

SCHEDULES

SCHEDULE 1

Article 3(2)

THE [^{F1}Health and Social Care Regulation and Quality Improvement Authority]

F1 Words in Order substituted (11.4.2014) by [Health and Social Care \(Amendment\) Act \(Northern Ireland\) 2014 \(c. 5\)](#), [Sch. para. 1\(1\)\(a\)](#) (with [Sch. para. 1\(2\)](#))

Status

1. The [^{F2}RQIA] shall not be regarded as the servant or agent of the Crown or as enjoying any status, immunity or privilege of the Crown; and its property shall not be regarded as property of, or property held on behalf of, the Crown.

F2 Words in Order substituted (11.4.2014) by [Health and Social Care \(Amendment\) Act \(Northern Ireland\) 2014 \(c. 5\)](#), [Sch. para. 1\(1\)\(b\)](#) (with [Sch. para. 1\(2\)](#))

General powers

2.—(1) Subject to any directions given by the Department, the [^{F2}RQIA] may do anything which appears to it to be necessary or expedient for the purpose of, or in connection with, the exercise of its functions.

(2) That includes, in particular—

- (a) co-operating with other public authorities in the United Kingdom;
- (b) acquiring and disposing of land and other property; and
- (c) entering into contracts.

F2 Words in Order substituted (11.4.2014) by [Health and Social Care \(Amendment\) Act \(Northern Ireland\) 2014 \(c. 5\)](#), [Sch. para. 1\(1\)\(b\)](#) (with [Sch. para. 1\(2\)](#))

General duty

3. The [^{F2}RQIA] shall carry out its functions effectively, efficiently and economically.

F2 Words in Order substituted (11.4.2014) by [Health and Social Care \(Amendment\) Act \(Northern Ireland\) 2014 \(c. 5\)](#), [Sch. para. 1\(1\)\(b\)](#) (with [Sch. para. 1\(2\)](#))

Membership

4. The [^{F2}RQIA] shall consist of a chairman and other members appointed by the Department.

F2 Words in Order substituted (11.4.2014) by [Health and Social Care \(Amendment\) Act \(Northern Ireland\) 2014 \(c. 5\)](#), [Sch. para. 1\(1\)\(b\)](#) (with [Sch. para. 1\(2\)](#))

Changes to legislation: The Health and Personal Social Services (Quality, Improvement and Regulation) (Northern Ireland) Order 2003 is up to date with all changes known to be in force on or before 25 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Appointment, procedure etc.

5. The Department may by regulations make provision as to—
- (a) the appointment of the chairman and other members (including the number, or limits on the number, of members who may be appointed and any conditions to be fulfilled for appointment);
 - (b) the tenure of office of the chairman and other members (including the circumstances in which they cease to hold office or may be removed or suspended from office);
 - (c) the appointment of, constitution of and exercise of functions by committees and sub-committees (including committees and sub-committees which consist of or include persons who are not members of the [F²RQIA]); and
 - (d) the procedure of the [F²RQIA] and any committees or sub-committees (including the validation of proceedings in the event of vacancies or defects in appointment).

F2 Words in *Order* substituted (11.4.2014) by *Health and Social Care (Amendment) Act (Northern Ireland) 2014 (c. 5)*, **Sch. para. 1(1)(b)** (with Sch. para. 1(2))

Remuneration and allowances

6.—(1) The [F²RQIA] may pay to its chairman, to any other member of the Authority and to any member of a committee or sub-committee who is not a member of the Authority, such remuneration and allowances as the Department may determine.

(2) If the Department so determines, the [F²RQIA] shall make provision for the payment of such pension, allowance or gratuities as the Department may determine to or in respect of a person who is or has been the chairman or any other member of the Authority.

(3) If the Department determines that there are special circumstances that make it right for a person ceasing to hold office as chairman of the [F²RQIA] to receive compensation, the Authority shall pay to him such compensation as the Department may determine.

(4) Any determination of the Department under this paragraph shall be subject to the approval of the Department of Finance and Personnel.

F2 Words in *Order* substituted (11.4.2014) by *Health and Social Care (Amendment) Act (Northern Ireland) 2014 (c. 5)*, **Sch. para. 1(1)(b)** (with Sch. para. 1(2))

Chief executive

7.—(1) There shall be a chief executive of the [F²RQIA] who shall be a member of its staff and shall be responsible to it for the general exercise of its functions.

(2) The first chief executive shall be appointed by the Department on such terms and conditions as the Department may determine.

