

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to *The Police and Criminal Evidence (Application to Revenue and Customs) Order (Northern Ireland) 2007*. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

SCHEDULE 1

Article 3(1)

Provisions of the 1989 Order applied to Revenue and Customs

Commencement Information

II Sch. 1 in operation at 1.12.2007, see [art. 1](#)

- Article 10 (power of justice of the peace to authorise entry and search of premises)(**1**)
- Article 11(1) and (2) (special provisions as to access) and Schedule 1 (special procedure)(**2**)
- Article 17 (search warrants-safeguards)(**3**)
- Article 18 (execution of warrants)(**4**)
- Article 19(1) (b), (2), (3) (entry for purpose of arrest etc.)(**5**)
- Article 20(1) to (8) (entry and search after arrest) (subject to the modification in Article 8)(**6**)
- Article 21 (general power of seizure etc.)(**7**)
- Article 22 (extension of powers of seizure to computerised information)(**8**)
- Article 23 (access and copying) (subject to the modification in Article 5)(**9**)
- Article 24 (1) to (4) (retention)
- Article 26 (2) (arrest without warrant: constables) (subject to the modifications in Article 13)(**10**)
- Article 30 (information to be given on arrest)(**11**)
- Article 31 (voluntary attendance at police station etc.)(**12**)
- Article 32 (1) to (4)(a) and (5) to (14) (arrest elsewhere than at police station)(**13**)
- Article 33 (arrest for further offence)
- Article 34 (1) to (9) (search upon arrest) (subject to the modifications in Article 5)(**14**)

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- (1) [S.I. 1989/1341 \(N.I. 12\)](#). Article 10 was amended by Article 7 of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 ([S.I. 2007/288 \(N.I. 2\)](#)). There are other amendments to Article 10 which are not relevant to this Order.
 - (2) Schedule 1 to the 1989 Order was amended by paragraph 14 of Schedule 2 to the Criminal Justice and Police Act 2001 ([c.16](#)) and Article 8 of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 ([S.I. 2007/288 \(N.I. 2\)](#)).
 - (3) Article 17 of the 1989 Order was amended by Article 9 of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 ([S.I. 2007/288 \(N.I. 2\)](#)).
 - (4) Article 18 of the 1989 Order was amended by Article 10 of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 ([S.I. 2007/288 \(N.I. 2\)](#)).
 - (5) Article 19(1)(b) of the 1989 Order was amended by Article 11(2) of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 ([S.I. 2007/288 \(N.I. 2\)](#)).
 - (6) Article 20 of the 1989 Order was amended by paragraph 1 of Schedule 1 to the Criminal Justice (Northern Ireland) Order 2004 ([S.I. 2004/1500 \(N.I. 9\)](#)) and Article 12 of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 ([S.I. 2007/288 \(N.I. 2\)](#)).
 - (7) Article 21 of the 1989 Order was amended by paragraph 13 of Schedule 2 to the Criminal Justice and Police Act 2001 ([c.16](#)).
 - (8) Article 22 of the 1989 Order was amended by paragraph 13 of Schedule 2 to the Criminal Justice and Police Act 2001 ([c.16](#)).
 - (9) Article 23 of the 1989 Order was amended by Article 13 of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 ([S.I. 2007/288 \(N.I. 2\)](#)).
 - (10) Article 26 was amended by Article 15 of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 ([S.I. 2007/288 \(N.I. 2\)](#)).
 - (11) Article 30 of the 1989 Order was amended by paragraph 8(6) of Schedule 15 to the Terrorism Act 2000 ([c.11](#)).
 - (12) Article 31 was amended by Article 3(2) of the Police (Amendment) (Northern Ireland) Order 1995 ([S.I. 1995/2993 \(N.I. 17\)](#)).
 - (13) Article 32 of the 1989 Order was amended by Article 4(1) of the Criminal Justice (Northern Ireland) Order 2004 ([S.I. 2004/1500 \(N.I. 9\)](#)).
 - (14) Article 34 of the 1989 Order was amended by Article 5(1) of the Police (Amendment) (Northern Ireland) Order 1995 ([S.I. 1995/2993 \(N.I. 17\)](#)) and Article 17(2) of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 ([S.I. 2007/288 \(N.I. 2\)](#)).

