
STATUTORY INSTRUMENTS

1982 No. 713

The Probation Board (Northern Ireland) Order 1982

Supplementary powers

Power to borrow money

8.—(1) The Board may, by means of a bank overdraft or by such other means, within such limits and subject to such conditions as may be approved by the [^{F1}Department of Justice], temporarily borrow such sums as may be necessary for the purpose of defraying any expenses incurred by it under this Order.

(2) Any sum borrowed under paragraph (1) shall be repaid by the Board before the end of the financial year in which it is borrowed.

(3) The Board may borrow or raise money, on such terms and subject to such conditions as may be approved by the [^{F2}Department of Justice], upon the security of any property or assets of the Board for the purpose of meeting expenses incurred in connection with any permanent works the cost of which is properly chargeable to capital or for any other purpose for which capital moneys may properly be applied.

F1 Words in art. 8(1) substituted (12.4.2010) by Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), arts. 1(2), 12, **Sch. 14 para. 23** (with arts. 28-31); S.I. 2010/977, **art. 1(2)**

F2 Words in art. 8(3) substituted (12.4.2010) by Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), arts. 1(2), 12, **Sch. 14 para. 23** (with arts. 28-31); S.I. 2010/977, **art. 1(2)**

Insurance

9. The Employer's Liability (Defective Equipment and Compulsory Insurance) (Northern Ireland) Order 1972^{F3} shall not require insurance to be effected by the Board.

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Protection for acts done in execution of duty

10.—(1) A member of the staff of the Board shall not be personally liable in respect of any act done by him in the execution of any statutory provision relating to a function of the Board and within the scope of his employment if he acted reasonably and in honest belief that his duty under the statutory provision required or empowered him to do it; but nothing in this paragraph shall be construed as relieving the Board of any liability in respect of acts of members of its staff.

(2) Where an action is brought against a member of the staff of the Board in respect of an act done by him in the execution or purported execution of any such statutory provision and the circumstances are such that he is not legally entitled to require the Board to indemnify him, the Board may, with the approval of the [^{F4}Department of Justice], nevertheless indemnify him against the whole or a

part of any damages or costs which he may have been ordered to pay or may have incurred, if the Board is satisfied that he honestly believed that the act complained of was within the scope of his employment and that his duty under the statutory provision required or empowered him to do it.

F4 Words in art. 10(2) substituted (12.4.2010) by Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), arts. 1(2), 12, **Sch. 14 para. 23** (with arts. 28-31); S.I. 2010/977, **art. 1(2)**

Provisions relating to training

11.—(1) The Board may, either directly or by entering into arrangements with others,—

- (a) provide training for persons with a view to, or in the course of, their employment by the Board or by a voluntary organisation approved for the purposes of this paragraph by the [^{F5}Department of Justice]; and
- (b) provide material and premises necessary for, or in connection with, the provision of any such training.

(2) training provided under paragraph (1) shall be on such terms as are approved by the [^{F6}Department of Justice]; and in that paragraph “employment” includes employment on an occasional, voluntary or part-time basis.

(3) The Board may, subject to such conditions as the [^{F7}Department of Justice] may determine,—

- (a) make grants towards any fees or expenses incurred by, or
- (b) defray or contribute towards the costs of maintenance of,

persons undergoing training for any of the purposes of this Order.

(4) The Board may, subject to such conditions as the [^{F8}Department of Justice] may determine, pay the fees of, or make grants to, any body or persons providing training under arrangements entered into under paragraph (1).

F5 Words in art. 11(1)(a) substituted (12.4.2010) by Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), arts. 1(2), 12, **Sch. 14 para. 23** (with arts. 28-31); S.I. 2010/977, **art. 1(2)**

F6 Words in art. 11(2) substituted (12.4.2010) by Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), arts. 1(2), 12, **Sch. 14 para. 23** (with arts. 28-31); S.I. 2010/977, **art. 1(2)**

F7 Words in art. 11(3) substituted (12.4.2010) by Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), arts. 1(2), 12, **Sch. 14 para. 23** (with arts. 28-31); S.I. 2010/977, **art. 1(2)**

F8 Words in art. 11(4) substituted (12.4.2010) by Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), arts. 1(2), 12, **Sch. 14 para. 23** (with arts. 28-31); S.I. 2010/977, **art. 1(2)**

Loans for purchase of motor cars or motor cycles

12. The Board may make loans to such members of its staff and subject to such conditions as the [^{F9}Department of Justice] may approve to facilitate them in the purchase of motor cars or motor cycles essential to the efficient carrying out of their official duties.

F9 Words in art. 12 substituted (12.4.2010) by Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), arts. 1(2), 12, **Sch. 14 para. 23** (with arts. 28-31); S.I. 2010/977, **art. 1(2)**

Power to conduct or assist research

13. The Board may conduct or promote, or assist (by grant or otherwise) any person in conducting, research relevant to the functions of the Board.

Changes to legislation:

There are currently no known outstanding effects for the The Probation Board (Northern Ireland) Order 1982, Supplementary powers.