(3) Subject to paragraph 8(3), any chief executive subsequent to the first shall be appointed by the [F²RQIA] on such terms and conditions as the Authority may determine.

(4) An appointment under sub-paragraph (3) requires the approval of the Department.

F2 Words in *Order* substituted (11.4.2014) by *Health and Social Care (Amendment) Act (Northern Ireland) 2014 (c. 5)*, **Sch. para. 1(1)(b)** (with Sch. para. 1(2))

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Staff

- 8.—(1) The [F²RQIA] may appoint such other staff as it considers appropriate.
- (2) Subject to sub-paragraph (3), appointments under this paragraph shall be on such terms and conditions as the [F²RQIA] may determine.
- (3) The Department may give directions as to—
- (a) the appointment of staff under this paragraph and paragraph 7(3) (including any conditions to be fulfilled for appointment); and
 - (b) the terms and conditions of appointment of staff under the provisions mentioned in head (a).
- (4) Different directions may be given under sub-paragraph (3) in relation to different categories of staff.

F2 Words in *Order* substituted (11.4.2014) by *Health and Social Care (Amendment) Act (Northern Ireland) 2014 (c. 5)*, **Sch. para. 1(1)(b)** (with *Sch. para. 1(2)*)

Delegation of functions

9. The [F²RQIA] may arrange for the discharge of any of its functions by a committee, sub-committee, member or member of staff of the Authority or any other person.

F2 Words in *Order* substituted (11.4.2014) by *Health and Social Care (Amendment) Act (Northern Ireland) 2014 (c. 5)*, **Sch. para. 1(1)(b)** (with *Sch. para. 1(2)*)

Arrangements for the use of staff

10. The Department may by regulations provide for arrangements under which—
- (a) members of staff of the [F²RQIA] are placed at the disposal of a prescribed person for the purpose of discharging, or assisting in the discharge of, prescribed functions of that person; or
 - (b) members of staff of a prescribed person are placed at the disposal of the [F²RQIA] for the purpose of discharging, or assisting in the discharge of, any functions of the Authority.

F2 Words in *Order* substituted (11.4.2014) by *Health and Social Care (Amendment) Act (Northern Ireland) 2014 (c. 5)*, **Sch. para. 1(1)(b)** (with *Sch. para. 1(2)*)

Payments to the [F²RQIA]

11. The Department may make payments to the [F²RQIA] of such amounts, at such times and on such conditions (if any) as it considers appropriate.

Accounts

- 12.—(1) The [F²RQIA] shall—
- (a) keep proper accounts and proper records in relation to the accounts; and
 - (b) prepare a statement of accounts in respect of each financial year.
- (2) The statement of accounts shall—
- (a) be in such form; and

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- (b) contain such information,
as the Department may, with the approval of the Department of Finance and Personnel, direct.
- (3) The [F²RQIA] shall, within such period after the end of each financial year as the Department may direct, send copies of the statement of accounts relating to that year to—
- (a) the Department; and
 - (b) the Comptroller and Auditor General for Northern Ireland.
- (4) The Comptroller and Auditor General shall—
- (a) examine, certify and report on every statement of accounts sent to him by the [F²RQIA] under this paragraph; and
 - (b) send a copy of his report to the Department.
- (5) The Department shall lay a copy of the statement of accounts and of the Comptroller and Auditor General's report before the Assembly.
- (6) In this paragraph “financial year” means—
- (a) the period beginning with the date on which the [F²RQIA] is established and ending with the next 31st March following that date; and
 - (b) each successive period of twelve months ending with 31st March.

F2 Words in [Order](#) substituted (11.4.2014) by [Health and Social Care \(Amendment\) Act \(Northern Ireland\) 2014 \(c. 5\)](#), [Sch. para. 1\(1\)\(b\)](#) (with [Sch. para. 1\(2\)](#))

Application of seal and evidence

- 13.** The application of the seal of the [F²RQIA] shall be authenticated by the signature—
- (a) of any member of the [F²RQIA] ; or
 - (b) of any other person who has been authorised by the [F²RQIA] (whether generally or specifically) for that purpose.

F2 Words in [Order](#) substituted (11.4.2014) by [Health and Social Care \(Amendment\) Act \(Northern Ireland\) 2014 \(c. 5\)](#), [Sch. para. 1\(1\)\(b\)](#) (with [Sch. para. 1\(2\)](#))

14. A document purporting to be duly executed under the seal of the [F²RQIA] or to be signed on its behalf shall be received in evidence and, unless the contrary is proved, taken to be so executed or signed.

