

Status: Point in time view as at 05/07/2011. This version of this schedule contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the Justice Act (Northern Ireland) 2011, SCHEDULE 7. (See end of Document for details)

SCHEDULES

SCHEDULE 7

Section 110.

MINOR AND CONSEQUENTIAL AMENDMENTS

The Vagrancy Act 1824 (c. 83)

1 In section 4(i) of the Vagrancy Act 1824 for “arrestable offence” substitute “indictable offence”.

The Judicature (Northern Ireland) Act 1978 (c. 23)

- 2** In section 82(1) (rules as to funds in court)—
- (a) in paragraphs (c) and (d) for “81(b)(ii)” substitute “ 81(1)(b)(ii) ”; and
 - (b) in paragraph (k) for “81(a)(iv)” substitute “ 81(1)(a)(iv) ”.

The Magistrates' Courts (Northern Ireland) Order 1981 (NI 26)

- 3.**—(1) In Article 29(1)(l) (right to claim trial by jury for certain offences) after “139A(1)” insert “ or (2) ”.
- (2) In Article 29(1) after sub-paragraph (n) insert—
- “(o) section 93 of the Justice (Northern Ireland) Act 2010.”

VALID FROM 01/04/2012

The Commissioner for Complaints (Northern Ireland) Order 1996 (NI 7)

4 In Schedule 2 at the appropriate place in alphabetical order insert— “ A policing and community safety partnership or a district policing and community safety partnership. ”.

The Road Traffic Offenders (Northern Ireland) Order 1996 (NI 10)

5 In Article 28(1)(a) (interim disqualification) for “Article 11 of the Treatment of Offenders (Northern Ireland) Order 1989” substitute “ Article 3 of the Criminal Justice (Northern Ireland) Order 1996 ”.

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The Employment Rights (Northern Ireland) Order 1996 (NI 16)

6 In Article 78(2) for sub-paragraph (f) substitute—

“(f) a policing and community safety partnership or a district policing and community partnership.”

VALID FROM 01/01/2012

The Criminal Evidence (Northern Ireland) Order 1999 (NI 8)

7 In Article 15(5) (consequences of admitting video recording) in sub-paragraph (a)(i) for “otherwise than by testimony in court” substitute “ in any recording admissible under Article 16 ”.

VALID FROM 01/04/2012

The Police (Northern Ireland) Act 2000 (c. 32)

8.—(1) In section 22(3) for “district policing partnership” substitute “ policing and community safety partnership ”.

(2) In section 22(3A) for “sub-group established for the district under section 21” substitute “ district policing and community safety partnership ”.

(3) In section 25(3)(a) for “district policing partnerships” substitute “ policing committees of policing and community safety partnerships ”.

(4) In section 25(3) for paragraph (b) substitute—

“(b) consider—

(i) any reports received by the Board under Part 3 of the Justice Act (Northern Ireland) 2011; and

(ii) any views of the public obtained under arrangements made under that Part.”.

(5) In section 57(2)(i) for “district policing partnerships” substitute “ policing and community safety partnerships and district policing and community safety partnerships ”.

(6) In section 57(2) for paragraph (j) substitute—

“(j) the effectiveness of policing and community safety partnerships and district policing and community safety partnerships in performing

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their functions and in particular the effectiveness of arrangements made under Part 3 of the Justice Act (Northern Ireland) 2011 in obtaining—

- (i) the views of the public about matters concerning policing; and
- (ii) the co-operation of the public with the police in preventing crime.”.

(7) In Schedule 1, in paragraphs 3(7)(b) and 10(1)(b) for sub-paragraphs (iii) and (iv) substitute—

“(iii) a member of a policing and community safety partnership or a district policing and community safety partnership.”.

VALID FROM 01/04/2012

The Freedom of Information Act 2000 (c. 36)

9 In Part 7 of Schedule 1 at the appropriate place in alphabetical order insert — “ A policing and community safety partnership or a district policing and community safety partnership established under Part 3 of the Justice (Northern Ireland) Act 2011. ”.

VALID FROM 01/04/2012

The Local Government (Miscellaneous Provisions) (Northern Ireland) Order 2002 (NI 3)

10.—(1) In Article 9(1)—

- (a) omit sub-paragraph (a);
- (b) in sub-paragraph (b) for “such a partnership” substitute “ a policing and community safety partnership or district policing and community safety partnership established by it ”.

(2) In paragraph (4) omit the definitions of “community safety partnership” and “relevant community safety partnership”.

The Proceeds of Crime Act 2002 (c. 29)

11 In section 195N(1) (as inserted by section 57(2) of the Policing and Crime Act 2009) for “195N” substitute “ 195M ”.

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The Sexual Offences Act 2003 (c. 42)

12.—(1) In section 116(2)(b) (qualifying offenders for foreign travel orders) after “31” insert “ or 92S ”.

(2) In section 124 (interpretation) omit subsection (8).

VALID FROM 01/01/2012

The Anti-social Behaviour (Northern Ireland) Order 2004 (NI 12)

13 In Article 6C(3) (special measures for witnesses: modifications of Part 2 of the Criminal Evidence (Northern Ireland) Order 1999)—

- (a) in sub-paragraph (b) for “Article 9(1)(b) and (5) to (7)” substitute “ Article 9(4C)(e) ”, and
- (b) for sub-paragraph (c) substitute—
 - “(c) Article 10A.”.

VALID FROM 01/01/2012

The Criminal Justice (Northern Ireland) Order 2008 (NI 1)

14 In Schedule 3 (supervised activity orders) in paragraph 1(a) after “order” (in the second place where it occurs) insert “ and the notice has not been withdrawn ”.

The Sexual Offences (Northern Ireland) Order 2008 (NI 2)

15.—(1) In Article 74(1)(a) (sexual penetration of a corpse) for “his penis” substitute “ a part of his body or anything else ”.

(2) In Article 76 (offences outside the UK)—

- (a) in paragraph (2) for “national” in each place where it occurs substitute “ resident ”;
- (b) in paragraph (3)(a) after “national” insert “ or a United Kingdom resident ”.

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