Northern Ireland Act 1998

CHAPTER 47

NORTHERN IRELAND ACT 1998

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Modification of section 16A
4A Section 16A(3) shall have effect as if, for paragraph (b)...

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5 (1) Section 17 (Ministerial offices) has effect subject to the...

Section 18 not to apply to relevant Ministers
6 (1) Section 18 (Northern Ireland Ministers) shall not apply in...
Provisions relating to relevant Ministers

7 (1) Where any of the conditions in paragraphs (b) to...

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Introduction

8 (1) This Part of this Schedule has effect in relation...

Modification of section 16A

8A Section 16A(3) shall have effect as if, for paragraph (b)...

Section 18 not to apply to relevant Minister

9 (1) Section 18 (Northern Ireland Ministers) shall not apply in...

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11B Modification of section 16A
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10 In Part III of Schedule 1 to the Northern Ireland...

### Status

11 The Commission shall not be regarded as the servant or...

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**Introductory**

1 In this Schedule “the Commission” means the Equality Commission for...

**Commissioners’ tenure**

2 (1) Subject to the provisions of this Schedule, a Commissioner...

**Commissioners’ salary etc.**

3 The Department of Economic Development may with the approval of...

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**Staff**

4 (1) The Commission may with the approval of the Department...

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5 (1) The Commission shall, as soon as reasonably practicable after...

**Money**

6 (1) Expenditure incurred by the Commission may be defrayed as...
7 (1) The Commission shall keep accounts and financial records in...

**Procedure**

8 (1) In determining its own procedure the Commission may, in...

**Disqualification**

9 In Part II of Schedule 1 to the House of...
10 In Part II of Schedule 1 to the Northern Ireland...

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Status

12 The Commission shall not be regarded as the servant or...

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3 (1) Where it thinks appropriate, the Commission may—
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5 Before submitting a scheme a public authority shall consult, in...
6 (1) On receipt of a scheme the Commission shall—
7 (1) Where a scheme is referred to the Secretary of...
8 (1) If a public authority wishes to revise a scheme...

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9 (1) In publishing the results of such an assessment as...

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10 (1) If the Commission receives a complaint made in accordance...

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Government departments

12 (1) Paragraphs 6, 7 and 11(2)(b) and (3) do not...

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6 A person to whom notice is given in pursuance of...
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7 A court, other than the Supreme Court or the Court...
8 A tribunal from which there is no appeal shall refer...

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Institution of proceedings

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Notice of devolution issue

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14 A person to whom notice is given in pursuance of...

Reference of devolution issue to High Court or Court of Appeal

15 A magistrates’ court may refer any devolution issue which arises...
16 (1) A court may refer any devolution issue which arises...
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18 A court, other than the Supreme Court or the Court...

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20 An appeal against a determination of a devolution issue by...

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Institution of proceedings

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Intimation of devolution issue

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24 A person to whom intimation is given in pursuance of...

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25 A court, other than the Supreme Court or any court...
A tribunal from which there is no appeal shall refer...
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Any court consisting of two or more judges of the...

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The Attorney General, the Advocate General for Northern Ireland, the...
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Any power to make provision for regulating the procedure before...

Bail and legal aid in criminal proceedings
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Introductory
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Chairman
(1) The Lord Chancellor shall appoint one of the members...
Payments to members

4 (1) The Lord Chancellor may pay to the members of...

Proceedings

5 (1) The Tribunal shall sit at such times and in...
6 The Tribunal shall be deemed to be duly constituted if...
7 The chairman or, in his absence, the deputy chairman, shall...

Staff

8 The Lord Chancellor may appoint such officers and servants for...

Expenses

9 The Lord Chancellor shall defray the remuneration of persons appointed...

Disqualification of Tribunal Members

10 In Part II of Schedule 1 to the House of...
11 In Part II of Schedule 1 to the Northern Ireland...

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1 (1) Enactments and instruments shall, except where the context otherwise...

The Parliament and the old Assembly

2 (1) References to the Parliament of Northern Ireland shall be...

Legislation etc of the Parliament or the old Assembly

3 (1) A reference to an Act or enactment of the...
4 (1) A reference to a resolution or other decision of...
5 A reference to laying a document before, or presenting it...
6 Paragraphs 2 to 5 apply to enactments and instruments passed...

Money

7 (1) A reference to— (a) money provided by the Parliament...

Office-holders and Ministers

8 (1) A reference to— (a) the Governor of Northern Ireland;...
9 (1) A reference to— (a) the Prime Minister of Northern...
10 (1) A reference to— (a) a particular Ministry of Northern...
11 (1) A reference to— (a) an unspecified Minister of Northern...

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13  (1) A reference to— (a) the Fair Employment Commission for...

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3  Effect of application of section 95A(6) or (7)
4  Effect of application of section 95A(6) or (7)

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5  Effect of application of section 95A(6) or (7)
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7  Effect of application of section 95A(6) or (7)
8  Effect of application of section 95A(6) or (7)

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9  Effect of application of section 95A(6) or (7)

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Sex Discrimination (Northern Ireland) Order 1976 (S.I. 1976/1042 (N.I. 15))

2  (1) The Sex Discrimination (Northern Ireland) Order 1976 shall be...