F2 Words in [Order](#) substituted (11.4.2014) by [Health and Social Care \(Amendment\) Act \(Northern Ireland\) 2014 \(c. 5\)](#), [Sch. para. 1\(1\)\(b\)](#) (with [Sch. para. 1\(2\)](#))

Default powers of Department

- 15.—(1)** The powers conferred by this paragraph are exercisable by the Department if it is satisfied that the [F²RQIA] —
- (a) has without reasonable excuse failed to discharge any of its functions; or
 - (b) in discharging any of its functions, has without reasonable excuse failed to comply with any directions given to it under Article 6(2) in relation to those functions.
- (2) The Department may—

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- (a) make an order declaring the Council to be in default; and
 - (b) direct the Council to discharge such of its functions, and in such manner and within such period or periods, as may be specified in the direction.
- (3) If the [F²RQIA] fails to comply with the Department's direction under sub-paragraph (2), the Department may—
- (a) discharge the functions to which the direction relates itself; or
 - (b) make arrangements for any other person to discharge those functions on its behalf.

F2 Words in *Order* substituted (11.4.2014) by *Health and Social Care (Amendment) Act (Northern Ireland) 2014 (c. 5)*, **Sch. para. 1(1)(b)** (with *Sch. para. 1(2)*)

Transfer of staff to the [F²RQIA]

16.—(1) The Department may by order make a scheme for the transfer to the [F²RQIA] of any eligible employee.

(2) The scheme may apply to all eligible employees or to such of them as are specified in the scheme.

(3) The Department shall not make an order under this paragraph unless such requirements as may be prescribed about consultation have been complied with in relation to each of the employees to be transferred under the scheme.

(4) The contract of employment of an employee transferred under the scheme—

- (a) is not terminated by the transfer; and
- (b) has effect from the date of transfer as if originally made between the employee and the [F²RQIA].

(5) Where an employee is transferred under the scheme—

- (a) all the rights, powers, duties and liabilities of Boards under or in connection with the contract of employment are by virtue of this sub-paragraph transferred to the [F²RQIA] on the date of transfer; and
- (b) anything done before that date by or in relation to Boards in respect of that contract or the employee is to be treated from that date as having been done by or in relation to the [F²RQIA].

(6) Sub-paragraph (5) does not prejudice the generality of sub-paragraph (4).

(7) This paragraph does not prejudice any right of an employee to terminate his contract of employment if a substantial change is made to his detriment in his working conditions; but no such right arises by reason only that, by virtue of this paragraph, the identity of his employer changes unless the employee shows that, in all the circumstances, the change is a significant change and is to his detriment.

(8) In this paragraph—

“date of transfer” means the date of transfer determined under the scheme in relation to the employee;

“eligible employee” means a person who is employed under a contract of employment with a Health and Social Services Board on work which would have continued but for the provisions of this Order.

(9) An order under this paragraph shall not be a statutory rule for the purposes of the Statutory Rules (Northern Ireland) Order 1979 (NI 12).

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Transfer of assets and liabilities to the [F²RQIA]

17.—(1) The Department may by order transfer or provide for the transfer to the [F²RQIA], with effect from such date as may be specified in the order, of such of the assets and liabilities of the Department or of a Health and Social Services Board as, in the Department's opinion, need to be transferred to the [F²RQIA] for the purpose of enabling it to carry out its functions.

(2) An order under this paragraph may create or impose such new rights or liabilities in respect of what is transferred or what is retained by the Department or a Health and Social Services Board as appear to the Department to be necessary or expedient.

(3) Nothing in this paragraph affects the power of the Department or any power of a Health and Social Services Board to transfer assets or liabilities to the [F²RQIA] otherwise than under sub-paragraph (1).

(4) Stamp duty shall not be chargeable in respect of any transfer to the [F²RQIA] effected by or by virtue of an order under this paragraph.

(5) Where an order under this paragraph provides for the transfer—

(a) of land held on lease from a third party, or

(b) of any other asset leased or hired from a third party or in which a third party has an interest, the transfer shall be binding on the third party notwithstanding that, apart from this sub-paragraph, it would have required his consent or concurrence.

(6) Any assets and liabilities which are to be transferred to the [F²RQIA] shall be identified by agreement between the Authority and the Department or, in default of agreement, by direction of the Department.

