



Justice (Northern Ireland) Act 2002

2002 CHAPTER 26

PART 6

SUPPLEMENTARY

90 Statutory rules

(1) Any power of—

- (a) the Lord Chancellor,
- (b) the Secretary of State, or
- (c) the First Minister and deputy First Minister,

to make an order or a scheme (or alterations to a scheme) under this Act shall be exercisable by statutory rule for the purposes of the Statutory Rules (Northern Ireland) Order 1979 (S.I. 1979/1573 (N.I. 12)).

(2) ^{F1}

(3) ^{F1}

(4) No order containing (whether or not together with other provision) provision made by virtue of section [^{F2}2(2)(b),]9(4), 19(4)(b), 46(6)(a) or (b), 72(1), (3), (7) or (8) or 78 shall be made unless a draft of the order has been laid before, and approved by a resolution of, each House of Parliament.

(5) The following instruments—

- (a) an order under section [^{F3}2(2)(a) or (c),] 10(4), 12(3), 19(4)(a) or (c), 28(2), 46(6)(c), 63(2), 72(2) or 85(2), Schedule 4 or paragraph 7(3) of Schedule 8, and

- (b) a scheme (or alterations to a scheme) under section 68,

shall, unless a draft has been approved by a resolution of each House of Parliament, be subject to annulment in pursuance of a resolution of either House of Parliament in the same manner as a statutory instrument; and section 5 of the Statutory Instruments Act 1946 (c. 36) applies accordingly.

Status: Point in time view as at 15/06/2005. This version of this provision has been superseded.

Changes to legislation: Justice (Northern Ireland) Act 2002, Section 90 is up to date with all changes known to be in force on or before 12 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

Textual Amendments

- F1** S. 90(2)(3) repealed (15.6.2005) by [Justice \(Northern Ireland\) Act 2004 \(c. 4\)](#), ss. 1, 18, 19(1), [Sch. 1 para. 4\(2\)](#) {Sch. 4}; [S.R. 2005/282](#), [art. 3](#)
- F2** Words in s. 90(4) inserted (15.6.2005) by [Justice \(Northern Ireland\) Act 2004 \(c. 4\)](#), ss. 1, 19(1), [Sch. 1 para. 4\(3\)](#); [S.R. 2005/282](#), [art. 3](#)
- F3** Words in s. 90(5)(a) inserted (15.6.2005) by [Justice \(Northern Ireland\) Act 2004 \(c. 4\)](#), ss. 1, 19(1), [Sch. 1 para. 4\(4\)](#); [S.R. 2005/282](#), [art. 3](#)

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