

# Police (Northern Ireland) Act 2003

## **CHAPTER 6**

## POLICE (NORTHERN IRELAND) ACT 2003

#### PART 1

## POLICING

## Consultation by Secretary of State

- 1 Long-term policing objectives
- 2 Codes of Practice

## The Northern Ireland Policing Board

- 3 Board's policing objectives
- 4 Public meetings of the Board
- 5 Contracts relating to detention and escort services
- 6 Funding for pension purposes
- 7 Accounts and audit
- 8 Performance summaries
- 9 Performance summaries: supplementary

## Reports and inquiries

- 10 Reports of Chief Constable
- 11 Inquiries by Board
- 12 Approval of proposals relating to inquiries by Board

## The Police Ombudsman

13 Investigations into current police practices and policies

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## District policing partnerships

- 14 Independent members: appointment
- 15 Independent members: declaration against terrorism
- 16 Independent members: disqualification
- 17 Disqualification following removal from office
- 18 Council's powers
- 19 Belfast

## Police functions and service

- 20 Core policing principles
- 21 Chief Constable's functions
- 22 Provision of information to Board
- 23 Appointment of constables with special policing skills
- 24 Fixed-term appointments
- 25 Members of PSNI engaged on other police service
- 26 Protected disclosures by police officers

## Information and inquiries

- 27 Restriction on disclosure of information
- 28 Special committee of the Board
- 29 Disclosure of information and holding of inquiries

#### PART 2

### POLICE POWERS

## Designation of civilians

- 30 Police powers for designated police support staff
- 30A Community support officers
- 31 Police powers for designated contracted-out staff
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- 34 Complaints and misconduct
- 34A Secretary of State's power to make regulations
  - 35 Liability for unlawful conduct
  - 36 Notifiable memberships
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  - 38 Assaults on, and obstruction of, designated persons
  - 39 Impersonation etc. of designated persons
  - 40 Designated persons: interpretation

## Searches and samples

- 41 Intimate searches
- 42 Intimate samples

## Codes of practice

43 Codes of practice

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#### PART 3

#### **GENERAL**

- 44 Orders and regulations
- 45 Repeals and revocations
- 46 Extent
- 47 Short title

#### **SCHEDULES**

## SCHEDULE 1 — Belfast

- 1 The Police (Northern Ireland) Act 2000 (c. 32) is amended...
- 2 After section 15 insert— Default of council: Belfast sub-groups (1) If the Secretary of State is satisfied that the...
- 3 In section 17 (annual report by district policing partnership to...
- 4 In section 18 (reports by district policing partnership to Board)...
- 5 For section 21 substitute— District policing partnership sub-groups for Belfast...
- 6 After section 21 insert— Annual report by sub-groups to Belfast...
- 7 After section 21A (inserted by paragraph 6 above) insert— Annual...
- 8 After section 21B (inserted by paragraph 7 above) insert— Other...
- 9 After section 21C (inserted by paragraph 8 above) insert—Reports...
- 10 In section 22 (the local policing plan) after subsection (3)...
- 11 (1) Schedule 1 (the Northern Ireland Policing Board) is amended...
- 12 In Schedule 3 (district policing partnerships) after paragraph 16 insert —...
- 13 After Schedule 3 insert— SCHEDULE 3A BELFAST SUB-GROUPS Interpretation (1) In this Schedule— "the council" means the district council...
- 14 In Schedule 2 to the Commissioner for Complaints (Northern Ireland)...
- 15 In Part 7 of Schedule 1 to the Freedom of...
- 16 (1) Sub-paragraphs (4) and (5) have effect in relation to...

SCHEDULE 2 — Powers exercisable by designated persons Part 1 — INVESTIGATING OFFICERS

Entry and search for purposes of arrest

Where a designation applies this paragraph to a person—

Entry and search for evidence etc.

- 2 Where a designation applies this paragraph to a person—
- 2A Where a designation applies this paragraph to any person—
- 2B Where a designation applies this paragraph to any person, subsection...

Access to excluded and special procedure material

3 Where a designation applies this paragraph to a person—

Entry and search after arrest

4 Where a designation applies this paragraph to a person—

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## General power of seizure

5 Where a designation applies this paragraph to a person—

Access and copying in the case of things seized by constables

6 Where a designation applies this paragraph to a person, Article...

Arrest at a police station for another offence

7 (1) Where a designation applies this paragraph to a person,...

