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STATUTORY INSTRUMENTS

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**1996 No. 1299**

**The Proceeds of Crime (Northern Ireland) Order 1996**

**PART IV**

**MISCELLANEOUS AND SUPPLEMENTAL**

*Prosecution of offences, etc.*

**Extension of certain offences to Crown servants and exemptions for regulators etc.**

**56.**—(1) The [<sup>F1</sup>appropriate authority] may by regulations provide that, in such circumstances as may be prescribed, [<sup>F2</sup> Article] 53 shall apply to such persons in the public service of the Crown, or such categories of person in that service, as may be prescribed.

*Paras. (2)#(4) rep. by 2002 c. 29*

(5) In this Article—

[<sup>F3</sup>“the appropriate authority” means—

- (a) in relation to persons in the public service of the Crown in right of Her Majesty's Government in the United Kingdom, the Secretary of State;
- (b) otherwise, the Department of Justice;]

“the Crown” includes the Crown in right of Her Majesty's Government in the United Kingdom; and

“prescribed” means prescribed by regulations made by the [<sup>F4</sup>appropriate authority].

[<sup>F5</sup>(5A) Regulations made by the Department of Justice under this Article shall be subject to negative resolution.]

(6) Regulations [<sup>F6</sup>made by the Secretary of State] under this Article 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 shall apply accordingly.

**F1** Words in art. 56(1) substituted (12.4.2010) by Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), arts. 1(2), 4(3), **Sch. 2 para. 15(2)(a)** (with arts. 28-31); S.I. 2010/977, **art. 1(2)**

**F2** 2002 c. 29

**F3** Art. 56(5): definition of “the appropriate authority” inserted (12.4.2010) by Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), arts. 1(2), 4(3), **Sch. 2 para. 15(2)(b)** (with arts. 28-31); S.I. 2010/977, **art. 1(2)**

**F4** Words in art. 56(5) substituted (12.4.2010) by Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), arts. 1(2), 4(3), **Sch. 2 para. 15(2)(c)** (with arts. 28-31); S.I. 2010/977, **art. 1(2)**

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**Changes to legislation:** *The Proceeds of Crime (Northern Ireland) Order 1996, Section 56 is up to date with all changes known to be in force on or before 28 August 2022. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)*

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- F5** Art. 56(5A) inserted (12.4.2010) by Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), arts. 1(2), 4(3), **Sch. 2 para. 15(2)(d)** (with arts. 28-31); S.I. 2010/977, **art. 1(2)**
- F6** Words in art. 56(6) inserted (12.4.2010) by Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), arts. 1(2), 4(3), **Sch. 2 para. 15(2)(e)** (with arts. 28-31); S.I. 2010/977, **art. 1(2)**

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**Changes and effects yet to be applied to :**

- Instrument restr. by [1998 c. 35 s.14\(3\)\(b\)](#)
- Instrument restr. by [1998 c. 35 s.14\(3\)\(c\)](#)
- defn. of drug trafficking offence applied by [1997 c. 43 s.3\(5\)](#)
- defn. of drug trafficking offence applied by [1997 c. 43 s.3\(5\)](#)