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STATUTORY INSTRUMENTS

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**2015 No. 1463 (C. 82)**

**CRIMINAL LAW, ENGLAND AND WALES**

The Criminal Justice and Courts Act  
2015 (Commencement No. 2) Order 2015

Made - - - - 2nd July 2015

The Secretary of State makes the following Order in the exercise of the power conferred by section 95(1) of the Criminal Justice and Courts Act 2015<sup>(1)</sup>.

**Citation**

1. This Order may be cited as the Criminal Justice and Courts Act 2015 (Commencement No. 2) Order 2015.

**Commencement of provisions of the Criminal Justice and Courts Act 2015**

2. The following provisions of the Criminal Justice and Courts Act 2015 come into force on 17th July 2015—

- (a) section 28 (minimum sentence for repeat offences involving offensive weapons etc); and
- (b) Schedule 5 (minimum sentence for repeat offences involving offensive weapons etc: consequential provision).

2nd July 2015

*Mike Penning*  
Minister of State  
Ministry of Justice

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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## EXPLANATORY NOTE

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

This Order commences section 28 of, and Schedule 5 to, the Criminal Justice and Courts Act 2015 (c. 2). Section 28 creates a minimum custodial sentence for a second (or further) conviction for possession of a knife or offensive weapon. The minimum custodial sentence which the court must impose is 6 months imprisonment for those aged 18 or over when convicted and a four month detention and training order for those aged 16 or 17 when convicted, unless there are particular circumstances relating to the offence, previous offence(s) or offender which would make it unjust to impose such a sentence. The second or further offence must be committed after the commencement of these provisions. Schedule 5 sets out the consequential amendments necessary in respect of section 28.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

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

The following provisions of the Criminal Justice and Courts Act 2015 (c. 2) have been brought into force by commencement order made before the date of this Order:

Provision	Date of Commencement	S.I. No.
Sections 1 to 7	13.04.2015	2015/778
Section 12 to 27	13.04.2015	2015/778
Sections 29 and 30	13.04.2015	2015/778
Sections 32 to 37	13.04.2015	2015/778
Section 38	20.03.2015	2015/778
Section 39	20.03.2015	2015/778
Sections 40 and 41	13.04.2015	2015/778
Sections 43 to 51	13.04.2015	2015/778
Sections 53 to 61	13.04.2015	2015/778
Section 63	13.04.2015	2015/778
Section 67	13.04.2015	2015/778
Sections 69 to 83	13.04.2015	2015/778
Section 84(1) to (3)	13.04.2015	2015/778
Section 87	13.04.2015	2015/778
Section 92	13.04.2015	2015/778
Schedules 1 and 2	13.04.2015	2015/778
Schedule 4	13.04.2015	2015/778
Schedule 6	13.04.2015	2015/778

Provision	Date of Commencement	S.I. No.
Schedule 8	13.04.2015	<a href="#">2015/778</a>
Schedules 9 and 10	20.03.2015	<a href="#">2015/778</a>
Schedules 11 to 15	13.04.2015	<a href="#">2015/778</a>