	1st April 2006	<a href="#">2006/378</a>
Schedule 3	1st January 2006	<a href="#">2005/3495</a>
Schedule 4 (partially)	1st January 2006	<a href="#">2005/3495</a>
Schedule 4 (partially)	1st April 2006	<a href="#">2006/378</a>
Schedule 5 (as to England, Wales and Northern Ireland)	1st April 2006	<a href="#">2005/1521</a>

Schedule 6 (partially)	1st August 2005	<a href="#">2005/2026</a>
Schedule 6 (to the extent not already in force)	1st January 2006	<a href="#">2005/3136</a>
Schedule 7	1st January 2006	<a href="#">2005/3495</a>
Schedule 8 (partially)	1st July 2005	<a href="#">2005/1521</a>
Schedule 8 (to the extent not already in force)	1st January 2006	<a href="#">2005/3495</a>
Schedule 9 (partially)	1st July 2005	<a href="#">2005/1521</a>
Schedule 10 (partially)	20th July 2006	<a href="#">2006/1871</a>
Schedules 11 and 12	1st July 2005	<a href="#">2005/1521</a>
Schedule 13 (partially)	1st July 2005	<a href="#">2005/1521</a>
Schedule 13 (partially)	8th May 2006	<a href="#">2006/1085</a>
Schedule 14 (partially) (as to England and Wales)	6th April 2006	<a href="#">2006/378</a>
Schedule 14 (partially) (as to Northern Ireland)	3rd December 2007	<a href="#">2007/3341</a>
Schedule 15 (partially) (as to Scotland)	30th June 2006	<a href="#">SSI 2006/381</a>
Schedule 15 (partially) (as to England and Wales)	6th July 2006	<a href="#">SSI 2006/381</a>
Schedule 16	1st January 2006	<a href="#">2005/3495</a>
Schedule 17 (partially)	1st July 2005	<a href="#">2005/1521</a>
Schedule 17 (partially)	1st January 2006	<a href="#">2005/3495</a>
Schedule 17 (partially)	1st April 2006	<a href="#">2006/378</a>
Schedule 17 (partially) (as to England and Wales)	6th April 2006	<a href="#">2006/378</a>
Schedule 17 (partially)	8th May 2006	<a href="#">2006/1085</a>

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