

Draft Order laid before Parliament under section 60(2) of the Northern Ireland (Emergency Provisions) Act 1996, for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

1999 No.

NORTHERN IRELAND

**Northern Ireland (Emergency Provisions)
Act 1996 (Code of Practice) Order 1999**

Made - - - - 1999
Coming into force - - 1999

Whereas—

(1) in pursuance of section 53A(1)(a) of the Northern Ireland (Emergency Provisions) Act 1996⁽¹⁾ (hereinafter referred to as “the 1996 Act”) the Secretary of State is required to make a code of practice in connection with the audio recording of interviews held by police officers of persons detained under section 14(1)(a) or (b) of the Prevention of Terrorism (Temporary Provisions) Act 1989⁽²⁾ and interviews held by police officers in such other circumstances as may be specified in an order under section 53A(1)(b) of the 1996 Act;

(2) in pursuance of section 54(2) of the 1996 Act⁽³⁾ the Secretary of State has prepared and published a draft code of practice in connection with the said matter and has considered representations made to her about the draft and modified it accordingly;

(3) in pursuance of section 54(3) of the 1996 Act the Secretary of State has laid a draft of the code of practice before both Houses of Parliament:

Now, therefore, the Secretary of State, in exercise of the powers conferred upon her by section 54(3) of the 1996 Act, hereby makes the following Order, a draft of which has been laid before Parliament in accordance with section 60(2) of the 1996 Act⁽⁴⁾ and approved by resolution of each House of Parliament:

Citation and commencement

1. This Order may be cited as the Northern Ireland (Emergency Provisions) Act 1996 (Code of Practice) Order 1999 and shall come into force on 24th May 1999.

(1) 1996 c. 22; section 53A was inserted by section 5 of the Northern Ireland (Emergency Provisions) Act 1998 (c. 9) (“the 1998 Act”).
(2) 1989 c. 4.
(3) Section 54 was amended by paragraph 3 of Schedule 1 to the 1998 Act.
(4) Section 60 was amended by section 6 of the 1998 Act.

Code of Practice

2. The code of practice laid in draft before Parliament on 23rd February 1999 in connection with the audio recording of interviews held by police officers of persons detained under section 14(1) (a) or (b) of the Prevention of Terrorism (Temporary Provisions) Act 1989 and interviews held by police officers in such other circumstances as may be specified in an order under section 53A(1)(b) of the 1996 Act shall come into operation on 24th May 1999.

Northern Ireland Office
1999

One of Her Majesty's Principal Secretaries of
State

EXPLANATORY NOTE

(This note is not part of the Order)

This Order appoints 24th May 1999 as the date on which the code of practice made under section 53A(1)(a) of the Northern Ireland (Emergency Provisions) Act 1996 (“the 1996 Act”) will come into operation.

By virtue of section 53A(2)(a) of the 1996 Act, the code applies in connection with the audio recording of interviews held by police officers of persons detained under section 14(1)(a) or (b) of the Prevention of Terrorism (Temporary Provisions) Act 1989; and interviews held by police officers in such other circumstances as may be specified in an order under section 53A(1)(b) of the 1996 Act.

The code of practice will be published by The Stationery Office Limited; copies may be obtained from The Stationery Office Bookshops.