Interpretation Act 1978 (c.30)

3  In section 24(5) of the Interpretation Act 1978 (meaning of...

Statutory Rules (Northern Ireland) Order 1979 (S.I. 1979/1573 (N.I.12))

4  In Part II of Schedule 1 to the Statutory Rules...

Mental Health Act 1983 (c.20)

5  (1) The Mental Health Act 1983 shall be amended as...

Insolvency Act 1986 (c.45)

6  In section 427 of the Insolvency Act 1986 (members of...

Audit (Northern Ireland) Order 1987 (S.I. 1987/460 (N.I.5))

7  In Article 6(2) of the Audit (Northern Ireland) Order 1987...
Copyright, Designs and Patents Act 1988 (c.48)

8 (1) The Copyright, Designs and Patents Act 1988 shall be...

Official Secrets Act 1989 (c.6)

9 (1) Section 12 of the Official Secrets Act 1989 (interpretation)...

Fair Employment (Northern Ireland) Act 1989 (c.32)

10 ..............................................

Social Security Administration Act 1992 (c.5)

11 In section 189 of the Social Security Administration Act 1992...

Social Security Administration (Northern Ireland) Act 1992 (c.8)

12 In section 165 of the Social Security Administration (Northern Ireland)...

Environment and Safety Information (Northern Ireland) Order 1993 (S.I. 1993/3159 (N.I.14))

13 In the second column of Schedule 1 to the Environment...

Civil Service (Management Functions) (Northern Ireland) Order 1994 (S.I. 1994/1894 (N.I.9))

14 In Article 3(1) of the Civil Service (Management Functions) (Northern...

Olympic Symbol etc. Protection Act 1995 (c.32)

15 In section 4(16) of the Olympic Symbol etc. Protection Act...

Disability Discrimination Act 1995 (c.50)

16 ..............................................

Commissioner for Complaints (Northern Ireland) Order 1996 (S.I. 1996/1297 (N.I.7))

17 ............

Ombudsman (Northern Ireland) Order 1996 (S.I. 1996/1298 (N.I.8))

18 In Article 10(3) of the Ombudsman (Northern Ireland) Order 1996...

Race Relations (Northern Ireland) Order 1997 (S.I. 1997/869 (N.I.6))

19 (1) The Race Relations (Northern Ireland) Order 1997 shall be...

Northern Ireland (Elections) Act 1998 (c.12)

20 In Schedule 1 to the Northern Ireland (Elections) Act 1998...

Data Protection Act 1998 (c.29)

21 (1) In paragraph 4 of Schedule 7 to the Data...

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1 In relation to any time before the Human Rights Act...

First Minister and deputy First Minister

2 Any election of the First Minister and the deputy First...

Ministerial offices

3 Any determination of— (a) the number of Ministerial offices to...

Northern Ireland Ministers

4 Any nomination of a person to hold a Ministerial office...

Junior Ministers

5 Any of the following made and approved before the appointed...

Department of First Minister and deputy First Minister

6 Any Northern Ireland department established before the appointed day under...

Prerogative orders

7 Any prerogative order made by the Secretary of State under...

Agency arrangements

8 Any arrangements made under section 11 of the Northern Ireland...

Statutory committees

9 (1) Any committee of the Assembly established before the appointed...

Elections of members

10 Any order made under section 2(5) of the Northern Ireland...

Vacancies

11 Any order made under section 3 of the Northern Ireland...

Disqualification

12 A person elected on 25th June 1998 shall not be...

Presiding Officer and deputy

13 Any person appointed or elected under paragraph 3 of the...

Standing orders

14 Any standing orders made by the Secretary of State under...

Civic Forum

15 Any such arrangements as are mentioned in subsection (1) of...
Comptroller and Auditor General for Northern Ireland

16 Any appointment made by Her Majesty under section 36(1)(d) of...

Social security and child support

17 Any regulations made under any enactment repealed by virtue of...

Certificates by Secretary of State

18 Section 90 shall have effect— (a) in relation to any...

Devolution issues

19 In relation to any time before the first appointment of...

Relations with Republic of Ireland

20 The repeal effected by this Act of section 12 of...

Discrimination in legislation

21 The repeals effected by this Act shall not affect the...

Discrimination by public bodies

22 The repeals effected by this Act shall not affect the...

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23 The repeals effected by this Act shall not affect the...

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Changes to legislation:
Northern Ireland Act 1998 is up to date with all changes known to be in force on or before 01 November 2019. 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.

