

**2011 No. 408**

**POLICE**

**Police Service of Northern Ireland and Police Service of  
Northern Ireland Reserve (Full-Time) (Severance)  
(Amendment) Regulations 2011**

*Made* - - - - *5th December 2011*

*Coming into operation* - *31st December 2011*

The Department of Justice makes these Regulations in exercise of the powers conferred on it by sections 25(1) and (2)(k), 26(1) and (2)(g), and 72(2) of the Police (Northern Ireland) Act 1998(a) (“the 1998 Act”) and section 49 of the Police (Northern Ireland) Act 2000(b). These powers are now vested in the Department(c).

In accordance with section 26(6) of the 1998 Act the Department has consulted the Northern Ireland Policing Board and the Police Association for Northern Ireland. In accordance with section 62(3) of the Police Act 1996(d) it has consulted with the Police Negotiating Board for the United Kingdom. In accordance with section 72(2A)(e) of the 1998 Act it has obtained the consent of the Department of Finance and Personnel.

**Citation and commencement**

1. These Regulations may be cited as the Police Service of Northern Ireland and Police Service of Northern Ireland Reserve (Full-Time) (Severance) (Amendment) Regulations 2011 and shall come into operation on 31 December 2011.

**Amendment of the Police Service of Northern Ireland and Police Service of Northern Ireland Reserve (Full-Time) (Severance) Regulations 2003**

2. In regulation 3(a) (length and review of the scheme) of the Police Service of Northern Ireland and Police Service of Northern Ireland Reserve (Full-Time) (Severance) Regulations 2003(f) for “Treasury” substitute “Department of Finance and Personnel”.

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- (a) 1998 c.32; sections 25 and 26 are amended by section 78(1) of the Police (Northern Ireland) Act 2000 and section 26 is amended by section 49(5) of that Act.
- (b) 2000 c.32.
- (c) Article 5 of and paragraphs 9, 10 and 38 of Schedule 3 to the Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976) transferred the regulation making powers of the Secretary of State to the Department of Justice.
- (d) 1996 c.16. Section 62(3) was amended by section 34(2) of the 1998 Act.
- (e) Section 72(2A) was inserted by section 78(1) of and paragraph 23(6) of Schedule 6 to the Police (Northern Ireland) Act 2000. The consent function is now vested in the Department of Finance and Personnel by virtue of Article 5 of and paragraph 38 of Schedule 3 to S.I. 2010/976.
- (f) S.R. 2003 No. 60 to which there are amendments not relevant to these Regulations.

## **Amendment of the Police Service of Northern Ireland Reserve (Full-time) Severance Regulations 2006**

3. In regulation 3(3)(b) (length and termination of the Scheme) of the Police Service of Northern Ireland Reserve (Full-time) Severance Regulations 2006(a) for “Treasury” substitute “Department of Finance and Personnel”.

Sealed with the Official Seal of the Department of Justice on 5th December 2011.

Address  
Date

*David Ford*  
Minister of Justice

Sealed with the Official Seal of the Department of Finance and Personnel on 5th December 2011.

Address  
Date

*Bill Pauley*  
A senior officer of the Department of Finance and Personnel

### **EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

These Regulations transfer the requirement for HM Treasury consent to a determination by the Department of Justice under regulation 3(a) of the Police Service of Northern Ireland and Police Service of Northern Ireland Reserve (Full-Time) (Severance) Regulations 2003 and regulation 3(3)(b) of the Police Service of Northern Ireland Reserve (Full-time) Severance Regulations 2006 to the Department of Finance and Personnel.

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(a) S.R. 2006 No. 313 to which there are amendments not relevant to these Regulations.

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