

EXPLANATORY MEMORDANDUM TO THE

The Prison Service (Pay Review Body) Regulations (Northern Ireland) 2012

SR 2012 No. 191

1. Introduction

- 1.1 This Explanatory Memorandum has been prepared by the Department of Justice to accompany the Statutory Rule (detailed above) which is laid before the Northern Ireland Assembly.
- 1.2 The Statutory Rule is made under section 128A of the Criminal Justice and Public Order Act 1994 and is subject to the negative resolution procedure.

2. Purpose

- 2.1. This Statutory Rule provides that the Prison Service Pay Review Body, as created by the Prison Service (Pay Review Body) Regulations 2001, shall examine and report on such matters relating to the rates of pay and allowances to be applied to the Northern Ireland Prison Service as may from time to time be referred to them by the Department of Justice.
- 2.2 The Department of Justice may give directions to the Prison Service Pay Review Body as to what information they should consider and the timing of any report.

3. Background

- 3.1 These Regulations were necessary to allow for the Prison Service Pay Review Body to make determinations in relation to pay and allowances applicable to the Northern Ireland Prison Service following the creation of the Department of Justice by the Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010.

4. Consultation

- 4.1 A consultation paper was launched on 10 November 2011 for a 12 week period. There were no representations made.

5. Equality Impact

- 5.1 An Equality Impact Assessment was completed by the Northern Ireland Prison Service which concluded that no grouping covered by section 75 of the Northern Ireland Act 1998 was adversely affected by the Regulations.

6. Regulatory Impact

- 6.1 A Regulatory Impact Assessment was not necessary as the Regulations have no impact on business, charities or voluntary bodies.

7 Financial Implications

- 7.1 There are no financial implications as a result of the Regulations.

8. Section 24 of the Northern Ireland Act 1998

- 8.1 The Regulations are fully compatible with section 24 of the Northern Ireland Act 1998.

9. European Implications

- 9.1 Not applicable.

10 Parity or Replicatory measure

- 10.1 Creating a separate Prison Service Pay Review Body for Northern Ireland was considered however, the Department of Justice did not consider this to be a good use of public funds.

11. Additional Information

- 11.1 Not applicable