

*Status: Point in time view as at 06/12/2006.*

*Changes to legislation: Youth Justice and Criminal Evidence Act 1999, Cross Heading: Companies (Northern Ireland) Order 1986 (N.I.6) is up to date with all changes known to be in force on or before 29 June 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)*

## SCHEDULES

### SCHEDULE 3

#### RESTRICTION ON USE OF ANSWERS ETC. OBTAINED UNDER COMPULSION

##### *Companies (Northern Ireland) Order 1986 (N.I.6)*

- 13 The <sup>M1</sup>Companies (Northern Ireland) Order 1986 is amended as follows.

#### Marginal Citations

**M1** [S.I. 1986/1032](#).

- 14 In Article 427 (production of documents and evidence to inspectors conducting investigations into companies), after paragraph (5) (use of answers given to inspectors) insert—

“(5A) However, in criminal proceedings in which that person is charged with an offence to which this paragraph applies—

- (a) no evidence relating to the answer may be adduced, and
- (b) no question relating to it may be asked,

by or on behalf of the prosecution, unless evidence relating to it is adduced, or a question relating to it is asked, in the proceedings by or on behalf of that person.

(5B) Paragraph (5A) applies to any offence other than an offence under Article 7 or 10 of the Perjury (Northern Ireland) Order 1979 (false statements made on oath otherwise than in judicial proceedings or made otherwise than on oath).”

- 15 In Article 440 (production of company documents to Department), after paragraph (8) (use of statements made under the Article) insert—

“(8A) However, in criminal proceedings in which that person is charged with an offence to which this paragraph applies—

- (a) no evidence relating to the statement may be adduced, and
- (b) no question relating to it may be asked,

by or on behalf of the prosecution, unless evidence relating to it is adduced, or a question relating to it is asked, in the proceedings by or on behalf of that person.

(8B) Paragraph (8A) applies to any offence other than—

- (a) an offence under paragraph (6) or Article 444; or
- (b) an offence under Article 10 of the <sup>M2</sup>Perjury (Northern Ireland) Order 1979 (false statements made otherwise than on oath).”

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**Marginal Citations**

**M2** [S.I. 1979/1714 \(N.I. 19\)](#).

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