

SCHEDULES

SCHEDULE 14

Criminal Justice

Probation Board (Northern Ireland) Order 1982

18. Amend the Probation Board (Northern Ireland) Order 1982(1) as follows.

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Commencement Information

I1 Sch. 14 para. 18 in force at 12.4.2010, see [art. 1\(2\)](#)

19. In Article 2(2) (interpretation), in the definition of “prescribed”, for “Secretary of State” substitute “Department of Justice”.

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Commencement Information

I2 Sch. 14 para. 19 in force at 12.4.2010, see [art. 1\(2\)](#)

20. In Article 4(1)(c) and (2) (functions of the Probation Board) for “Secretary of State” substitute “Department of Justice”.

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Commencement Information

I3 Sch. 14 para. 20 in force at 12.4.2010, see [art. 1\(2\)](#)

21. In Article 6 (directions to Probation Board), and the heading to that Article, for “Secretary of State” substitute “Department of Justice”.

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Commencement Information

I4 Sch. 14 para. 21 in force at 12.4.2010, see [art. 1\(2\)](#)

22.—(1) Amend Article 7 (financial control of the Probation Board) as follows.

(2) In paragraph (1)—

- (a) for “Secretary of State” substitute “Department of Justice”;
- (b) for “he” substitute “the Department of Justice”;
- (c) for “Treasury” substitute “Department of Finance and Personnel”.

(3) In paragraph (2) for “Secretary of State” substitute “Department of Justice”.

(1) [S.I. 1982/713 \(N.I. 10\)](#). Article 15 was substituted by [S.I. 1991/1711 \(N.I. 16\)](#) and amended by the Justice (Northern Ireland) Act 2002 (c. 26).

Changes to legislation: There are currently no known outstanding effects for the The Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010, Cross Heading: Probation Board (Northern Ireland) Order 1982. (See end of Document for details)

Commencement Information

I5 Sch. 14 para. 22 in force at 12.4.2010, see [art. 1\(2\)](#)

23. In Articles 8(1) and (3), 10(2), 11(1)(a), (2), (3) and (4) and 12 for “Secretary of State” substitute “Department of Justice”.

Commencement Information

I6 Sch. 14 para. 23 in force at 12.4.2010, see [art. 1\(2\)](#)

24.—(1) Amend Article 15 (rules and regulations) as follows.

(2) In paragraph (1) for “Secretary of State” substitute “Department of Justice”.

(3) For paragraph (2) substitute—

“(2) Rules and regulations made by the Department of Justice under this Order are subject to negative resolution.”

Commencement Information

I7 Sch. 14 para. 24 in force at 12.4.2010, see [art. 1\(2\)](#)

25.—(1) Amend Schedule 1 (the Probation Board for Northern Ireland) as follows.

(2) In paragraph 3 for “Secretary of State” (wherever occurring) substitute “Minister of Justice”.

(3) After paragraph 3(7) insert—

“(8) In this paragraph “the Minister of Justice” means the Minister in charge of the Department of Justice.”

(4) In paragraph 4 for “Secretary of State, with the approval of the Treasury” substitute “Department of Justice, with the approval of the Department of Finance and Personnel”.

(5) In paragraph 5—

(a) for “Secretary of State” (wherever occurring) substitute “Department of Justice”;

(b) for “Treasury” (wherever occurring) substitute “Department of Finance and Personnel”.

(6) In paragraph 9 for “Secretary of State” substitute “Department of Justice”.

(7) In paragraph 12 for “Secretary of State” (wherever occurring) substitute “Department of Justice”.

(8) In paragraph 13—

(a) for “Secretary of State” (wherever occurring) substitute “Department of Justice”;

(b) for “Treasury” (wherever occurring) substitute “Department of Finance and Personnel”.

(9) In paragraph 14 for “Secretary of State” substitute “Department of Justice”.

Commencement Information

I8 Sch. 14 para. 25 in force at 12.4.2010, see [art. 1\(2\)](#)

26. After paragraph 1(2) of Schedule 2 (transfer of property and staff) insert—

“(3) Regulations made by the Secretary of State under sub-paragraph (2) shall be 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(2) shall apply accordingly.”

Commencement Information

I9 Sch. 14 para. 26 in force at 12.4.2010, see [art. 1\(2\)](#)

27.—(1) Amend Schedule 3 (reports and accounts, etc.) as follows.

(2) In paragraph 1—

(a) for “Secretary of State” (wherever occurring) substitute “Department of Justice”;

(b) in sub-paragraph (1) for “he” substitute “the Department of Justice”.

(3) In paragraph 2—

(a) in sub-paragraphs (1) and (2) for “Secretary of State” (wherever occurring) substitute “Department of Justice”;

(b) in sub-paragraph (1)(b) for “Treasury” substitute “Department of Finance and Personnel”;

(c) in sub-paragraph (1)(b) for “he” substitute “the Department of Justice”.

(4) In paragraph 2(2) and (3) for “Comptroller and Auditor General” substitute “Comptroller and Auditor General for Northern Ireland”.

(5) In paragraph 2(3) for “each House of Parliament” substitute “the Assembly”.

(6) In paragraph 2(4) omit “; and “Comptroller and Auditor General” has the meaning assigned to it by Schedule 1 to the Interpretation Act 1978(3)”.

(7) Sub-paragraphs (3) to (6) above do not apply in relation to an accounting period ending before the coming into force of this Order.

Commencement Information

I10 Sch. 14 para. 27 in force at 12.4.2010, see [art. 1\(2\)](#)

(2) 1946 c. 36.

(3) 1978 c. 30.

Changes to legislation:

There are currently no known outstanding effects for the The Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010, Cross Heading: Probation Board (Northern Ireland) Order 1982.