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STATUTORY INSTRUMENTS

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**2012 No. 2906**

**The Legal Aid, Sentencing and Punishment  
of Offenders Act 2012 (Commencement  
No. 4 and Saving Provisions) Order 2012**

**Saving provisions in relation to children remanded to prison or local authority  
accommodation before 3rd December 2012**

7.—(1) Chapter 3 of Part 3 of the Act (except section 105(1)) is of no effect in relation to proceedings in which a child is subject to a pre-commencement remand.

(2) The following provisions of Schedule 12 to the Act are of no effect in relation to proceedings in which a child is subject to a pre-commencement remand—

- (a) paragraphs 6 to 8;
- (b) paragraphs 10 to 12;
- (c) paragraph 17;
- (d) paragraphs 20 and 21;
- (e) paragraphs 23 to 25;
- (f) paragraphs 28 and 29;
- (g) paragraph 31; and
- (h) paragraphs 33 to 58.

(3) A pre-commencement remand is a remand which—

- (a) commenced before 3rd December 2012; and
- (b) is a remand—
  - (i) to prison by virtue of section 27(1) of the Criminal Justice Act 1948<sup>(1)</sup>;
  - (ii) to local authority accommodation by virtue of section 23(1) or (1A) of the Children and Young Persons Act 1969<sup>(2)</sup>; or
  - (iii) to prison by virtue of section 23(1) of the Children and Young Persons Act 1969 as modified by section 98 of the Crime and Disorder Act 1998<sup>(3)</sup>.

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(1) 1948 c.58.  
(2) 1969 c.54.  
(3) 1998 c.37.