(7) Where, for the purpose of a transfer pursuant to an order under this paragraph, it becomes necessary to apportion any assets or liabilities, the order may contain such provisions as appear to the Department to be appropriate for the purpose; and where any such assets fall within sub-paragraph (5), the order shall contain such provisions as appear to the Department to be appropriate to safeguard the interests of third parties, including, where appropriate, provision for the payment of compensation of an amount to be determined in accordance with the order.

(8) In the case of any transfer made by or pursuant to an order under this paragraph, a certificate issued by the Department that any asset or liability specified in the certificate is vested in the [F²RQIA] shall be conclusive evidence of that fact for all purposes.

(9) An order under this paragraph may include provision for matters to be settled by arbitration by a person determined in accordance with the order.

(10) In this paragraph “third party” means a person other than the Department or a Health and Social Services Board.

(11) An order under this paragraph shall not be a statutory rule for the purposes of the Statutory Rules (Northern Ireland) Order 1979 (NI 12).

SCHEDULE 2

THE CARE TRIBUNAL

Constitution of Care Tribunal

1.—(1) There shall be appointed—

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- (a) a panel of persons (“the chairmen's panel”) who may serve as chairmen of the Care Tribunal; and
 - (b) a panel of persons (“the lay panel”) who may serve as the other two members of the Care Tribunal apart from the chairman.
- (2) The Care Tribunal shall consist of—
- [^{F3}(a) a chairman nominated from the chairmen's panel by the Lord Chief Justice after consultation with the [^{F4}Department of Justice]; and
 - (b) two other persons nominated by the Department from the lay panel.
- [^{F5}(2A) The Lord Chief Justice may nominate any of the following to exercise his functions under this paragraph—
- (a) the holder of one of the offices listed in Schedule 1 to the Justice (Northern Ireland) Act 2002;
 - (b) a Lord Justice of Appeal (as defined in section 88 of that Act).]

- F3** Sch. 2 para. 1(2)(a) substituted (3.4.2006) by Constitutional Reform Act 2005 (c. 4), ss. 15(2), 148(1), Sch. 5 para. 129(2); S.I. 2006/1014, **art. 2(a)**, Sch. 1 para. 12(i)
- F4** Words in Sch. 2 para. 1(2)(a) substituted (12.4.2010) by Department of Justice Act (Northern Ireland) 2010 (c. 3), ss. 1(5), 3(2), **Sch. para. 16**; S.R. 2010/147, **art. 2(2)** (which amendment supersedes the substitution of words (12.4.2010) by Northern Ireland Act 2009 (c. 3), ss. 2(3), 5(7)(a), **Sch. 4 para. 41(2)** (with Sch. 5 para. 16); S.I. 2010/812, **art. 2**)
- F5** Sch. 2 para. 1(2A) inserted (3.4.2006) by Constitutional Reform Act 2005 Constitutional Reform Act 2005 (c. 4), ss. 15(2), 148(1), Sch. 5 para. 129(3); S.I. 2006/1014, **art. 2(a)**, Sch. 1 para. 12(i)

Modifications etc. (not altering text)

- C1** Sch. 2 para. 1(2)(b): functions transferred (1.4.2011) from Department of Health, Social Services and Public Safety to Department of Justice by Departments (Transfer of Functions) Order (Northern Ireland) 2011 (S.R. 2011/44), arts. 1(2), **6(c)** (with art. 8(2))

Appointment of the panels

2.—(1) The members of the chairmen's panel shall be appointed by the [^{F6}Northern Ireland Judicial Appointments Commission].

(2) No person may be appointed a member of the chairmen's panel unless he is a barrister or solicitor of at least ten years' standing.

(3) The members of the lay panel shall be appointed by the Department.

(4) No person may be appointed member of the lay panel unless he satisfies such requirements as may be prescribed.

- F6** Words in Sch. 2 para. 2(1) substituted (12.4.2010) by Northern Ireland Act 2009 (c. 3), ss. 2(3), 5(7)(a), **Sch. 4 para. 41(3)** (with Sch. 5 para. 16); S.I. 2010/812, **art. 2**

Modifications etc. (not altering text)

- C2** Sch. 2 para. 2(3): functions transferred (1.4.2011) from Department of Health, Social Services and Public Safety to Department of Justice by Departments (Transfer of Functions) Order (Northern Ireland) 2011 (S.R. 2011/44), arts. 1(2), **6(c)** (with art. 8(2))
- C3** Sch. 2 para. 2(4): functions transferred (1.4.2011) from Department of Health, Social Services and Public Safety to Department of Justice by Departments (Transfer of Functions) Order (Northern Ireland) 2011 (S.R. 2011/44), arts. 1(2), **6(c)** (with art. 8(2))

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Tenure of office

3.—(1) Each member of the chairmen's panel or lay panel shall hold and vacate office under the terms of the instrument under which he is appointed.