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- Article 35 (1) to (6) (limitations on police detention)(15)
- Article 36 (designated police stations)(16)
- Article 37 (custody officers at police stations), except paragraph (6)(d)(17)
- Article 38 (1) to (10) and the definition of “endorsed for bail” in paragraph (14) (duties of custody officer before charge)(18)
- Article 40 (responsibilities in relation to persons detained)(19)
- Article 41 (review of police detention)(20)
- Article 42 (limits on period of detention without charge)(21)
- Article 43 (authorisation of continued detention)(22)
- Article 44 (warrants of further detention)(23)
- Article 45 (extension of warrants of further detention)
- Article 50 (records of detention)(24)
- Article 51(d) (savings)
- Article 52 (children)(25)
- Article 55 (searches of detained persons)(26)
- Article 56 (intimate searches) (subject to the modifications in Articles 5 and 10)(27)
- Article 57(1) to (9) (right to have someone informed when arrested)(28)

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- (15) Article 35 of the 1989 Order was amended by Article 3(2) of the Police (Amendment) (Northern Ireland) Order 1995 (S.I. 1995/2993 (N.I. 17)).
 - (16) S.I. 1989/1341 (N.I. 12). Article 36 of the 1989 Order was amended by paragraph 3 of Schedule 1 to the Criminal Justice (Northern Ireland) Order 2004 (S.I. 2004/1500 (N.I. 9)).
 - (17) Article 37 of the 1989 Order was amended by paragraph 4 of Schedule 1 to the Criminal Justice (Northern Ireland) Order 2004 (S.I. 2004/1500 (N.I. 9)) and Article 6(2) of, and paragraph 1 of Schedule 4 to, the Policing (Miscellaneous Provisions) (Northern Ireland) Order 2007 (S.I. 2007/912 (N.I. 6)).
 - (18) Article 38 of the 1989 Order. Article 38(1) was amended by Article 7(3)(a) of, and repealed in part by Article 32(1) of, and Schedule 1 to, the Police (Amendment) (Northern Ireland) Order 1995 (S.I. 1995/2993 (N.I. 17)). Article 38 (13) was repealed in part by Article 65(2) of, and Schedule 6 to, the Criminal Justice (Children) (Northern Ireland) Order 1998 (S.I. 1998/1504 (N.I. 9)). Article 38(14) was amended by Article 18(2) of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)).
 - (19) Article 40 of the 1989 Order was amended by Article 6(2) of, and paragraph 2 of Schedule 4 to, the Policing (Miscellaneous Provisions) (Northern Ireland) Order 2007 (S.I. 2007/912 (N.I. 6)).
 - (20) Article 41 of the 1989 Order was amended by Article 19 of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)).
 - (21) Article 42 of the 1989 Order was amended by Article 3(4) and 7(3) of the Police (Amendment) (Northern Ireland) Order 1995 (S.I. 1995/2993 (N.I. 17)) and Article 9 of, and paragraph 5 of Schedule 1 to, the Criminal Justice (Northern Ireland) Order 2004 (S.I. 2004/1500 (N.I. 9)).
 - (22) Article 43 of the 1989 Order was amended by Article 7(3) of the Police (Amendment) (Northern Ireland) Order 1995 (S.I. 1995/2993 (N.I. 17)); Article 5 of the Criminal Justice (Northern Ireland) Order 2004 (S.I. 2004/1500 (N.I. 9)) and Article 21(2) of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)).
 - (23) Article 44 of the 1989 Order was amended by Article 7(3) of the Police (Amendment) (Northern Ireland) Order 1995 (S.I. 1995/2993 (N.I. 17)) and Article 22(2) of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)).
 - (24) Article 50 of the 1989 Order was amended by section 74 of, and paragraph 18(4) of Schedule 4 to, the Police (Northern Ireland) Act 1998 (c.32) and section 78 of, and paragraph 10(3) of Schedule 6 to, the Police (Northern Ireland) Act 2000 (c.32).
 - (25) Article 52 of the 1989 Order was amended by Article 65(1) of, and paragraph 35 of Schedule 5 to, the Criminal Justice (Children) (Northern Ireland) Order 1998 (S.I. 1998/1504 (N.I. 9)).
 - (26) Article 55 of the 1989 Order was amended by Article 6 of the Criminal Justice (Northern Ireland) Order 2004 (S.I. 2004/1500 (N.I. 9)).
 - (27) Article 56 of the 1989 Order was amended by section 74 of, and paragraph 18(5) of Schedule 4 to, the Police (Northern Ireland) Act 1998 (c.32); section 78 of, and paragraph 10(3) of Schedule 6 to, the Police (Northern Ireland) Act 2000 (c.32); section 41(1) of the Police (Northern Ireland) Act 2003 (c.6); section 4 of the Drugs Act 2005 (c.17); Article 4 of, and paragraph 2 of Schedule 2 to, the Policing (Miscellaneous Provisions) (Northern Ireland) Order 2007 (S.I. 2007/912 (N.I. 6)); Article 6 of, and paragraph 5 of Schedule 4 to, the 2007 Order (S.I. 2007/912 (N.I. 6)) and Article 26(2) of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)).
 - (28) Article 57 of the 1989 Order was amended by Article 37(3) of the Criminal Justice (Confiscation) (Northern Ireland) Order 1990 (S.I. 1990/2588 (N.I. 17)); Article 57(1) of, and paragraph 11 of Schedule 3 to, the Proceeds of Crime (Northern Ireland) Order 1996 (S.I. 1996/1299 (N.I. 9)); section 456 of, and paragraph 19(2) of Schedule 11 to, the Proceeds of Crime Act

