



Northern Ireland (Emergency Provisions) Act 1991

CHAPTER 24

NORTHERN IRELAND (EMERGENCY PROVISIONS) ACT 1991

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- 1 The scheduled offences

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Common law offences

- 1 Murder subject to note 1 below.
- 2 Manslaughter subject to note 1 below.
- 3 The common law offence of riot.
- 4 Kidnapping subject to note 1 below.
- 5 False imprisonment subject to note 1 below.
- 6 Assault occasioning actual bodily harm subject to note 1 below....

Malicious Damage Act 1861

- 7 Offences under section 35 of the Malicious Damage Act 1861...

Offences against the Person Act 1861

- 8 Offences under the following provisions of the Offences against the...

Explosive Substances Act 1883

- 9 Offences under the following provisions of the Explosive Substances Act...

Prison Act (Northern Ireland) 1953

- 10 Offences under the following provisions of the Prison Act (Northern...

Theft Act (Northern Ireland) 1969

- 11 Offences under the following provisions of the Theft Act (Northern...

Protection of the Person and Property Act (Northern Ireland) 1969

- 12 Offences under the following provisions of the Protection of the...

Hijacking

- 13 Offences under section 1 of the Aviation Security Act 1982...
- 14 Offences in Northern Ireland under section 2 of the Criminal...

Criminal Damage (Northern Ireland) Order 1977

- 15 Offences under the following provisions of the Criminal Damage (Northern...

Criminal Law (Amendment) (Northern Ireland) Order 1977

- 16 Offences under Article 3 of the Criminal Law (Amendment) (Northern...

Firearms (Northern Ireland) Order 1981

- 17 Offences under the following provisions of the Firearms (Northern Ireland)...

Taking of Hostages Act 1982

- 18 Offences under the Taking of Hostages Act 1982.

Nuclear Material (Offences) Act 1983

- 19 Offences under section 2 of the Nuclear Material (Offences) Act...

Prevention of Terrorism (Temporary Provisions) Act 1989

- 20 Offences under the following provisions of the Prevention of Terrorism...

Aviation and Maritime Security Act 1990

- 21 Offences under the following provisions of the Aviation and Maritime...

This Act

- 22 Offences under the following provisions of this Act—

NOTES

- 1 Any offence specified in this Part of this Schedule which...
- 2 An offence specified in paragraph 11(a), (c) or (e) is...
- 3 An offence specified in paragraph 11(b) or (d) is a...
- 4 The offence specified in paragraph 17(h) is a scheduled offence...
 - Part II — INCHOATE AND RELATED OFFENCES
 - Part III — EXTRA-TERRITORIAL OFFENCES
 - Part IV — OFFENCES CHARGED FOLLOWING TERRORIST FUNDS INVESTIGATIONS

SCHEDULE 2 — Proscribed Organisations

SCHEDULE 3 — Detention of Terrorists

Advisers

- 1 The Secretary of State shall for the purposes of this...
- 2 An Adviser shall be a person who holds or has...
- 3 (1) An Adviser shall hold and vacate his office in...

Interim custody orders

- 4 (1) Where it appears to the Secretary of State that...
- 5 (1) The Secretary of State may, at any time before...

Reference to an Adviser

- 6 (1) As soon as possible after a case is referred...
- 7 (1) Where the case of a person detained under an...

Detention orders

- 8 (1) After receiving a report made by an Adviser under...

Supplemental

- 9 (1) The Secretary of State may at any time refer...
- 10 (1) The Secretary of State may, as respects a person...
- 11 (1) A person required to be detained under an interim...
- 12 Where a person required to be detained under an interim...

- 13 Any person who— (a) being detained under an interim custody...
14 (1) Any document purporting to be an order, notice or...
15 The Secretary of State may make such payments to persons...

SCHEDULE 4 — Confiscation Orders: Supplementary Provisions

Interpretation

- 1 (1) Section 56 of this Act also has effect for...

Application of procedure for enforcing fines

- 2 (1) Where the Crown Court makes a confiscation order against...

Interest on sums unpaid under confiscation orders

- 3 (1) If any sum required to be paid by a...

