

SCHEDULES

SCHEDULE 6

Section 78.

AMENDMENTS

Interpretation Act (Northern Ireland) 1954 (c. 33 (N.I.))

1 In the Interpretation Act (Northern Ireland) 1954 after section 43 insert—

“43A Definitions in connection with police

In an enactment—

“Chief Constable” means the Chief Constable of the Police Service of Northern Ireland;

“constable”, except when used in enactments relating to the pay or pensions of, or the general administration of, the police, includes—

- (a) any police officer;
- (b) any member of any Harbour or Airport Police;
- (c) any member of the Naval, Military or Royal Air Force Police or of the Ministry of Defence Police;
- (d) any other person having for the time being the powers of a constable;

“Policing Board” means the Northern Ireland Policing Board;

“police district” and “district commander” have the meanings assigned by section 20 of the Police (Northern Ireland) Act 2000;

“the police”, “police officer”, “Police Service of Northern Ireland”, “Police Service of Northern Ireland Reserve” and “police support staff” have the same meaning as in the Police (Northern Ireland) Act 2000;

“reserve constable” means a person appointed as a reserve constable under section 37 of the Police (Northern Ireland) Act 2000.”

Parliamentary Commissioner Act 1967 (1967 c. 13)

2 In Schedule 2 to the Parliamentary Commissioner Act 1967 at the appropriate place in alphabetical order insert the following entry—

“Northern Ireland Policing Board”.

House of Commons Disqualification Act 1975 (c. 24)

3 (1) The House of Commons Disqualification Act 1975 shall be amended as follows.

(2) In section 1(3) in the definition of “police authority” for “Police Authority for Northern Ireland” substitute “Northern Ireland Policing Board”.

Status: This is the original version (as it was originally enacted).

(3) In Part III of Schedule 1 at the appropriate place in alphabetical order insert the following entry—

“Chairman or vice-chairman of the Northern Ireland Policing Board.”

(4) In that Part of that Schedule, at the appropriate place in alphabetical order insert the following entry—

“Commissioner appointed under section 67(1) of the Police (Northern Ireland) Act 2000.”

Northern Ireland Assembly Disqualification Act 1975 (c. 25)

4 (1) The Northern Ireland Assembly Disqualification Act 1975 shall be amended as follows.

(2) In section 1(2) in the definition of “police authority” for “Police Authority for Northern Ireland” substitute “Northern Ireland Policing Board”.

(3) In Part III of Schedule 1, at the appropriate place in alphabetical order insert the following entry—

“Commissioner appointed under section 67(1) of the Police (Northern Ireland) Act 2000.”

Interpretation Act 1978 (c. 30)

5 In Schedule 1 to the Interpretation Act 1978 (defined words and expressions), insert at the appropriate place—

““Police Service of Northern Ireland” and “Police Service of Northern Ireland Reserve” have the same meaning as in the Police (Northern Ireland) Act 2000;”.

Health and Safety at Work (Northern Ireland) Order 1978 (NI 9)

6 In Article 47A(2) of the Health and Safety at Work (Northern Ireland) Order 1978 for sub-paragraph (a) substitute—

“(a) in relation to a police officer, means the Chief Constable;”.

Finance Act 1981 (c. 35)

7 In section 107(3)(k) of the Finance Act 1981 for “the Police Authority for Northern Ireland” substitute “the Northern Ireland Policing Board”.

Aviation Security Act 1982 (c. 36)

8 In section 31(3)(c) of the Aviation Security Act 1982 for “Police Authority for Northern Ireland” substitute “Northern Ireland Policing Board”.

Status: This is the original version (as it was originally enacted).

Official Secrets Act 1989 (c. 6)

- 9 In section 12(1)(e) of the Official Secrets Act 1989 for the words in brackets substitute “(including the Police Service of Northern Ireland and the Police Service of Northern Ireland Reserve)”.

Police and Criminal Evidence (Northern Ireland) Order 1989 (NI 12)

- 10 (1) The Police and Criminal Evidence (Northern Ireland) Order 1989 shall be amended as follows.
- (2) In Article 2(2) omit the definition of “police officer”.
- (3) In Articles 7(1), 50(2) and 56(14) for “section 48(1) of the Police (Northern Ireland) Act 1998” substitute “section 58(1) of the Police (Northern Ireland) Act 2000”.
- (4) In Article 32(4)(b) for “Police Authority” substitute “Policing Board”.
- (5) In Article 75(3) in the definition of “police purposes” for the words from “Royal Ulster Constabulary” to the end substitute “police and of the police support staff.”

Aviation and Maritime Security Act 1990 (c. 31)

- 11 In section 22(4)(b) of the Aviation and Maritime Security Act 1990 for subparagraph (ii) substitute—
- “(ii) in Northern Ireland, by the Northern Ireland Policing Board or an authority which has entered into an agreement with the Police Ombudsman for Northern Ireland under section 60 of the Police (Northern Ireland) Act 1998;”.

