

SCHEDULES

SCHEDULE 3

RESTRICTION ON USE OF ANSWERS ETC. OBTAINED UNDER COMPULSION

Companies (Northern Ireland) Order 1989 (N.I.18)

- 22 (1) Article 23 of the Companies (Northern Ireland) Order 1989 (admissibility in evidence of statements) is amended as follows.
- (2) That Article is renumbered as paragraph (1) of that Article.
- (3) After that paragraph insert—
- “(2) However, in criminal proceedings in which any such person is charged with an offence to which this paragraph applies—
- (a) no evidence relating to the statement may be adduced, and
- (b) no question relating to it may be asked,
- by or on behalf of the prosecution, unless evidence relating to it is adduced, or a question relating to it is asked, in the proceedings by or on behalf of that person.
- (3) Paragraph (2) applies to any offence other than—
- (a) an offence which is—
- (i) created by rules made for the purposes of this Order under the Insolvency Order, and
- (ii) designated for the purposes of this paragraph by such rules or by regulations;
- (b) an offence which is—
- (i) created by regulations made under any such rules, and
- (ii) designated for the purposes of this paragraph by such regulations; or
- (c) an offence under Article 10 of the Perjury (Northern Ireland) Order 1979 (false statements made otherwise than on oath).
- (4) Regulations under paragraph (3)(a)(ii) shall after being made be laid before the Assembly.”