

SCHEDULES

SCHEDULE 3

Amendments relating to policing

Police (Northern Ireland) Act 1998

- 21.** In section 41(1) (appointment of inspectors of constabulary)—
- (a) in subsection (1)—
 - (i) for “Secretary of State” substitute “Department of Justice”, and
 - (ii) for “he” substitute “the Department of Justice”;
 - (b) in subsections (2), (4) and (5) for “Secretary of State” (wherever occurring) substitute “Department of Justice”;
 - (c) in subsections (3A) and (3B) for “Secretary of State” substitute “appropriate authority”;
 - (d) after subsection (3B) insert—
 - “(3C) In subsections (3A) and (3B) “the appropriate authority” means, in relation to any inspection—
 - (a) the Secretary of State, if the inspection relates (in whole or in part other than incidentally) to an excepted matter or reserved matter or to a matter in respect of which a function is conferred or imposed on the Secretary of State by or under a statutory provision;
 - (b) otherwise, the Department of Justice;
- and in paragraph (a) “excepted matter” and “reserved matter” have the meanings given by section 4 of the Northern Ireland Act 1998(2).”

Commencement Information

- II** Sch. 3 para. 21 in force at 12.4.2010, see [art. 1\(2\)](#)

(1) Section 41 was amended by section 30 of, and Schedule 6 to, the Police (Northern Ireland) Act 2000 (c. 32); section 3 of the Police Reform Act 2002 (c. 30); Schedule 4 to the Serious Organised Crime and Police Act 2005 (c. 15).

(2) 1998 c. 47.

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, Paragraph 21.