# 1990 No. 144

# CENSUS

## Census Order (Northern Ireland) 1990

*Made* . . . . . *4th April 1990*

*Coming into operation* . . . *16th May 1990*

*To be laid before Parliament under paragraph 3(3) of Schedule 1 to the Northern Ireland Act 1974*(**a**)

In exercise of the powers conferred by section 1(1) and (2) of the Census Act (Northern Ireland) 1969(**b**) and now vested in me(**c**) and of all other powers enabling me in that behalf I hereby make the following Order:

*Citation*

**1.** This Order may be cited as the Census Order (Northern Ireland) 1990.

*Interpretation*

**2.**—(1) In this Order—

"the Act" means the Census Act (Northern Ireland) 1969;

"census day" means 21st April 1991;

"census night" means the night of 21st to 22nd April 1991.

*Date on which census is to be taken*

**3.** A census shall be taken for Northern Ireland on 21st April 1991.

*Persons with respect to whom the returns are to be made*

**4.**—(1) For the purpose of that census, returns shall be made in accordance with the provisions of this Order with respect to—

(*a*) all persons in Northern Ireland,

(*b*) all other persons who are usually resident in Northern Ireland in a dwelling or part of a dwelling (including a caravan, houseboat or other temporary building or structure used as living accommodation) occupied by a private household (whether consisting of one or more persons) but who do not spend census night in Northern Ireland, and

(*c*) the persons specified in paragraph (2),

who are alive at midnight ending census day.

(2) The persons referred to in paragraph (1)(*c*) as being specified in this paragraph are persons who spend census night on one of Her Majesty's ships

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(**a**) 1974 c. 28
(**b**) 1969 c. 8 (N.I.)
(**c**) *See* 1973 c. 36 s. 40 and Sch. 5 para. 4(2)

or vessels as defined by section 132(1) of the Naval Discipline Act 1957(a), which is within the territorial sea adjacent to Northern Ireland at midnight ending census day.

(3) A return with respect to any person to whom paragraph (1) applies shall be made in accordance with the provisions of this Order relating to each premises, vessel or other place in column (1) of Schedule 1 at which that person spends census night or, as the case may be, arrives or is usually resident as mentioned in column (2) of that Schedule, and the return shall be so made in the form prescribed by regulations made under section 3 of the Act.

*Persons by whom the returns are to be made*

**5.**—(1) Where a dwelling or part of a dwelling to which column (1) of Group I applies is occupied by a private household consisting of one person, that person shall make a return with respect to himself and with respect to every other person specified in column (2) of Group I.

(2) Where a dwelling or part of a dwelling to which column (1) of Group I applies is occupied by a private household consisting of more than one person:—

(*a*) the head or joint heads, or the person or persons for the time being acting as head or joint heads of that household, or

(*b*) if there is no head or acting head of that household, and if there are no joint heads or acting joint heads of that household, the members of that household who are aged 16 years or over,

shall make a return with respect to every person specified in column (2) of Group I, except that the obligation to make the return shall be satisfied in respect of the joint heads or acting joint heads of the household, or, as the case may be, the members of the household aged 16 years or over if any one of their number completes such a return on their behalf.

(3) Any person with respect to whom a return falls to be made in accordance with paragraph (1) or (2) who—

(*a*) is aged 16 years or over on census day, and

(*b*) is himself capable of completing the form of return,

may elect to make an individual return, and any person who makes such an election shall make a return with respect to himself.

(4) Every person specified in column (2) of Groups II, III, IV, V and, subject to paragraph (5), Group VI shall make a return with respect to himself, but where any such person is, for any reason, incapable of making a return—

(*a*) if he is a person specified in column (2) of Group II, the manager or other person for the time being in charge of the hotel or boarding-house shall make a return with respect to that person or may arrange for the return to be made by a relative or other person accompanying that person;

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(a) 1957 c. 53

(*b*) if he is a person specified in column (2) of Group III, the return shall be made with respect to him by the chief resident officer or other person for the time being in charge of the premises;

(*c*) if he is a person specified in column (2) of Group IV, the return shall be made with respect to him by the commanding officer or other person for the time being in charge of the premises or vessel;

(*d*) if he is a person specified in column (2) of Group V, the return shall be made with respect to him by the captain or master or other person for the time being in charge of the vessel;

(*e*) if he is a person specified in column (2) of Group VI, the return may be made with respect to him by any other person capable of doing so on his behalf.

