STATUTORY RULES OF NORTHERN IRELAND

2022 No. 145

CRIMINAL LAW

The Police Act 1997 (Criminal Record Certificates: Relevant Matters) (Amendment) Order (Northern Ireland) 2022

Made - - - - 22nd March 2022

Coming into operation in accordance with Article 1

The Department of Justice, in exercise of the powers conferred by section 113A(7) of the Police Act 1997(**1**), as modified by section 126A(1) and (8)(**2**) of that Act makes the following Order:

Citation and commencement

1. This Order may be cited as the Police Act 1997 (Criminal Record Certificates: Relevant Matters) (Amendment) Order (Northern Ireland) 2022 and shall come into operation on the day after it is affirmed by resolution of the Assembly.

Amendment of the Police Act 1997

2.—(1) The Police Act 1997 is amended in accordance with the following provisions of this Order.

3. In section 113A(6), at the definition of "relevant matter"—

(a) at the end of sub-paragraph (ii) of paragraph (a) delete the word "or";

(b) at the end of sub-paragraph (iii) of paragraph (a) insert the word "or";

(c) after sub-paragraph (iii) of paragraph (a) insert—

"(iv) a current conviction of any offence, except an offence within subsection (6D), stated by a court to be aggravated under section 15 of the Domestic Abuse and Civil Proceedings Act (Northern Ireland) 2021(**3**);"

4. In section 113A(6D)—

(a) at the end of paragraph (nnn) delete the word "and";

(b) at the end of paragraph (ooo) substitute the full stop with a semi colon;

(**1**) 1997 c.50: section 113A was inserted by section 163(2) of the Serious Organised Crime and Police Act (2005 c.15); sections 113A(7) and (8) were inserted by paragraph 14(2) of Schedule 9 to Safeguarding Vulnerable Groups Act 2006 (c.47).

(**2**) Section 126A was inserted by article 12 and paragraph 38 of Schedule 14 to S.I. 2010/976 and transfers the section 113A(7) powers of the Secretary of State to the Department of Justice .

(**3**) 2021 c. 2 (N.I.)