1995 No. 456

CUSTOMS AND EXCISE

The Police and Criminal Evidence (Application to Customs and Excise) (Amendment) Order (Northern Ireland) 1995

Made . . . . . *6th December 1995*

Coming into operation . . . *1st January 1996*

To be laid before Parliament

The Treasury, in exercise of the powers conferred on them by Article 85(1) of the Police and Criminal Evidence (Northern Ireland) Order 1989(**a**), hereby make the following Order:

1. This Order may be cited as the Police and Criminal Evidence (Application to Customs and Excise) (Amendment) Order (Northern Ireland) 1995 and shall come into operation on 1st January 1996.

2. The Police and Criminal Evidence (Application to Customs and Excise) Order (Northern Ireland) 1989(**b**) shall be amended as follows:

(*a*) In Article 3(1) for the words "Articles 4 to 9" there shall be substituted the words "Articles 4 to 10".

(*b*) In Schedule 1 after the words "Article 24(1) to (4)" there shall be inserted the words "Article 26(6), subject to the modification in Article 10 of this Order".

(*c*) After Article 9 there shall be added the following Article:

"**10.** Article 26(6) of the Police and Criminal Evidence (Northern Ireland) Order 1989 Shall apply without prejudice to section 138(1) of the Customs and Excise Management Act 1979(**c**), section 72(9) of the Value Added Tax 1994(**d**), section 20 of and paragraph 4 of Schedule 3 to the Criminal Justice (International Co-operation) Act 1990(**e**), or any other enactment, including any enactment contained in subordinate legislation, for the time being in force which confers upon officers of Customs and Excise the power to arrest or detain persons."

(**a**) S.I. 1989/1341 (N.I. 12)
(**b**) S.R. 1989/465
(**c**) 1979 c. 2
(**d**) 1994 c. 3
(**e**) 1990 c. 5