
STATUTORY INSTRUMENTS

1976 No. 1211 (N.I. 20)

NORTHERN IRELAND

The Department of the Civil Service
(Northern Ireland) Order 1976

Laid before Parliament in draft

Made

30th July 1976

Coming into operation on day to be appointed under Article 1

At the Court at Buckingham Palace, the 30th day of July 1976

Present,

The Queen's Most Excellent Majesty in Council

Whereas a draft of this Order has been approved by a resolution of each House of Parliament:

Now, therefore, Her Majesty, in exercise of the powers conferred by paragraph 1 of Schedule 1 to the Northern Ireland Act 1974 (a), and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

Title and commencement

1. This Order may be cited as the Department of the Civil Service (Northern Ireland) Order 1976 and shall come into operation on such day as the Secretary of State may by order appoint.

Interpretation

2.—(1) The Interpretation Act (Northern Ireland) 1954 (b) shall apply to Article 1 and the following provisions of this Order as it applies to a Measure of the Northern Ireland Assembly.

(2) In this Order—

“the Department” means the Department of the Civil Service for Northern Ireland; and

“statutory provision” has the meaning assigned to it by section 1 (f) of the Interpretation Act (Northern Ireland) 1954.

(a) 1974 c. 28.

(b) 1954 c. 33 (N.I.).

Establishment of a Department of the Civil Service

3.—(1) There shall be established a department which shall be styled by the name of the Department of the Civil Service for Northern Ireland.

(2) The provisions of sections 1 (3), 2 and 3 of the Ministries of Northern Ireland Act (Northern Ireland) 1921 (a) (the distribution of business, the seal, style and acts of a Department and evidence of those acts) shall apply to the Department as if it was a department named in the Schedule to that Act and section 4 of the Administrative Provisions Act (Northern Ireland) 1925 (b) (administrative expenses) shall apply to the Department in like manner as it applies to the departments mentioned in that section.

(3) At the end of section 5 of the Administrative Provisions Act (Northern Ireland) 1925 (designation of departments for the purposes of certain statutory provisions) there shall be added the following:—

“The expression ‘Department of the Civil Service’ shall mean the Department of the Civil Service for Northern Ireland.”

Functions of the Department

4.—(1) The Department shall be the department for the general management and control of the Northern Ireland Civil Service and the Civil Service Order (Northern Ireland) 1975 shall have effect accordingly.

(2) The Department shall exercise such other functions as may from time to time be assigned to it by or under section 4 of the Ministries Act (Northern Ireland) 1944 (c) or any other statutory provision.

Supplementary

5.—(1) The reference in section 4 (2) of the Ministries Act (Northern Ireland) 1944 to that Act shall be deemed to include a reference to this Order.

(2) The Parliamentary Commissioner Act (Northern Ireland) 1969 (d) shall apply to the Department and accordingly the Department shall be added to the Departments and other bodies specified in Schedule 1 to that Act and references in sections 19 and 21 of the Northern Ireland Constitution Act 1973 (e) to that Schedule shall be construed as references to it as so amended.

N. E. Leigh

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order establishes a Department of the Civil Service for Northern Ireland.

(a) 1921 c. 6 (N.I.).

(b) 15 & 16 Geo. 5 c. 3 (N.I.).

(c) 1944 c. 14 (N.I.).

(d) 1969 c. 10 (N.I.).

(e) 1973 c. 36.