Cases in which restraint orders and charging orders may be made

- 4 (1) The powers conferred on the High Court by paragraphs...

Restraint orders

- 5 (1) The High Court may by order (a restraint order)...

Charging orders in respect of land, securities, etc.

- 6 (1) The High Court may make a charging order on...

Charging orders: supplementary provisions

- 7 (1) Subject to any provision made under paragraph 10 below...

Restraint and charging orders made by the Secretary of State

- 8 (1) The power to make a restraint order or charging...

Contravention of restraint order

- 9 (1) A person who, without lawful authority or reasonable excuse...

Realisation of property

- 10 (1) Where— (a) a confiscation order is made;

Increase in realisable property

- 11 (1) Where— (a) by virtue of section 47(7) of this...

Application of proceeds of realisation and other sums

- 12 (1) Subject to sub-paragraph (2) below, the following sums in...

Exercise of powers by High Court, Secretary of State or receiver

- 13 (1) This paragraph applies to the powers conferred on the...

Receivers: supplementary provisions

- 14 (1) Where a receiver appointed under this Schedule or in...

Variation of confiscation orders

- 15 (1) If, on an application by the defendant in respect...

Bankruptcy of defendant

- 16 (1) Where a person who holds realisable property is adjudged...

Winding up of company holding realisable property

- 17 (1) Where realisable property is held by a company and...

Insolvency practitioners dealing with property subject to restraint order

- 18 (1) Without prejudice to the generality of the Insolvency (Northern...

Enforcement of orders outside Northern Ireland

- 19 (1) Her Majesty may by Order in Council make provision...

Compensation

- 20 (1) If proceedings are instituted against a person for a...

Transitional provisions

- 21 (1) In the case of a confiscation order made before...

SCHEDULE 5 — Authorised Investigators

Preliminary

- 1 (1) In this Schedule— “authorised investigator” means a person authorised...

Investigation powers

- 2 (1) An authorised investigator may by notice in writing require...

Search warrants

- 3 (1) A justice of the peace or, in Scotland, a...

Offences

- 4 (1) A person is guilty of an offence if without...

Admissibility of evidence

- 5 A statement made by a person in response to a...

Restriction on disclosure of information

- 6 (1) Information obtained by a person in his capacity as...

Code of practice

7 (1) The Secretary of State shall make a code of...

SCHEDULE 6 — Independent Assessor of Military Complaints Procedures in Northern Ireland

Tenure of office

1 (1) Subject to the following provisions of this paragraph, the...

Remuneration etc.

2 (1) There shall be paid to the Independent Assessor such...

Staff

3 (1) The Independent Assessor may appoint such number of employees...

Reports

4 (1) The Independent Assessor shall prepare an annual report on...

Disqualification

5 In Part III of Schedule 1 to the Northern Ireland...

SCHEDULE 7 — Consequential Amendments

The Rehabilitation of Offenders (Northern Ireland) Order 1978

1 In Article 3(2)(a) of the Rehabilitation of Offenders (Northern Ireland)...

The Bankruptcy Amendment (Northern Ireland) Order 1980

2 Article 31 of the Bankruptcy Amendment (Northern Ireland) Order 1980...

The Fines and Penalties (Northern Ireland) Order 1984

3 In Article 17(2) of the Fines and Penalties (Northern Ireland)...

The Elected Authorities (Northern Ireland) Act 1989

4 (1) The Elected Authorities (Northern Ireland) Act 1989 shall be...

The Prevention of Terrorism (Temporary Provisions) Act 1989

5 (1) The Prevention of Terrorism (Temporary Provisions) Act 1989 shall...

The Police and Criminal Evidence (Northern Ireland) Order 1989

6 (1) The Police and Criminal Evidence (Northern Ireland) Order 1989...

The Insolvency (Northern Ireland) Order 1989

7 Article 255 of the Insolvency (Northern Ireland) Order 1989 shall...

The Criminal Justice (Confiscation) (Northern Ireland) Order 1990

8 In Article 2(4)(b) of the Criminal Justice (Confiscation) (Northern Ireland)...

SCHEDULE 8 — Repeals and Revocations

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Part II — ORDERS AND REGULATIONS