

*These notes refer to the Northern Ireland (Miscellaneous Provisions)
Act 2006 (c.33) which received Royal Assent on 25th July 2006*

NORTHERN IRELAND (MISCELLANEOUS PROVISIONS) ACT 2006

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Part 4: Devolution of Policing and Justice Etc.

Section 20: Provision for entrenching enactments

84. This section inserts a new section 86B (provision for entrenching enactments) into the 1998 Act. This enables an Order in Council to amend section 7 of the 1998 Act, so as to “entrench” additional enactments, or to provide that entrenchments should cease to have effect. An Order under this section would require affirmative resolution approval. An enactment entrenched under this power could not be amended by the Assembly, but could nevertheless be a transferred matter. The power enables Acts and individual provisions of Acts, in particular, to be entrenched.
85. During suspension, the power could be used to entrench amendments made to enactments relating to matters which are already transferred. For example, it could be used to entrench an amendment to create a policing precept to give the Assembly the power to provide an enhanced level of expenditure on policing by raising money for policing from the Northern Ireland regional rate.