

*Status: This version of this provision is prospective.*

**Changes to legislation:** Northern Ireland (Stormont Agreement and Implementation Plan) Act 2016, Section 3 is up to date with all changes known to be in force on or before 16 September 2023. 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](#)



# Northern Ireland (Stormont Agreement and Implementation Plan) Act 2016

## 2016 CHAPTER 13

### *The Independent Reporting Commission*

PROSPECTIVE

#### **3 Legal privileges etc**

- (1) Except in so far as in any particular case any privilege or immunity is waived by the Commission, the Commission has immunity from suit and legal process.
- (2) Except in so far as in any particular case the Commission waives it, the Commission has the like inviolability of official archives and premises as in accordance with the 1961 Convention Articles is accorded in respect of the official archives and premises of a diplomatic mission.
- (3) The Secretary of State may by regulations—
  - (a) confer on the Commission, in such cases, to such extent and with such modifications as the regulations may specify, any of the privileges and immunities set out in Part 1 of Schedule 1 to the International Organisations Act 1968 which are not conferred by subsections (1) and (2);
  - (b) confer on members and staff of the Commission and members of their families who form part of their households, in such cases, to such extent and with such modifications as the regulations may specify, any of the privileges and immunities set out in Parts 2, 3 and 5 of Schedule 1 to the International Organisations Act 1968;
  - (c) make provision about the waiver of privileges and immunities conferred by regulations under paragraph (a) or (b).
- (4) In this section—

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- (a) “the 1961 Convention Articles” means the Articles (being certain Articles of the Vienna Convention on Diplomatic Relations signed in 1961) which are set out in Schedule 1 to the Diplomatic Privileges Act 1964;
- (b) the reference to staff of the Commission includes agents of, and persons carrying out work for or giving advice to, the Commission.

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**Changes and effects yet to be applied to :**

- s. 3 coming into force by [S.I. 2016/1258 reg. 2\(c\)](#) (This provision comes into force on the day on which the agreement relating to paramilitary activity enters into force. See the definition of “agreement relating to paramilitary activity” in s. 4(1) of the Northern Ireland (Stormont Agreement and Implementation Plan) Act 2016 (c. 13). A copy of the agreement is, and the date on which the agreement enters into force will be, published on the relevant page of UK Treaties Online which can be found at this link: <https://www.gov.uk/uk-treaties>.)