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*Status: Point in time view as at 01/04/2007.*

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## STATUTORY INSTRUMENTS

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# 1996 No. 1298 (N.I. 8)

## The Ombudsman (Northern Ireland) Order 1996 <sup>F1</sup>

- - - - 15th May 1996

### THE OMBUDSMAN (NORTHERN IRELAND) ORDER 1996

Introductory Title and commencement (1) This Order may be cited as the Ombudsman (Northern...

#### *Introductory*

1. Title and commencement
2. Interpretation

#### *The Assembly Ombudsman for Northern Ireland*

3. The Assembly Ombudsman for Northern Ireland
4. Appointment and tenure of office
5. Salary and pension
6. Appointment of acting Ombudsman
7. Staff and expenses

#### *Investigations by the Ombudsman*

8. Authorities subject to investigation
9. Matters subject to investigation
10. Matters not subject to investigation
11. Provisions relating to complaints
12. Purposes of investigation
13. Procedure in respect of investigations
14. Evidence
15. Obstruction and contempt
16. Reports on investigations
17. Reports to the Assembly
18. Privilege for certain publications
19. Disclosure of information by Ombudsman
- 19A. Disclosure of information to Information Commissioner

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*Supplementary provisions*

20. Orders
21. Amendments, repeals and transitional and saving provisions

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SCHEDULES

SCHEDULE 1 — PENSIONS AND OTHER BENEFITS

— Interpretation (1) In this Schedule— “the 1993 Act” means the Judicial Pensions and Retirement Act...

*Interpretation*

1. In this Schedule— “the 1993 Act” means the Judicial Pensions and Retirement Act 1993; “the...

*Persons holding office before 31 March 1995*

2. Notwithstanding any provision in this Order, the Parliamentary Commissioner for Administration and Commissioner for Complaints...

*Persons taking office on or after 31 March 1995*

3. A person who first holds office as Ombudsman on or after 31 March 1995 shall...

*Effect of election to continue in former scheme*

4. Where a person elects under this Schedule for his former scheme, that scheme shall, subject...

*Effect of election for the civil service scheme*

5. Where a person elects under this Schedule for the civil service scheme, the principal civil...

*Effect of election for the 1993 scheme*

6. (1) A person who elects under paragraph 3(b) for the 1993 scheme, shall be entitled,...

*Time for, and manner of, election*

7. Any power to make an election under this Schedule shall be exercisable within such time...

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### Regulations

8. (1) The Minister for the Civil Service may make regulations for purposes supplementary to the...

### *Pensions and benefits to be charged on the Consolidated Fund of the United Kingdom*

9. Any pension or other benefit granted by virtue of this Schedule (except a pension or...

## SCHEDULE 2 — DEPARTMENTS AND OTHER AUTHORITIES SUBJECT TO INVESTIGATION

*An implementation body to which the North/South Co#operation (Implementation Bodies) (Northern Ireland) Order 1999 applies...*

An implementation body to which the North/South Co#operation (Implementation Bodies) (Northern Ireland) Order 1999 applies  
Civil Service Commissioners for Northern Ireland

...

Department of Agriculture and Rural Development  
Department of Culture, Arts and Leisure

...

Department of Education  
Department of the Environment  
Department of Enterprise, Trade and Investment  
Department of Finance and Personnel  
Department of Health, Social Services and Public Safety

...

Department of Higher and Further Education, Training and Employment  
The Department of Justice  
Department for Regional Development  
Department for Social Development  
The Northern Ireland Authority for Utility Regulation

...

...

Office of the First Minister and deputy First Minister

#### — NOTES:

1. The reference to the Department of Culture, Arts and Leisure includes the Public Record Office.
2. The reference to the Department of Enterprise, Trade and Investment includes the Registry of Credit...
3. The reference to the Department of Finance and Personnel includes the General Register Office, the...
4. In relation to any function exercisable by a department or authority for the time being...

## SCHEDULE 3 — TRIBUNALS REFERRED TO IN ARTICLE 9(4)

The Lands Tribunal for Northern Ireland established under section 1 of the Lands Tribunal and...

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A tribunal constituted under Schedule 11 of the Health and Personal Social Services (Northern Ireland)...

The Water Appeals Commission constituted under Article 292 of the Water and Sewerage Services (Northern Ireland) Order 1996...

The Northern Ireland Valuation Tribunal established under Article 36A of the Rates (Northern Ireland) Order 1996...

Rent assessment committees constituted under Schedule 1 to the Private Tenancies (Northern Ireland) Order 2006.

Tribunals constituted in Northern Ireland under regulations made under section 4 of the Vaccine Damage Act 1979...

Industrial tribunals established by regulations made under Article 3 of the Industrial Tribunals (Northern Ireland) Order 1996...

The Mental Health Review Tribunal for Northern Ireland constituted under Article 70 of the Mental Health (Northern Ireland) Order 1986...

The Fair Employment Tribunal for Northern Ireland established under regulations under Article 81 of the Fair Employment and Equality (Northern Ireland) Order 1998...

The Planning Appeals Commission constituted under Article 110 of the Planning (Northern Ireland) Order 1991.

...

The Industrial Court constituted under Article 91 of the Industrial Relations (Northern Ireland) Order 1992.

Social security appeal tribunals constituted under section 39 of the Social Security Administration (Northern Ireland) Act 1992...

Disability appeal tribunals constituted under section 41 of that Act.

Medical appeal tribunals constituted under section 48 of that Act.

Registered Homes Tribunals constituted under Part V of the Registered Homes (Northern Ireland) Order 1992.

Appeal tribunals constituted under Chapter I of Part II of the Social Security (Northern Ireland) Order 1992...

Adjudicators appointed under Article 7(1)(b) of the Criminal Injuries Compensation (Northern Ireland) Order 2002 .

Adjudicators appointed under Article 29(1) of the Traffic Management (Northern Ireland) Order 2005 .

The Charity Tribunal for Northern Ireland established under section 12 of the Charities Act (Northern Ireland) 1992...

The tribunal established to adjudicate on claims under the scheme for compensation for loss of...

#### SCHEDULE 4 — MATTERS NOT SUBJECT TO INVESTIGATION

1. Action taken in matters certified by the head of a department to affect relations or...
2. The commencement or conduct of any civil or criminal proceedings before any court of law...
- 2A Action taken by a member of the administrative staff of any court or tribunal who...
3. Action taken by any member of the administrative staff of a tribunal listed in Schedule...
- This div-1 has a number but no title; creating a P1group with an empty Title
5. (1) Subject to sub-paragraph (2), action taken in matters relating to contractual or other commercial...
6. (1) Subject to sub-paragraph (2), action taken in respect of appointments or removals, pay, discipline,...

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— Schedule 5—Amendments

— Schedule 6—Repeals

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