

**2014 No. 2830 (W. 286) (C. 130)**

**HOUSING, WALES**

**The Anti-social Behaviour, Crime  
and Policing Act 2014  
(Commencement No. 2 and  
Transitional Provisions) (Wales)  
Order 2014**

**EXPLANATORY NOTE**

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

This Order brings into force, in Wales, various provisions of the Anti-social Behaviour, Crime and Policing Act 2014 (“the 2014 Act”).

Article 2 brings into force, in relation to Wales, provisions relating to the absolute ground for possession for anti-social behaviour (sections 94 – 97, 100(2) and (3), and Schedule 3 of the 2014 Act) and associated consequential amendments, as well as consequential amendments in relation to Parts 1, 2 and 4 of the 2014 Act.

Article 3 makes transitional provision in relation to the coming into force of sections 94 and 97 of the 2014 Act to ensure that condition 5 in the new absolute grounds for possession is only met where the offence under the Environmental Protection Act 1990 is committed on or after 20 October 2014.

**NOTE AS TO EARLIER COMMENCEMENT  
ORDERS**

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

The following provisions of the 2014 Act have been brought into force to their fullest extent (unless indicated otherwise) by commencement order made before the date of this Order:

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. Number</i>
Section 96 (partially) (England only)	17 September 2014	2014/2454

Section 98 (England only)	13 May 2014	2014/949
Section 98 (Wales only)	13 May 2014	2014/1241 (W. 129)
Section 99	13 May 2014	2014/949
Section 100(1) (England only)	13 May 2014	2014/949
Section 100(1) (Wales only)	13 May 2014	2014/1241 (W. 129)
Section 101	13 May 2014	2014/949
Section 104 (partially)	13 May 2014	2014/949
Sections 105 to 107	13 May 2014	2014/949
Sections 108 to 111	14 July 2014	2014/949
Section 112	13 May 2014	2014/949
Sections 116 to 118	1 September 2014	2014/2125
Section 119	13 May 2014	2014/949
Sections 120 and 121	16 June 2014	2014/949
Sections 123 to 130	13 May 2014	2014/949
Sections 131 and 132	1 September 2014	2014/2125
Section 133 (partially)	1 September 2014	2014/2125
Section 134	1 September 2014	2014/2125
Section 136	1 October 2014	2014/2454
Sections 138 and 139	1 October 2014	2014/2454
Section 140	21 July 2014	2014/1916
Sections 141 and 142	13 May 2014	2014/949
Section 143	20 March 2014	2014/630
Sections 144 to 146	13 May 2014	2014/949
Section 147	14 March 2014	2014/630
Section 148 (partially)	13 May 2014	2014/949
	31 July 2014	2014/1916
	1 April 2015	2014/1916
Section 149	2 June 2014	2014/1226
Sections 152 and 153	13 May 2014	2014/949
Sections 155 to 159	21 July 2014	2014/1916
Sections 161 to 167	21 July 2014	2014/1916
Sections 169 to 173	21 July 2014	2014/1916

Section 174	6 October 2014	2014/2454
Section 176	13 May 2014	2014/949
Section 178	13 May 2014	2014/949
Section 179	1 June 2014	2014/949
Section 181(1) (partially)	20 March 2014	2014/630
	13 May 2014	2014/949
	21 July 2014	2014/1916
	1 September 2014	2014/2125
	1 October 2014	2014/2454
Section 181(1) (partially) (England only)	13 May 2014	2014/949
Section 181(1) (partially) (Wales only)	13 May 2014	2014/1241 (W. 129)
Schedule 4 (partially)	13 May 2014	2014/949
Schedule 8	14 March 2014	2014/630
Schedule 9 (partially)	13 May 2014	2014/949
	31 July 2014	2014/1916
	1 April 2015	2014/1916
Schedule 10	13 May 2014	2014/949
Schedule 11 (partially)	20 March 2014	2014/630
	13 May 2014	2014/949
	21 July 2014	2014/1916
	1 September 2014	2014/2125
	1 October 2014	2014/2454
Schedule 11 (partially) (England only)	13 May 2014	2014/949
Schedule 11 (partially) (Wales only)	13 May 2014	2014/1241 (W. 129)

**2014 No. 2830 (W. 286) (C. 130)**

**HOUSING, WALES**

**The Anti-social Behaviour, Crime  
and Policing Act 2014  
(Commencement No. 2 and  
Transitional Provisions) (Wales)  
Order 2014**

*Made*

*20 October 2014*

The Welsh Ministers make the following Order in exercise of the powers conferred by section 185(3) and (8) of the Anti-social Behaviour, Crime and Policing Act 2014<sup>(1)</sup>.

**Title and interpretation**

**1.**—(1) The title of this Order is the Anti-social Behaviour, Crime and Policing Act 2014 (Commencement No. 2 and Transitional Provisions) (Wales) Order 2014.

(2) In this Order, “the 2014 Act” (“*Deddf 2014*”) means the Anti-social Behaviour, Crime and Policing Act 2014.

**Commencement and application**

**2.** The following provisions of the 2014 Act will come into force in relation to Wales on 21 October 2014—

- (a) section 94 (new ground for serious offences or breach of prohibitions etc) and Schedule 3 (Schedule to be inserted as Schedule 2A to the Housing Act 1985);
- (b) section 95 (notice requirements for new ground);
- (c) section 96 (review requirements for new ground);

---

(1) 2014 c. 12.

- (d) section 97 (corresponding new ground and notice requirements for assured tenancies);
- (e) section 100(2) and (3) (restrictions where new possession proceedings in progress etc);
- (f) section 181(1) (amendments) insofar as it relates to the provisions in Schedule 11 specified in paragraph (g) below; and
- (g) in Schedule 11 (minor and consequential amendments)—
  - (i) paragraph 2;
  - (ii) paragraph 7;
  - (iii) paragraph 8;
  - (iv) paragraph 9;
  - (v) paragraph 10;
  - (vi) paragraph 13;
  - (vii) paragraph 14;
  - (viii) paragraph 15(4)(a) and (c);
  - (ix) paragraph 16;
  - (x) paragraph 18; and
  - (xi) paragraph 19.

**Transitional provision in relation to the coming into force of sections 94 and 97 in Wales**

3. In relation to the coming into force of sections 94 and 97 (absolute grounds for possession) in Wales, condition 5 in section 84A(7) of the Housing Act 1985(1) and condition 5 in Ground 7A of Part 1 of Schedule 2 to the Housing Act 1988(2) is only met if the offence under—

- (a) section 80(4) of the Environmental Protection Act 1990(3) (breach of abatement notice in relation to statutory nuisance), or
- (b) section 82(8) of that Act (breach of court order to abate statutory nuisance etc.),

is committed by the tenant, or a person residing in or visiting the dwelling-house, on or after 20 October 2014.

*Lesley Griffiths*

Minister for Communities and Tackling Poverty, one of the Welsh Ministers  
20 October 2014

---

(1) 1985 c. 68. Section 84A is prospectively inserted by section 94(1) of the Anti-social Behaviour, Crime and Policing Act 2014.

(2) 1988 c. 50. Ground 7A of Part 1 of Schedule 2 is prospectively inserted by section 97(1) of the Anti-social Behaviour, Crime and Policing Act 2014.

(3) 1990 c. 43.