View outstanding changes

Changes and effects yet to be applied to:
- s. 24 heading words inserted by 2018 c. 16 Sch. 3 para. 55(b)
- s. 24 heading words omitted by 2018 c. 16 Sch. 3 para. 55(a)
- s. 6 applied by Regulation (EC) No. 1907/2006, Annex 17 point 1(2) (as inserted) by S.I. 2019/758 Sch. 3 para. 13
- s. 6 applied by Regulation (EC) No. 1907/2006, Art. 129(9) (as inserted) by S.I. 2019/758 Sch. 1 para. 89(1)
- s. 6 applied by Regulation (EC) No. 1907/2006, Art. 4A(7) (as inserted) by S.I. 2019/758 Sch. 1 para. 89(1)
- s. 6 applied by Regulation (EC) No. 1907/2006, Art. 129(9) (as inserted) by S.I. 2019/758 Sch. 1 para. 89(1)
- s. 6 applied by Regulation (EC) No. 1907/2006, Art. 4A(7) (as inserted) by S.I. 2019/758 Sch. 1 para. 89(1)
- s. 13(5)(b) omitted by 2018 c. 16 Sch. 3 para. 53
- s. 14(3)(b) and word omitted by 2018 c. 16 Sch. 3 para. 54
- s. 16(1) excluded (cond.) by 2006 c. 17 Sch. 2 para. 2(4) (This amendment not applied to legislation.gov.uk. Conditional amendment never in force)
- s. 18(1) excluded (cond.) by 2006 c. 17 Sch. 2 para. 2(4) (This amendment not applied to legislation.gov.uk. Conditional amendment never in force)
- s. 24(1)(b) omitted by 2018 c. 16 Sch. 3 para. 3(a)
- s. 27(1)(a) words substituted by 2018 c. 16 Sch. 3 para. 56(2)
- s. 27(2) words substituted by 2018 c. 16 Sch. 3 para. 56(3)
- s. 27(4) words omitted by 2018 c. 16 Sch. 3 para. 56(4)
- s. 31(1) words substituted (cond.) by 2006 c. 17 Sch. 3 para. 2(2) (This amendment not applied to legislation.gov.uk. Conditional amendment never in force)
- s. 31(1) words substituted (cond.) by 2006 c. 53 Sch. 3 para. 2(2) (This amendment not applied to legislation.gov.uk. Conditional amendment never in force)
- s. 39(1) modified (cond.) by 2006 c. 17 Sch. 2 para. 2(6)(7) (This amendment not applied to legislation.gov.uk. Conditional amendment never in force)
- s. 44(1) excluded by 2017 c. 30 s. 99(9)(a)
- s. 44(2) excluded by 2017 c. 30 s. 99(9)(b)
- s. 44(3) excluded by 2017 c. 30 s. 99(9)(b)
- s. 44(4) amendment continued (cond.) by 2006 c. 17 Sch. 2 para. 3(9) (This amendment not applied to legislation.gov.uk. Conditional amendment never in force)
- s. 44(5)(b) excluded by 2017 c. 30 s. 99(9)(b)
- s. 47 restricted (cond.) by 2006 c. 17 Sch. 2 para. 3(2) (This amendment not applied to legislation.gov.uk. Conditional amendment never in force)
- s. 65(4) by 2001 c. 6 (N.I.) Sch. 1 para. 6
- s. 96(1) words substituted (cond.) by 2006 c. 17 Sch. 3 para. 3(2) (This amendment not applied to legislation.gov.uk. Conditional amendment never in force)
- s. 96(2) words repealed (cond.) by 2006 c. 17 Sch. 2 para. 4(2)(a) (This amendment not applied to legislation.gov.uk. Conditional amendment never in force)
- s. 96(2A)-(2D) repealed (cond.) by 2006 c. 17 Sch. 2 para. 4(2)(b) (This amendment not applied to legislation.gov.uk. Conditional repeal never in force)
- s. 98(1) words omitted by 2018 c. 16 Sch. 3 para. 59(a)
Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act modified (cond.) by 2006 c. 17 Sch. 2 para. 2(5) (This amendment not applied to legislation.gov.uk. Conditional amendment never in force)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 27(4A) inserted by 2018 c. 16 Sch. 3 para. 56(5)
- s. 31(2)-(2D) substituted for s. 31(2) (cond.) by 2006 c. 17 Sch. 3 para. 2(1) (This amendment not applied to legislation.gov.uk. Conditional amendment never in force)

- s. 31(2)-(2D) substituted for s. 31(2) (cond.) by 2006 c. 53 Sch. 3 para. 2(1) (This amendment not applied to legislation.gov.uk to legislation.gov.uk. It is a conditional amendment that was never brought into force. Sch. 3 repealed (10.5.2007) by Northern Ireland (St Andrews Agreement) Act 2006 (c. 53), s. 2(5) (as amended by 2007 c. 4, s. 1(1)), Sch. 4 para. 3 (with s. 1(3)); S.I. 2007/1397; art. 2)

- s. 31(2E) inserted (cond.) by 2006 c. 17 Sch. 3 para. 3(1) (This amendment not applied to legislation.gov.uk. Conditional amendment never in force)

- Sch. 2 para. 9B inserted by 2009 c. 8 s. 27 (This amendment not applied to legislation.gov.uk. The amending provision was repealed (16.2.2011) without ever being in force by 2010 c. 36, ss. 2(1), 4(2))