Draft Order in Council laid before Parliament under paragraph 2(1)(a) of the Schedule to the Northern Ireland Act 2000, for approval by resolution of each House of Parliament

DRAFT STATUTORY INSTRUMENTS

2005 No. (N.I.)

NORTHERN IRELAND

The District Policing Partnerships (Northern Ireland) Order 2005

Made - - - -	*2005*
Coming into operation	*1st April 2005*

At the Court at Buckingham Palace, the ** day of ** 2005

Present,

The Queen's Most Excellent Majesty in Council

Whereas a draft of this Order in Council has been approved by resolution of each House of Parliament:

Now, therefore, Her Majesty, in exercise of the powers conferred by paragraph 1(1) of the Schedule to the Northern Ireland Act 2000 (c. 1) and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:–

Title and commencement

1.—(1) This Order may be cited as the District Policing Partnerships (Northern Ireland) Order 2005.

(2) This Order comes into operation on 1st April 2005.

Interpretation

2.—(1) The Interpretation Act (Northern Ireland) 1954 (c. 33) applies to this Order as it applies to an Act of the Assembly.

(2) In this Order "the 2000 Act" means the Police (Northern Ireland) Act 2000 (c. 32).

Effect of local government election on membership of DPP

3.—(1) Schedule 3 to the 2000 Act (district policing partnerships) is amended as follows.

(2) In paragraph 1 after sub-paragraph (3) insert—

"(3ZA) In this Schedule, in relation to a DPP and the holding of a local general election—

"the transitional period" means the period—

(a) beginning with the election day; and

(b) ending with the day before the reconstitution date;

"reconstitution date" means the date published by notice of the Board under paragraph 4(1B)."

(3) In paragraph 3(3) for "date of the local general election" substitute "day before the reconstitution date".

(4) At the end of paragraph 3 add—

"(7) Where a political member ceases to hold office at any time during the transitional period, no appointment shall be made to fill the casual vacancy; and paragraph 2 and sub-paragraph (1) of this paragraph shall have effect subject to this sub-paragraph."

(5) In paragraph 4 after sub-paragraph (1A) insert—

"(1B) Where, following a local government election, the Board has completed the appointment of the independent members of the DPP for a district, it shall publish notice of the date which is to be the reconstitution date in relation to the DPP for that district.

(1C) Notice under sub-paragraph (1B) shall be published in such manner as appears to the Board appropriate for bringing it to the attention of interested persons.".

(6) In paragraph 4(3) for "date of the local general election" substitute "day before the reconstitution date".

(7) At the end of paragraph 4 add—

"(7) Where an independent member ceases to hold office at any time during the transitional period, no appointment shall be made to fill the casual vacancy; and paragraph 2 and sub-paragraphs (1) and (1A) of this paragraph shall have effect subject to this sub-paragraph.".

Removal of members of DPP from office

4. In Schedule 3 to the 2000 Act, in paragraph 7(1) (removal of members of DPP) for head (b) substitute—

"(b) he has been convicted in Northern Ireland or elsewhere after the date of his appointment of a criminal offence (whether committed before or after that date);".

Vice-chairman of DPP

5. For paragraph 9 of Schedule 3 to the 2000 Act (chairman and vice-chairman of DPP) substitute —

"**9.**—(1) For each DPP there shall be a chairman appointed by the council from among the political members.

(2) In making appointments to the office of chairman, the council shall ensure that, so far as is practicable—

(a) a person is appointed to that office for a term of 12 months at a time or, where that period is shorter than 18 months, for a period ending with the reconstitution date next following his appointment;