Police Act 1996 (c. 16)

- 12 (1) The Police Act 1996 shall be amended as follows.
- (2) In section 61(1) for “Royal Ulster Constabulary” substitute “Police Service of Northern Ireland” and for “that Constabulary” substitute “the Police Service”.
- (3) In section 97(1)(f) and (7)(b) for “Royal Ulster Constabulary” substitute “Police Service of Northern Ireland”.
- (4) In section 98(1) to (5) for “Royal Ulster Constabulary” (wherever occurring) substitute “Police Service of Northern Ireland”.
- (5) In section 98 for subsections (8) and (9) substitute—
- “(8) “Constable”, in relation to Northern Ireland, means a police officer within the meaning of the Police (Northern Ireland) Act 2000.”.

Juries (Northern Ireland) Order 1996 (NI 6)

- 13 In Schedule 2 to the Juries (Northern Ireland) Order 1996 for the entries beginning “Members of the Royal Ulster Constabulary” and “Members and staff of the Police Authority” substitute—
- “Police officers and any other person employed in any capacity by virtue of which he has the powers and privileges of a constable.
Members and staff of the Policing Board.”.

Status: This is the original version (as it was originally enacted).

Commissioner for Complaints (Northern Ireland) Order 1996 (NI 7)

- 14 In Schedule 2 to the Commissioner for Complaints (Northern Ireland) Order 1996 after the entry beginning “A district council” insert the following entry—
 “A district policing partnership”.

Proceeds of Crime (Northern Ireland) Order 1996 (NI 9)

- 15 In Article 23(5)(a) and (b) of the Proceeds of Crime (Northern Ireland) Order 1996 for “Police Authority for Northern Ireland” substitute “Policing Board”.

Road Traffic Offenders (Northern Ireland) Order 1996 (NI 10)

- 16 In Article 84(2) of the Road Traffic Offenders (Northern Ireland) Order 1996 for “Police Authority for Northern Ireland” substitute “Policing Board”.

Employment Rights (Northern Ireland) Order 1996 (NI 16)

- 17 (1) The Employment Rights (Northern Ireland) Order 1996 shall be amended as follows.
 (2) In Article 72A(2) for sub-paragraph (a) substitute—
 “(a) in relation to a police officer, means the Chief Constable;”.
 (3) In Article 169A(2) for sub-paragraph (a) substitute—
 “(a) in relation to a police officer, means the Chief Constable;”.
 (4) In Article 243(3) for sub-paragraph (a) substitute—
 “(a) service as a police officer;”.

Licensing (Northern Ireland) Order 1996 (NI 22)

- 18 In Article 84(b) of the Licensing (Northern Ireland) Order 1996 for “Police Authority for Northern Ireland” substitute “Policing Board”.

Registration of Clubs (Northern Ireland) Order 1996 (NI 23)

- 19 In Article 51 of the Registration of Clubs (Northern Ireland) Order 1996 for “Police Authority for Northern Ireland” substitute “Policing Board”.

Police Act 1997 (c. 50)

- 20 (1) The Police Act 1997 shall be amended as follows.
 (2) In that Act—
 (a) for “Royal Ulster Constabulary Reserve” (wherever occurring) substitute “Police Service of Northern Ireland Reserve”; and
 (b) for “Royal Ulster Constabulary” (wherever occurring) substitute “Police Service of Northern Ireland”.
 (3) In that Act for “Police Authority for Northern Ireland” (wherever occurring) substitute “Northern Ireland Policing Board”.
 (4) In section 9(3)(c) for “the Constabulary” substitute “the Police Service of Northern Ireland”.

Status: This is the original version (as it was originally enacted).

- (5) In section 23(5) for “section 19(1) of the Police (Northern Ireland) Act 1998” substitute “section 33(1) of the Police (Northern Ireland) Act 2000”.
- (6) In section 66(3) for “section 25(2)(k) of the Police Act (Northern Ireland) 1970” substitute “section 25(2)(k) of the Police (Northern Ireland) Act 1998”.
- (7) In Schedule 1 in paragraphs 7(b) and 8(d) for “that Constabulary” substitute “that Police Service”.

Road Traffic Regulation (Northern Ireland) Order 1997 (NI 2)

- 21 In Articles 44(1), 45, 51 and 54(2) of the Road Traffic Regulation (Northern Ireland) Order 1997 for “Police Authority” (wherever occurring) substitute “Policing Board”.

Police (Health and Safety) (Northern Ireland) Order 1997 (NI 16)

- 22 In Article 7(3) of the Police (Health and Safety) (Northern Ireland) Order 1997—
 - (a) in the definition of “the relevant authority” for paragraph (a) substitute—
 - “(a) in relation to the Chief Constable, the Policing Board;”;
 - (b) in the definition of “the relevant fund” for paragraph (aa) substitute—
 - “(aa) in relation to the police, funds put at the disposal of the Chief Constable under section 10(5) of the Police (Northern Ireland) Act 2000; and”;
 - (c) in the definition of “the responsible officer” for paragraph (a) substitute—
 - “(a) in relation to the police, the Chief Constable;”.

