
DRAFT STATUTORY INSTRUMENTS

2015 No.

**The Crime and Courts Act 2013 (National Crime Agency
and Proceeds of Crime) (Northern Ireland) Order 2015**

PART 2

THE NATIONAL CRIME AGENCY

Relevant NCA provisions to extend to Northern Ireland initially

- 3.—**(1) The following relevant NCA provisions extend to Northern Ireland—
- (a) section 3(2)(a) so far as it requires consultation with the Department of Justice in Northern Ireland;
 - (b) in section 4—
 - (i) subsection (6)(a) so far as it requires consultation with the Department of Justice in Northern Ireland;
 - (ii) subsection (7)(b);
 - (iii) subsection (8)(c);
 - (c) in Schedule 1—
 - (i) paragraph 7(1)(b);
 - (ii) paragraph 8(3)(b);
 - (d) in Schedule 2—
 - (i) paragraph 5(b);
 - (ii) paragraph 6(2)(b)(ii), (4) and (5);
 - (iii) paragraph 8(4) and (5).
- (2) In section 4 of CCA 2013 (operations)—
- (a) in subsection (6)(a), after “partners” insert “and the Northern Ireland Policing Board”;
 - (b) in subsection (7)(b), after the first “Ireland” insert “and the Northern Ireland Policing Board”;
 - (c) in subsection (8)(c), after the first “Ireland” insert “and the Northern Ireland Policing Board”.

Other relevant NCA provisions to extend to Northern Ireland subsequently

- 4.—**(1) The following relevant NCA provisions extend to Northern Ireland—
- (a) section 11(8);
 - (b) in Schedule 3—

- (i) paragraph 1(2) so far as it imposes a duty on a member of the Police Service of Northern Ireland or a person operating in Northern Ireland who falls within paragraph 1(3)(f);
 - (ii) paragraph 3 so far as it relates to the Chief Constable of the Police Service of Northern Ireland;
 - (iii) paragraph 25;
 - (iv) paragraph 26(3)(b);
 - (c) in Schedule 5—
 - (i) paragraph 11(1)(c);
 - (ii) paragraph 11(6) to (8);
 - (iii) in paragraph 11(9), the definitions of “Northern Ireland general authorisation” and “Northern Ireland operational authorisation”;
 - (iv) paragraph 13;
 - (v) in paragraph 30, the definition of “powers and privileges of a Northern Ireland constable”;
 - (d) in Schedule 6, paragraph 19.
- (2) Schedule 1 (extension of relevant NCA provisions: consequential and connected provision) has effect.

Other provision relating to NCA functions

- 5.—(1) Schedule 2 (amendments relating to NCA functions) has effect.
- (2) Articles 4 and 5 of the National Crime Agency (Limitation of Extension to Northern Ireland) Order 2013 are revoked.

The Police and Criminal Evidence (Northern Ireland) Order 1989

- 6.—(1) The Police and Criminal Evidence (Northern Ireland) Order 1989 applies in relation to—
- (a) designated persons, and
 - (b) the exercise of powers by such persons under Part 1 of CCA 2013,
- with the modifications set out in Schedule 3.
- (2) In article 63A of that Order (fingerprints and samples: supplementary provisions), in paragraph (1A)(b), for “Serious Organised Crime Agency” substitute “National Crime Agency”.
- (3) In this article “designated person” means an NCA officer designated as a person having the powers and privileges of a constable under section 10(1)(a) of CCA 2013.