[^{F7}(1A) For a member of the chairmen's panel, the terms mentioned in sub-paragraph (1) are to be determined by the Northern Ireland Judicial Appointments Commission with the agreement of the [^{F8}Department of Justice].]

(2) A member of the chairmen's panel may resign office by notice in writing to the [^{F9}Commission].

(3) ^{F10}

(4) A member of the lay panel may resign office by notice in writing to the Department.

(5) A member of the lay panel may be removed from the panel by the Department on the ground of incapacity or misbehaviour.

(6) A member of the chairmen's panel or lay panel is eligible for re-appointment if he ceases to hold office (otherwise than under sub-paragraph (3) or (5)).

F7	Sch. 2 para. 3(1A) inserted (12.4.2010) by Northern Ireland Act 2009 (c. 3), ss. 2(3), 5(7)(a), Sch. 4 para. 41(4) (with Sch. 5 para. 16); S.I. 2010/812, art. 2
F8	Words in Sch. 2 para. 3(1A) substituted (12.4.2010) by Department of Justice Act (Northern Ireland) 2010 (c. 3), ss. 1(5), 3(2), Sch. para. 16 ; S.R. 2010/147, art. 2(2)
F9	Words in Sch. 2 para. 3(2) substituted (12.4.2010) by Northern Ireland Act 2009 (c. 3), ss. 2(3), 5(7)(a), Sch. 4 para. 41(5) (with Sch. 5 para. 16); S.I. 2010/812, art. 2
F10	Sch. 2 para. 3(3) repealed (3.4.2006) by Constitutional Reform Act 2005 (c. 4), ss. 15(2), 146, 148(1), Sch. 5 para. 129(4), Sch. 18 Pt. 3; S.I. 2006/1014, art. 2(a) , Sch. 1 paras. 10, 12(i), 29, 30(c)
Modifications etc. (not altering text)	
C4	Sch. 2 para. 3(4): functions transferred (1.4.2011) from Department of Health, Social Services and Public Safety to Department of Justice by Departments (Transfer of Functions) Order (Northern Ireland) 2011 (S.R. 2011/44), arts. 1(2), 6(c) (with art. 8(2))
C5	Sch. 2 para. 3(5): functions transferred (1.4.2011) from Department of Health, Social Services and Public Safety to Department of Justice by Departments (Transfer of Functions) Order (Northern Ireland) 2011 (S.R. 2011/44), arts. 1(2), 6(c) (with art. 8(2))

Staff and accommodation

4. The Department may, with the consent of the Department of Finance and Personnel, provide such staff and accommodation as the Care Tribunal may require.

Modifications etc. (not altering text)	
C6	Sch. 2 para. 4: functions transferred (1.4.2011) from Department of Health, Social Services and Public Safety to Department of Justice by Departments (Transfer of Functions) Order (Northern Ireland) 2011 (S.R. 2011/44), arts. 1(2), 6(c) (with art. 8(2))

Remuneration and expenses

5.—(1) The Department may pay any person, in respect of his service as a member of the Care Tribunal, such remuneration and allowances as the Department may, with the consent of the Department of Finance and Personnel, determine.

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(2) The Department may defray the expenses of the Care Tribunal to such amount as the Department may, with the consent of the Department of Finance and Personnel, determine.

Modifications etc. (not altering text)

C7 Sch. 2 para. 5: functions transferred (1.4.2011) from Department of Health, Social Services and Public Safety to Department of Justice by [Departments \(Transfer of Functions\) Order \(Northern Ireland\) 2011 \(S.R. 2011/44\)](#), arts. 1(2), **6(c)** (with art. 8(2))

Attendance allowances

6. The Department may pay such allowances for the purpose of or in connection with the attendance of persons at the Care Tribunal as the Department may, with the consent of the Department of Finance and Personnel, determine.