Power to transfer persons into custody of investigating officers

8 (1) Where a designation applies this paragraph to a person,...

Powers in respect of detained persons

"8A Where a designation applies this paragraph to any person, he...

Power to require arrested person to account for certain matters

Where a designation applies this paragraph to a person—

Extended powers of seizure

10 (1) Where a designation applies this paragraph to a person—...

Persons accompanying investigating officers

10A (1) This paragraph applies where a person ("an authorised person")...

Part 2 — DETENTION OFFICERS

Attendance at police station for fingerprinting

Where a designation applies this paragraph to a person, he...

Non-intimate searches of detained persons

12 (1) Where a designation applies this paragraph to a person,...

Searches and examinations to ascertain identity

Where a designation applies this paragraph to a person, he...

#### Fingerprinting

- Where a designation applies this paragraph to a person—
- Where a designation applies this paragraph to a person, he...

Warnings about intimate samples

Where a designation applies this paragraph to a person, the...

## *Non-intimate samples*

- 17 Where a designation applies this paragraph to a person—
- 18 Where a designation applies this paragraph to a person, he...

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## Attendance at police station for the taking of a sample

19 Where a designation applies this paragraph to a person, he...

Photographing detained persons

Where a designation applies this paragraph to a person, he...

Taking of impressions of footwear

20A Where a designation applies this paragraph to any person—

Powers in respect of detained persons

Where a designation applies this paragraph to any person, he...

Use of reasonable force in relation to detained persons

20C Where a designation applies this paragraph to any person, he...

Powers in relation to information about intimate search, x-ray and ultrasound

- 20D Where a designation applies this paragraph to any person, he...
  - 21 Where a designation applies this paragraph to a person, he...

Part 3 — ESCORT OFFICERS

Power to take an arrested person to a police station

22 (1) Where a designation applies this paragraph to a person—...

Escort of persons in police detention

- 23 (1) Where a designation applies this paragraph to a person,... Part 4 INTERPRETATION
- 24 (1) In this Schedule— "designated person" means a person designated...

## SCHEDULE 2A — POWERS AND DUTIES OF COMMUNITY SUPPORT OFFICER

- 1 Powers to issue fixed penalty notice
- 2 Power to require name and address: relevant offences
- 3 Power to require name and address: road traffic offences
- 4 Power to detain etc
- 5 Confiscation of alcohol: public processions
- 6 Confiscation of alcohol: young persons
- 7 Confiscation of tobacco etc
- 8 Search and seizure powers: alcohol and tobacco
- 9 Powers to seize and retain: controlled drugs
- 10 Entry to save life or limb or prevent serious damage to property
- 11 Entry to investigate licensing offences
- 12 Power to stop vehicles
- 13 Power to direct traffic and place traffic signs
- 14 Carrying out of road checks
- 15 Cordoned areas
- 16 Power to stop and search vehicles etc in authorised areas
- 17 Powers in relation to fireworks
- 18 Interpretation

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## SCHEDULE 3 — Police powers: amendments

Police and Criminal Evidence (Northern Ireland) Order 1989 (S.I. 1989/1341 (N.I. 12))

- 1 In Article 2 of the 1989 Order (general interpretation) after...
- 2 In Article 20(5) of the 1989 Order (power of constable...
- 3 In Article 55A(6) of the 1989 Order (persons entitled to...
- 4 In Article 61 of the 1989 Order (fingerprinting) after paragraph...
- 5 In Article 63 of the 1989 Order (non-intimate samples) after...
- 6 In Article 64A(3) of the 1989 Order (persons entitled to...
- 7 (1) Article 66 of the 1989 Order (codes of practice:...

## Terrorism Act 2000 (c. 11)

8 (1) Section 101 of the Terrorism Act 2000 (c. 11)...

## SCHEDULE 4 — Repeals and revocations

- 1 The repeals in section 28(5) of the Police (Northern Ireland)...
- 2 The revocations in the Employment Rights (Northern Ireland) Order 1996...

## **Status:**

Point in time view as at 12/04/2010.

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