Police (Northern Ireland) Act 1998 (c. 32)

- 23 (1) The Police (Northern Ireland) Act 1998 shall be amended as follows.
- (2) In Part III—
 - (a) for “Police Authority” (wherever occurring) substitute “Board”;
 - (b) in sections 25, 26 and 27 for “the Royal Ulster Constabulary”, “the Constabulary” and “that Constabulary” (wherever occurring) substitute “the Police Service of Northern Ireland”;
 - (c) in section 27(7)(b) omit “18” and after “this Act” insert “and section 32 of the Police (Northern Ireland) Act 2000”;
 - (d) in section 28(1) for “Royal Ulster Constabulary Fund” substitute “Police Fund”;
 - (e) in section 29(2) for “section 10(5)” substitute “section 10(5) of the Police (Northern Ireland) Act 2000”;
 - (f) in section 29(5) for “Royal Ulster Constabulary” substitute “the Police Service of Northern Ireland”;
 - (g) in section 31(5)(c)(iv) for “the Authority” substitute “the Board”.
- (3) In section 33(2)(c) for “Police Authority” substitute “Board”.
- (4) In Part V—
 - (a) omit sections 37 and 39;
 - (b) for “Police Authority” (wherever occurring) substitute “Board”;

Status: This is the original version (as it was originally enacted).

- (c) in sections 41(2), 45(1) and (2) and 46 for “the Northern Ireland Police Service” substitute “—
 - (a) the Police Service of Northern Ireland;
 - (b) the Police Service of Northern Ireland Reserve;
 - (c) the police support staff; and
 - (d) traffic wardens.”;
- (e) in subsection (4) of section 42, and in both places where it occurs in subsection (5) of that section, for “the Authority” substitute “the Board”.

(5) In Part VII—

- (a) for “Police Authority” (wherever occurring) substitute “Board”;
- (b) in section 50(1) for “Royal Ulster Constabulary” substitute “Police Service of Northern Ireland”;
- (c) in section 55(1) for “the Authority” (wherever occurring) substitute “the Board”;
- (d) in sections 56(3) and 57(6) for “section 18” substitute “section 32 of the Police (Northern Ireland) Act 2000”.

(6) In Part VIII—

- (a) in section 72 after subsection (2) insert—
 - “(2A) Regulations shall not be made under section 25(2)(k) or 26(2)(g) except with the consent of the Treasury.”;
- (b) for section 73 substitute—

“73 Interpretation

- (1) This Act shall be construed as one with the Police (Northern Ireland) Act 2000; and accordingly any word or expression to which a meaning is given by section 77 of that Act has the same meaning in this Act as in that Act.
- (2) References in this Act to a member of the police force are to be construed as references to a police officer.
- (3) References in this Act in any other context to the police force are to be construed as references to the police.
- (4) In this Act “a police force in Great Britain” means a police force within the meaning of the Police Act 1996 or the Police (Scotland) Act 1967 .”

(7) In Schedule 3—

- (a) in paragraph 5(2) for “Police Authority” substitute “Board”;
- (b) in paragraph 7(2)(a), for “section 19” substitute “section 33 of the Police (Northern Ireland) Act 2000”;
- (c) in paragraph 8(4), for “section 18” substitute “section 32 of the Police (Northern Ireland) Act 2000”.

(8) In Schedule 5, in paragraph 2 for “Royal Ulster Constabulary” substitute “Police Service of Northern Ireland”.

Status: This is the original version (as it was originally enacted).

Northern Ireland Act 1998 (c. 47)

- 24 (1) The Northern Ireland Act 1998 shall be amended as follows.
- (2) In section 75(3) after paragraph (c) insert—
- “(cc) the Northern Ireland Policing Board, the Chief Constable of the Police Service of Northern Ireland and the Police Ombudsman for Northern Ireland;”.
- (3) In section 76(7) for paragraph (e) substitute—
- “(e) the Police Service of Northern Ireland, the Police Service of Northern Ireland Reserve and the Police Ombudsman for Northern Ireland;”.
- (4) In Schedule 3 in paragraph 11 for “Royal Ulster Constabulary” substitute “Police Service of Northern Ireland” and for “Police Authority for Northern Ireland” substitute “Northern Ireland Policing Board”.

Freedom of Information Act 2000 (c.)

- 25 (1) The Freedom of Information Act 2000 shall be amended as follows.
- (2) In Part V of Schedule 1—
- (a) for “Policing Authority for Northern Ireland” substitute “Northern Ireland Policing Board”; and
- (b) for “Royal Ulster Constabulary” substitute “Police Service of Northern Ireland”.
- (3) In Part VII of Schedule 1 at the appropriate place in alphabetical order insert—
- “A district policing partnership.”