

## SCHEDULES

### SCHEDULE 4

#### Amendments relating to prisons

##### *Regulation of Investigatory Powers Act 2000*

**26.** At the end of Part 1 of Schedule 1 to the Regulation of Investigatory Powers Act 2000(1) (relevant authorities for the purposes of sections 28 and 29) insert—

“**23E.** The Department of Justice.”

#### Commencement Information

**I1** Sch. 4 para. 26 in force at 12.4.2010, see [art. 1\(2\)](#)

**27.**—(1) Sub-paragraph (2) applies in relation to any order under section 25 of the 2000 Act—

- (a) which is in effect immediately before the coming into force of this Order, and
- (b) which contains provision specifying the Northern Ireland Office as a relevant public authority for the purposes of subsection (1) of that section.

(2) The provision mentioned in sub-paragraph (1)(b) has effect as if it were made in relation to the Department of Justice as well as the Northern Ireland Office.

#### Commencement Information

**I2** Sch. 4 para. 27 in force at 12.4.2010, see [art. 1\(2\)](#)

**28.**—(1) Sub-paragraphs (2) and (3) apply in relation to any order under section 25 of the 2000 Act—

- (a) which is in effect immediately before the coming into force of this Order, and
- (b) which, in relation to the Northern Ireland Office, contains provision prescribing for the purposes of subsection (2) of that section any office, rank or position in the Northern Ireland Prison Service.

(2) The provision mentioned in sub-paragraph (1)(b) has effect as if it were made in relation to the Department of Justice as well as the Northern Ireland Office.

(3) But the provision has effect in relation to the Northern Ireland Office only for cases where the individual holding a prescribed office, rank or position is acting as an officer of the Secretary of State under arrangements made under section 1A(7) of the Prison Act (Northern Ireland) 1953 (as inserted by paragraph 3(1) above).

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(1) 2000 c. 23. Amendments have been made to Schedule 1 but none are relevant.

**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: Regulation of Investigatory Powers Act 2000. (See end of Document for details)

**Commencement Information**

**I3** Sch. 4 para. 28 in force at 12.4.2010, see [art. 1\(2\)](#)

**29.**—(1) Sub-paragraphs (2) and (3) apply in relation to any order under section 30 of the 2000 Act—

- (a) which is in effect immediately before the coming into force of this Order, and
- (b) which, in relation to the Northern Ireland Office, contains provision prescribing for the purposes of subsection (1) of that section any office, rank or position in the Northern Ireland Prison Service.

(2) The provision mentioned in sub-paragraph (1)(b) has effect as if it were made in relation to the Department of Justice as well as the Northern Ireland Office.

(3) But the provision has effect in relation to the Northern Ireland Office only for cases where the individual holding a prescribed office, rank or position is acting as an officer of the Secretary of State under arrangements made under section 1A(7) of the Prison Act (Northern Ireland) 1953 (as inserted by paragraph 3(1) above).

**Commencement Information**

**I4** Sch. 4 para. 29 in force at 12.4.2010, see [art. 1\(2\)](#)

**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: Regulation of Investigatory Powers Act 2000.