



Police (Northern Ireland) Act 2003

2003 CHAPTER 6

PART 3

GENERAL

44 Orders and regulations

- (1) Any power of the Secretary of State [^{F1}or the Department of Justice] to make orders or regulations under this Act is exercisable by statutory rule for the purposes of the Statutory Rules (Northern Ireland) Order 1979 (S.I. 1979/1573 (N.I. 12)).
- (2) Orders or regulations under this Act—
 - (a) may make different provision for different purposes;
 - (b) may include supplementary, incidental, saving or transitional provisions.
- (3) No order may be made under section ^{F2}... 23(7) unless a draft of the statutory rule containing the order to be made has been laid before Parliament and approved by a resolution of each House.
- ^{F3}(4)
- (5) A statutory rule made [^{F4}by the Secretary of State] under this Act (other than one containing an order under section ^{F5}... 23(7), 26(4) ^{F6}... or 42(6)) is subject to annulment in pursuance of a resolution of either House of Parliament in like manner as a statutory instrument and section 5 of the Statutory Instruments Act 1946 (c. 36) applies accordingly.
- [^{F7}(6) An order or regulations made by the Department of Justice under this Act [^{F8}(other than an order under section 41(2))] shall be subject to negative resolution (within the meaning of section 41(6) of the Interpretation Act (Northern Ireland) 1954).]

Textual Amendments

- F1** Words in s. 44(1) inserted (12.4.2010) by [The Northern Ireland Act 1998 \(Devolution of Policing and Justice Functions\) Order 2010 \(S.I. 2010/976\)](#), **Sch. 3 para. 93(5)(a)** (with arts. 28-31)

Changes to legislation: Police (Northern Ireland) Act 2003, Section 44 is up to date with all changes known to be in force on or before 02 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) View outstanding changes

- F2** Words in s. 44(3) repealed (1.4.2012) by Justice Act (Northern Ireland) 2011 (c. 24), s. 111(3), **Sch. 8 Pt. 2**; S.R. 2012/142, art. 2(e)
- F3** S. 44(4) repealed (1.4.2012) by Justice Act (Northern Ireland) 2011 (c. 24), s. 111(3), **Sch. 8 Pt. 2**; S.R. 2012/142, art. 2(e)
- F4** Words in s. 44(5) inserted (12.4.2010) by The Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), **Sch. 3 para. 93(5)(b)** (with arts. 28-31)
- F5** Words in s. 44(5) repealed (1.4.2012) by Justice Act (Northern Ireland) 2011 (c. 24), s. 111(3), **Sch. 8 Pt. 2**; S.R. 2012/142, art. 2(e)
- F6** Words in s. 44(5) omitted (18.10.2012) by virtue of The Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2012 (S.I. 2012/2595), arts. 1(2), **11(4)(a)** (with arts. 24-28)
- F7** S. 44(6) inserted (12.4.2010) by The Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), **Sch. 3 para. 93(5)(c)** (with arts. 28-31)
- F8** Words in s. 44(6) inserted (18.10.2012) by The Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2012 (S.I. 2012/2595), arts. 1(2), **11(4)(b)** (with arts. 24-28)

Changes to legislation:

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 30(1)(d) added by [S.I. 2007/912 \(N.I.\) art. 6\(1\)](#)
- s. 30(1)(d) repealed by [2009 c. 26 Sch. 7 para. 126\(2\)\(a\)Sch. 8 Pt. 13](#)
- s. 30(6)(d) inserted by [S.I. 2007/912 \(N.I.\) Sch. 4 para. 3](#)
- s. 30(6)(d) repealed by [2009 c. 26 Sch. 7 para. 126\(2\)\(b\)Sch. 8 Pt. 13](#)
- s. 30(11) added by [S.I. 2007/912 \(N.I.\) Sch. 4 para. 4](#)
- s. 30(11) repealed by [2009 c. 26 Sch. 7 para. 126\(2\)\(c\)Sch. 8 Pt. 13](#)
- [Sch. 2 Pt. 3A](#) repealed by [2009 c. 26 Sch. 7 para. 126\(3\)Sch. 8 Pt. 13](#)
- [Sch. 2A para. 17A](#) inserted by [2019 c. 17 s. 12\(6\)](#)
- [Sch. 4 Pt. 3A](#) inserted by [S.I. 2007/912 \(N.I.\) Sch. 4 para. 5](#)