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- Article 59 (1) to (11) (access to legal advice)(**29**)
- Article 62(1) to (9) (intimate samples)(**30**)
- Article 63 (other samples)(**31**)
- Article 64 (1) to (7) (destruction of fingerprints and samples)(**32**)
- Article 65 (codes of practice)(**33**)
- Article 66 (codes of practice-supplementary)(**34**)
- Article 75 (confessions by mentally handicapped persons)(**35**)
- Article 84 (police officers performing duties rank)(**36**)

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- 2002 (c.29) and Article 27 of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)).
- (29) S.I. 1989/1341 (N.I. 12). Article 59 of the 1989 Order was amended by Article 37(4) of the Criminal Justice (Confiscation) (Northern Ireland) Order 1990 (S.I. 1990/2588 (N.I. 17)); Article 57(1) of, and paragraph 12 of Schedule 3 to, the Proceeds of Crime (Northern Ireland) Order 1996 (S.I. 1996/1299 (N.I. 9)); section 456 of, and paragraph 19(3) of Schedule 11 to, the Proceeds of Crime Act 2002 (c.29) and Article 28 of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)).
 - (30) Article 62 of the 1989 Order was amended by Article 10 of the Police (Amendment) (Northern Ireland) Order 1995 (S.I. 1995/2993 (N.I. 17)); section 42(2) of the Police (Northern Ireland) Act 2003 (c.6) and Article 32 of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)).
 - (31) Article 63 of the 1989 Order was amended by Article 3(2) of the Criminal Justice (Northern Ireland) Order 1991 (S.I. 1991/1711 (N.I. 16)); Article 11 of the Police (Amendment) (Northern Ireland) Order 1995 (S.I. 1995/2993 (N.I. 17)); section 125 of, and paragraph 13 of Schedule 15 to, the Terrorism Act 2000 (c.11); section 32 of, and paragraph 5 of Schedule 3 to, the Police (Northern Ireland) Act 2003 (c.6); section 170(4) of the Extradition Act 2003 (c.41); Article 8 of the Criminal Justice (Northern Ireland) Order 2004 (S.I. 2004/1500 (N.I. 9)) and Article 33 of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)).
 - (32) Article 64 was amended by Article 13 of the Police (Amendment) (Northern Ireland) Order 1995 (S.I. 1995/2993 (N.I. 17)); sections 83 and 137 of, and Part 2 of Schedule 7 to, the Criminal Justice and Police Act 2001 (c.16) and Article 35 of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)).
 - (33) Article 65 of the 1989 Order was amended by Article 37 of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)).
 - (34) Article 66(7) of the 1989 Order was repealed by Article 32 of, and Schedule 2 to, the Police (Amendment) (Northern Ireland) Order 1995 (S.I. 1995/2993 (N.I. 17)). Article 66(12) was revoked by section 125 of, and Schedule 16 to, the Terrorism Act 2000 (c.11). Article 66 has also been amended by section 35 of, and paragraph 110 of Schedule 1 to, the Armed Forces Act 1996 (c.46); section 72(3) of the Police (Northern Ireland) Act 2000 (c.32); section 38 of, and Part 1 of Schedule 7 to, the Armed Forces Act 2001 (c.19); section 32 of, and paragraph 7 of Schedule 3 to, the Police (Northern Ireland) Act 2003 (c.6) and Article 7(9) of the Policing (Miscellaneous Provisions) (Northern Ireland) Order 2007 (S.I. 2007/912 (N.I. 6)).
 - (35) Article 75 of the 1989 Order was amended by section 78 of, and paragraph 10(5) of Schedule 6 to, the Police (Northern Ireland) Act 2000 (c.32); section 331 of, and paragraph 61 of Schedule 36 to, the Criminal Justice Act 2003 (c.44) and Article 38(2) of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)).
 - (36) Article 84 of the 1989 Order was amended by section 74 of, and paragraph 18(6) of Schedule 4 to, the Police (Northern Ireland) Act 1998 (c.32) and Article 39(2) of the Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)).

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Changes and effects yet to be applied to :

- Sch. 1 text amended by [S.R. 2010/42 art. 2\(3\)](#)

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

- Order applied in part (with modifications) by [2009 c. 11 s. 22](#)