

*Status: Point in time view as at 29/04/2016. This version of this part contains provisions that are prospective.*  
*Changes to legislation: Justice Act (Northern Ireland) 2015, PART 10 is up to date with all changes known to be in force on or before 04 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*



## 2015 CHAPTER 9

### PART 10

#### SUPPLEMENTARY PROVISIONS

##### **Regulations, orders and directions**

**102.**—(1) Except as provided by subsection (2), regulations made by the Department under this Act are subject to negative resolution.

(2) Regulations under sections 65 to 69 shall not be made unless a draft of the regulations has been laid before, and approved by resolution of, the Assembly.

(3) Except as provided by subsections (4) to (6), orders made by the Department under this Act are subject to negative resolution.

(4) Subsection (3) does not apply to an order under section 106(2).

(5) An order under section 31(3) is subject to negative resolution only if it is made without a draft of the order having been laid before and approved by a resolution of the Assembly.

(6) No order to which this subsection applies may be made unless a draft of the order has been laid before, and approved by resolution of, the Assembly.

(7) Subsection (6) applies to—

- (a) an order under section 4(7), 11(4), 50(11), 51(12) or paragraph 10 of Schedule 7;
- (b) an order under section 6(2) containing provision which amends or repeals a provision of an Act of Parliament or Northern Ireland legislation.

(8) Regulations and orders made by the Department under this Act may contain such incidental, supplementary, transitional and saving provisions as appear to the Department to be necessary or expedient.

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- (9) A power to give directions under this Act includes power—
- (a) to amend or revoke the directions;
  - (b) to include in the directions such incidental, supplementary, transitional and saving provisions as appear to the person giving the directions to be necessary or expedient.

### Interpretation

**103.**—(1) In this Act—

“the Department” means the Department of Justice;

“Northern Ireland” has the meaning given by the Northern Ireland Act 1998;

“statutory provision” has the meaning given by section 1(f) of the Interpretation Act (Northern Ireland) 1954; and “existing statutory provision”, in any provision of this Act, means a statutory provision passed or made before the coming into operation of that provision.

(2) In any provision of this Act “commencement” means the date on which that provision comes into operation.

### Transitional provisions, etc.

**104** Schedule 8 (which contains transitional provisions and savings) has effect.

### Repeals

**105** The statutory provisions set out in Schedule 9 are repealed to the extent specified in the second column of that Schedule.

#### Commencement Information

- I1** S. 105 partly in operation; s. 105 in operation for certain purposes at 25.7.2015 see s. 106(1)(g)
- I2** S. 105 in operation at 29.4.2016 for specified purposes by S.R. 2016/136, art. 4(d)

### Commencement

**106.**—(1) The following provisions of this Act come into operation on the day after this Act receives Royal Assent—

- (a) section 36 and Schedule 3;
- (b) sections 89 and 90;
- (c) sections 98 to 103;
- (d) section 104 and Schedule 8;

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- (e) this section;
- (f) paragraph 10 of Schedule 7 and section 97 so far as relating to that paragraph;
- (g) in Schedule 9, Part 6 (and section 105 so far as relating to that Part).

(2) The other provisions of this Act come into operation on such day or days as the Department may by order appoint.

(3) Without prejudice to section 102(8), an order under subsection (2) may contain such transitional or transitory modifications of this Act as appear to the Department to be necessary or expedient in connection with any provision brought into operation by the order.

PROSPECTIVE

**Short title**

**107** This Act may be cited as the Justice Act (Northern Ireland) 2015.

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