1970. No. 317 **[NC]**

EMERGENCY POWERS

ORDER IN COUNCIL, DATED THE 7TH DAY OF DECEMBER 1970, MAKING REGULATIONS UNDER SECTION 2 OF THE EMERGENCY POWERS ACT (NORTHERN IRELAND) 1926(a) AS AMENDED BY THE EMERGENCY POWERS (AMENDMENT) ACT (NORTHERN IRELAND) 1964(b).

ARRANGEMENT OF REGULATIONS

FUNCTIONS OF THE MINISTRY OF HOME AFFAIRS

Regulation No.

1. Functions of the Ministry of Home Affairs.

REGULATION OF SUPPLY AND CONSUMPTION

2. Supply, etc., of electricity.

OFFENCES

3. Sabotage.
4. Trespassing and loitering.
5. Interference with public servants and other persons performing essential services.
6. Inducing persons to withhold services.

SUPPLEMENTAL

7. Power to arrest without warrant.
8. Attempts to commit offences and assisting offenders.
9. Penalties and place of trial.
10. Interpretation.
11. Short title and commencement.

BY THE GOVERNOR IN THE PRIVY COUNCIL OF NORTHERN IRELAND

GREY OF NAUNTON

WHEREAS a proclamation of emergency has been made under section 1 of the Emergency Powers Act (Northern Ireland) 1926, as amended by the Emergency Powers (Amendment) Act (Northern Ireland) 1964, and is now in force:

NOW THEREFORE I, Ralph Francis Alnwick, Baron Grey of Naunton, Knight Grand Cross of the Most Distinguished Order of St. Michael and St. George, Knight Commander of the Royal Victorian Order, Officer of the Order of the British Empire, Governor of Northern Ireland, in pursuance of section 2 of the said Act of 1926 and of all other powers me thereunto enabling do, by and with the advice of the Privy Council of Northern Ireland, hereby order as follows:—

(a) 16 & 17 Geo. 5. c. 8 (N.I.). (b) 1964. c. 34 (N.I.).

Functions of the Ministry of Home Affairs

Functions of the Ministry of Home Affairs

1.—(1) Without prejudice to any other provision of these Regulations it shall be the general duty of the Ministry of Home Affairs (in these Regulations referred to as "the Ministry") to take such steps as may be necessary to carry these Regulations into effect or as may otherwise be necessary for the purposes of maintaining essential services.

(2) Any Ministry of Northern Ireland may make arrangements whereby any of its functions are performed on its behalf by any other government department or by officers of any such department, including (without prejudice to section 63 of the Government of Ireland Act 1920(**c**)) officers of a department of the Government of the United Kingdom.

(3) Any Ministry of Northern Ireland may by order delegate to any public body or class of public bodies, or to any officer or class of officers employed by any public body, or to any other person any of its functions, and it shall be the duty of any public body or officer or person to whom any such functions are so delegated to perform those functions and to comply with any directions given by that Ministry in relation thereto.

Regulation of Supply and Consumption

Supply, etc., of electricity

2. The Ministry of Commerce may by order provide for regulating or prohibiting the supply, or the consumption (whether for domestic or industrial purposes or for any other purposes whatsoever) of electricity.

Offences

Sabotage

3.—(1) No person shall do any act with intent to impair the efficiency or impede the working or movement of any vessel, aircraft, vehicle, machinery, apparatus or other thing used or intended to be used in the performance of essential services, or to impair the usefulness of any works, structure or premises used or intended to be used as aforesaid.

(2) The foregoing provisions of this Regulation shall apply in relation to any omission on the part of a person to do anything which he is under a duty, either to the public or to any person, to do, as they apply in relation to the doing of any act by a person.

Trespassing and loitering

4.—(1) No person shall trespass on, or on premises in the vicinity of, any premises used or appropriated for the purposes of essential services; and if any person is found trespassing on any premises in contravention of this paragraph, then, without prejudice to any proceedings which may be taken against him, he may be removed by the appropriate person from the premises.

(2) No person shall, for any purpose prejudicial to the public safety, be in, or in the vicinity of, any premises used or appropriated for the purposes of essential services; and where, in any proceedings taken against a person by virtue of this paragraph, it is proved that at the material time he was present in, or in the vicinity of, the premises concerned, the prosecution may thereupon adduce such evidence of the character of that person (including evidence of his having been previously convicted of any offence) as tends to show that he was so present for a purpose prejudicial to the public safety.

(c) 10 & 11 Geo. 5. c. 67.