(5) As regards a person specified in column (2) of Group VI who is of no fixed abode, the return referred to in paragraph (4) may be made with respect to him by any other person authorised by him to do so on his behalf.

(6) In the case of any premises or vessel specified in Group II, III or V, the manager, chief resident officer or other person for the time being in charge of the premises or the captain, master or other person for the time being in charge of the vessel and in the case of any premises or vessel specified in Group IV the commanding officer or other person for the time being in charge of the premises or vessel, shall make a return in accordance with Article 6(3).

*Particulars to be stated in the returns*

**6.**—(1) Every return referred to in paragraphs (1) to (5) of Article 5 shall state with respect to each person required to be included in that return the particulars specified in items 1-16 of Schedule 2, except that—

(*a*) in the case of any person who is a member of a naval, military or air force, the return shall not state the particulars specified at items 16(1)(*a*)–(*c*) or (*e*) of Schedule 2 but shall state "Armed Forces" together with whether the person is a commissioned officer, and, if the force of which he is a member is not a United Kingdom force, the country of whose forces he is a member;

(*b*) in the case of a person who in accordance with Article 5(3) makes a return with respect to himself, the return which falls to be made in accordance with paragraph (1) or (2) of Article 5 shall state, with respect to that person, only the particulars specified in items 1, 5 and 6 of Schedule 2;

(*c*) in the case of any return referred to in paragraphs (3), (4) or (5) of Article 5 the particulars specified in item 6 of Schedule 2 shall not be stated.

(2) Every return made in accordance with paragraphs (1) and (2) of Article 5 shall state also the particulars specified in items 17-21 of Schedule 2.

(3) Every return referred to in paragraph (6) of Article 5 shall state—

(*a*) in the case of any premises mentioned in column (1) of Group II the particulars specified in item 1 of Schedule 3 with respect to all persons mentioned in column (2) of that Group, together with the particulars specified in items 2 and 3 of that Schedule;

(*b*) in the case of any premises mentioned in column (1) of Group III or IV the particulars specified in item 1 of Schedule 3 with respect to all persons mentioned in column (2) of those Groups, together with the particulars specified in item 2 of that Schedule;

(*c*) in the case of any vessel mentioned in column (1) of Group IV or V the particulars specified in item 1 of Schedule 3 with respect to all persons mentioned in column (2) of those Groups.

Dated 4th April 1990.

*Peter Brooke*
One of Her Majesty's Principal
Secretaries of State

SCHEDULE 1 Article 4(3)

| (1) Premises, vessel or other place | (2) Persons |
|---|---|
| **GROUP I** | |
| Any dwelling or part of a dwelling, (including a caravan, houseboat or other temporary building or structure used as living accommodation) occupied by a private household (whether consisting of one or more persons). | Every person who—<br>(*a*) spends census night in the dwelling or the part of the dwelling whether as a member of the household, guest, paying guest or boarder or as an employee of any such person;<br>(*b*) arrives at the dwelling or the part of the dwelling at any time during the day immediately following census day but before the returns with respect to the persons in the dwelling are collected, who was in Northern Ireland at midnight ending census day and who has not been included as present in any other return;<br>(*c*) not being a person to whom paragraph (*a*) or (*b*) refers, is usually resident in the dwelling or the part of the dwelling but who does not spend census night there. |
| **GROUP II** | |
| Any hotel or boarding-house. | Every person who—<br>(*a*) spends census night in the premises;<br>(*b*) arrives at the premises at any time during the day immediately following census day but before the returns with respect to the persons in the premises are collected, who was in Northern Ireland at midnight ending census day and who has not been included as present in any other return. |