

SCHEDULE 1

Modifications to provisions of Part 5 of the Police Act 1997

17. In section 126 (interpretation of Part 5)—

(a) in subsection (1)—

(i) before the definition of “caution”, insert—

““an appointment by or under the Crown” shall not include—

- (i) the appointment of a member of the Isle of Man Civil Service for service with any department within the meaning of the Government Departments Act 1987 (an Act of Tynwald (c. 13)) or any statutory board within the meaning of the Statutory Boards Act 1987 (an Act of Tynwald (c. 14)) or for service in any other office of the Government of the Isle of Man,
- (ii) the employment of any person by any such department, statutory board or other office,
- (iii) the appointment of a member of the Isle of Man Civil Service for service with the Manx Museum and National Trust or the employment of any person by the Manx Museum and National Trust, or
- (iv) the appointment of any person to any statutory office, other than judicial office, under the law of the Isle of Man;”

(ii) in the definition of “caution”, for “in England and Wales or Northern Ireland” substitute “in England and Wales, Northern Ireland, Guernsey or the Isle of Man”,

(iii) in the definition of “chief officer”, at the end of sub-paragraph (iii) insert—

“, and

- (iv) the chief officer of the salaried Police Force of the Island of Guernsey, and
- (v) the chief officer of the States of Jersey Police Force, and
- (vi) the Chief Constable of the Isle of Man Constabulary;”

(iv) after the definition of “chief officer” insert—

““custody” shall be construed in accordance with section 1 of the Custody Act 1995 (an Act of Tynwald (c. 1));

“Department of Home Affairs” means the Department of Home Affairs of the Isle of Man;”

(v) in the definition of “government department”, after “a Northern Ireland department” insert “and any department, council or committee (however called or styled) of the States of Guernsey, States of Alderney or the Chief Pleas of Sark including any statutory corporation or authority, and any department of the States of Jersey, and any department within the meaning of the Government Departments Act 1987 (an Act of Tynwald) or any statutory board within the meaning of the Statutory Boards Act 1987 (an Act of Tynwald);”

(vi) omit the definition of “Minister of the Crown”,

(vii) in the definition of “police force”, at the end of sub-paragraph (ii) insert—

“and

- (iii) the salaried Police Force of the Island of Guernsey, and
- (iv) the States of Jersey Police Force, and
- (v) the Isle of Man Constabulary;”

Status: *This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

(b) for subsection (2) substitute—

“(2) Subject to subsection (2A), a reference to an Act, or to a provision of an Act, shall be construed as a reference to that Act or provision, as the case may be, as it has effect in England and Wales from time to time.

(2A) A reference to a provision of this Act extended to the Isle of Man by Order in Council shall be construed as a reference to that provision as it has effect in the Isle of Man.”;

(c) omit subsections (3) and (4).