Modifications etc. (not altering text)

C8 Sch. 2 para. 6: functions transferred (1.4.2011) from Department of Health, Social Services and Public Safety to Department of Justice by [Departments \(Transfer of Functions\) Order \(Northern Ireland\) 2011 \(S.R. 2011/44\)](#), arts. 1(2), **6(c)** (with art. 8(2))

[^{F11}]

F11 Sch. 2 para. 7 and preceding heading omitted (12.4.2010) by virtue of [Northern Ireland Act 2009 \(c. 3\)](#), ss. 2(3), 5(7)(a), **Sch. 4 para. 41(6)** (with Sch. 5 para. 16); S.I. 2010/812, **art. 2**

7. ^{F12}

F12 Sch. 2 para. 7 and preceding heading omitted (12.4.2010) by virtue of [Northern Ireland Act 2009 \(c. 3\)](#), ss. 2(3), 5(7)(a), **Sch. 4 para. 41(6)** (with Sch. 5 para. 16); S.I. 2010/812, **art. 2**

SCHEDULE 3

TRANSITIONAL PROVISIONS AND SAVINGS

Fostering agencies

1. The Department may by regulations provide that, if prescribed requirements are satisfied, Article 12 shall apply, during the prescribed period, to a person running a fostering agency who has made an application for registration under Article 13(1) as if that person were unconditionally registered under Part III.

Voluntary adoption agencies

2.—(1) Where a body is, before the commencement of Article 14, registered under Article 4 of the Adoption (Northern Ireland) Order 1987 (NI 22) (registration of adoption societies), Part III shall, if prescribed requirements are satisfied, have effect after that commencement as if any person carrying on or managing the body were registered under Part III in respect of it, either—

(a) unconditionally; or

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(b) subject to such conditions as may be prescribed.

(2) Any application made before the commencement of Article 13 for registration under Article 4 of the Adoption (Northern Ireland) Order 1987 shall be treated after that commencement as an application made under Article 13(1) to the [F²RQIA] for registration under Part III.

(3) The Department may by order subject to negative resolution make such further transitional provision in relation to the repeal by this Order of provisions of the Adoption (Northern Ireland) Order 1987 as it considers appropriate.

F2 Words in Order substituted (11.4.2014) by Health and Social Care (Amendment) Act (Northern Ireland) 2014 (c. 5), Sch. para. 1(1)(b) (with Sch. para. 1(2))

Saving for amendments

3. The amendments made by paragraphs 2, 3(3) and (4) and 5 of Schedule 1 to the Registered Homes (Northern Ireland) Order 1992 (NI 20) shall continue to have effect notwithstanding the repeal of those paragraphs by this Order, but subject to any further amendments made by this Order.

Schedule 4—Amendments

Schedule 5—Repeals

Changes to legislation:

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Changes and effects yet to be applied to :

- Sch. 4 coming into force by [S.R. 2010/288 art. 2](#)[Sch. 2](#) (This amendment is not applied to [legislation.gov.uk](#). The relevant text is not available.)
- Sch. 4 coming into force by [S.R. 2010/288 art. 3](#)[Sch. 1](#) (This amendment is not applied to [legislation.gov.uk](#). The relevant text is not available.)
- Sch. 4 coming into force by [S.R. 2016/355 art. 2](#) (Amendment could not be applied - affected provision not available on [legislation.gov.uk](#))
- Sch. 4 words repealed by [2016 c. 4 \(N.I.\) Sch. 9](#) (Amendment could not be applied - affected provision not available on [legislation.gov.uk](#))
- Sch. 4 words repealed by [S.I. 2007/1351 \(N.I.\) Sch. 8](#) (Amendment could not be applied - affected provision not available on [legislation.gov.uk](#))
- Sch. 5 coming into force by [S.R. 2010/288 art. 3](#)[Sch. 1](#) (This amendment is not applied to [legislation.gov.uk](#). The relevant text is not available.)
- [art. 2\(2\)](#) words substituted by [2022 c. 18 \(N.I.\) Sch. 3 para. 61\(a\)](#)
- [art. 2\(2\)](#) words substituted by [2022 c. 18 \(N.I.\) Sch. 3 para. 61\(b\)](#)
- [art. 36\(2\)\(a\)](#) words substituted by [2022 c. 18 \(N.I.\) Sch. 3 para. 63](#)
- [art. 38\(4\)\(d\)](#) words inserted by [2022 c. 18 \(N.I.\) Sch. 3 para. 64](#)
- [art. 40\(3\)\(b\)](#) words substituted by [2022 c. 18 \(N.I.\) Sch. 3 para. 65](#)

Changes and effects yet to be applied to the whole Order associated Parts and Chapters:

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- [art. 15\(2\)\(e\)\(f\)](#) substituted for [art. 15\(2\)\(e\)](#) by [2022 c. 18 \(N.I.\) Sch. 3 para. 62](#)