

1989 No. 1501

NORTHERN IRELAND

**The Northern Ireland (Emergency Provisions) Act 1978
(Amendment) Order 1989**

Approved by both Houses of Parliament

<i>Made - - - -</i>	<i>16th August 1989</i>
<i>Laid before Parliament</i>	<i>23rd August 1989</i>
<i>Coming into force</i>	<i>24th August 1989</i>

Whereas, under section 30(3) of the Northern Ireland (Emergency Provisions) Act 1978(a), the Secretary of State may by order amend Parts I and II of Schedule 4 to that Act (whether by adding an offence to, or removing an offence from, either of those Parts, or otherwise):

And whereas it appears to me that by reason of urgency it is necessary to make this Order without a draft thereof having been approved by a resolution of each House of Parliament:

Now, therefore, in exercise of the powers conferred upon me by section 30(3) of the said Act of 1978 I hereby make the following Order:

1. This Order may be cited as the Northern Ireland (Emergency Provisions) Act 1978 (Amendment) Order 1989 and shall come into force on 24th August 1989.

2. Part I of Schedule 4 to the Northern Ireland (Emergency Provisions) Act 1978 (scheduled offences for the purposes of the Act) shall be amended as follows:

(a) after paragraph 12, there shall be inserted the following paragraph—

“ 12A. Offences under section 20 of that Act (blackmail), subject to notes 2 and 2A below ”;

(b) in note 2, in paragraph (cc), the words “(subject to note 5 below)” shall be omitted; and

(c) after note 2, there shall be inserted—

“ 2A. On the coming into force of the amendments of this Schedule made by section 4(3) of the Nuclear Material (Offences) Act 1983—

(a) paragraph 12A shall cease to have effect; and

(b) in paragraph (cc) of note 2, after “ 1969 ” there shall be inserted the words “(subject to note 5 below)”. ”.

Northern Ireland Office
16th August 1989

P. L. Brooke
One of Her Majesty's Principal Secretaries of State

EXPLANATORY NOTE

(This note is not part of the Order)

This Order adds to the list of those scheduled offences in Schedule 4 to the Northern Ireland (Emergency Provisions) Act 1978 which are not to be treated as scheduled offences if the Attorney General for Northern Ireland so certifies in any particular case the offence of blackmail. The Order comes into force on 24th August 1989.

(Blackmail, but only where nuclear material is involved, was added to the list of scheduled offences by section 4(3) of the Nuclear Material (Offences) Act 1983 (c.18); however, this provision has not been brought into force and the further amendments to Schedule 4 to the 1978 Act made by paragraph 8 of Schedule 1 to the Northern Ireland (Emergency Provisions) Act 1987 (c.30) (the purpose of which is to remove that restriction, but which are dependent upon the amendments made by the 1983 Act being in force) are in consequence without practical effect.)

50p net

ISBN 0 11 097501 4

Printed in the United Kingdom by Her Majesty's Stationery Office

790/WOZ065 C12 11/89 3192279