



# Police and Magistrates' Courts Act 1994

## 1994 CHAPTER 29

### <sup>F1</sup>PART III

#### Textual Amendments

- F1** Pt. III (ss. 66-68) repealed (N.I.) (1.4.1999) by 1998 c. 32, ss. 74(3), 75(1), **Sch. 6** (with **Sch. 5** para. 1); S.R. 1999/176, **art. 3** (subject to transitional provisions in **art. 4**); s. 67 also repealed (N.I.) (*prosp.*) by S.I. 1995/2993 (N.I. 17), arts. 1(2), 32(2), **Sch. 2**

#### **66 Regulations for administration, etc. of Royal Ulster Constabulary.**

- (1) Section 25 of the <sup>M1</sup>Police Act (Northern Ireland) 1970 (regulations for administration, etc. of Royal Ulster Constabulary) shall be amended as follows.
- (2) Subsection (5) (Treasury concurrence required for certain regulations) shall be omitted.
- (3) For subsections (6) and (7) there shall be substituted—
  - “(5A) In relation to any matter as to which provision may be made by regulations under this section (other than the matters mentioned in subsection (2)(e) and (f)), the regulations may—
    - (a) authorise or require provision to be made by, or confer discretionary powers on, the Secretary of State, the Police Authority, the Chief Constable or other persons; or
    - (b) authorise or require the delegation by any person of functions conferred on him by or under the regulations.
  - (5B) Regulations under this section as to conditions of service shall secure that appointments for fixed terms are not made except where the person appointed holds the rank of superintendent or a higher rank.
- (6) Where regulations under subsection (2)(a) vary the ranks held by members of the Royal Ulster Constabulary, the regulations may make consequential

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amendments to any statutory provision (including this Act) containing a reference to any rank held by a member of that Constabulary.”

**Marginal Citations**

**M1** 1970 c. 9 (N.I.).

<sup>F2</sup>67 .....

**Textual Amendments**

**F2** S. 67 repealed (1.4.1999) by 1998 c. 32, ss. 74(3), 75(1), **Sch. 6** (with **Sch. 5**); S.R. 1999/176, **art. 3** (subject to transitional provisions in **art. 4**)

**68 Minor and consequential amendments.**

- (1) The Police Act (Northern Ireland) 1970 shall have effect subject to the following minor and consequential amendments.
- (2) Section 10(5) (Treasury concurrence required for certain regulations relating to police cadets) shall be omitted.
- (3) In section 34 (orders and regulations)—
  - (a) for subsection (1) there shall be substituted—
    - “(1) Regulations and orders under this Act (other than orders under section 4(3)) shall be subject to annulment in pursuance of a resolution of either House of Parliament and section 5 of the <sup>M2</sup>Statutory Instruments Act 1946 shall apply accordingly.”;
  - (b) after subsection (1) there shall be inserted—
    - “(1A) The following regulations shall not be made without the concurrence of the Treasury, namely—
      - (a) regulations under section 10 for regulating pensions;
      - (b) regulations under section 25 providing for any of the matters specified in subsection (2)(k) of that section;
      - (c) regulations under section 26 providing for the matter specified in subsection (2)(f) of that section.”;
    - (c) in subsection (3) for the words from “sections” to “reserve constables and” there shall be substituted the words “ section 10(4) (making provision with respect to allowances of”.
  - (4) In section 35 (interpretation) in the definition of “senior officer” for the words from “means” onwards there shall be substituted the words “ means an officer above the rank of superintendent ”.

**Marginal Citations**

**M2** 1946 c. 36.

**Changes to legislation:**

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**Changes and effects yet to be applied to :**

- s. 66-68 (Pt. 3) repealed by [1998 c. 32 Sch. 6](#)