



Police (Northern Ireland) Act 1998

1998 CHAPTER 32

PART IV

POLICE REPRESENTATIVE INSTITUTIONS

35 Membership of trade unions.

- (1) Subject to the following provisions of this section, a member of the police force shall not be a member of any trade union, or of any association having for its objects, or one of its objects, to control or influence the pay, pensions or conditions of service of any police force.
- (2) Where a person was a member of a trade union before becoming a member of the police force he may, with the consent of the Chief Constable, continue to be a member of that union during the time of his service in the police force.
- (3) In this section “trade union” has the meaning assigned to it by Article 3(1) of the ^{MI}Industrial Relations (Northern Ireland) Order 1992; and if any question arises whether any body is a trade union or an association to which this section applies, the question shall be determined by the Certification Officer for Northern Ireland.
- (4) Nothing in this section applies to membership of the Police Association or of any body recognised by the [^{F1}Department of Justice] for the purposes of this section as representing members of the police force who are not members of the Police Association.

Textual Amendments

- F1** Words in s. 35(4) substituted (12.4.2010) by [The Northern Ireland Act 1998 \(Devolution of Policing and Justice Functions\) Order 2010 \(S.I. 2010/976\)](#), art. 1(2), [Sch. 3 para. 18](#) (with arts. 28-31)

Modifications etc. (not altering text)

- C1** S. 35 applied (30.3.2001) by [2000 c. 32, s. 41\(1\)\(a\)\(iii\)](#); S.R. 2001/132, art. 2, [Sch.](#)
- C2** S. 35 applied (with modifications) (8.9.2003) by [The Police \(Northern Ireland\) Act 1998 \(Modification\) Order 2003 \(S.R. 2003/376\)](#), arts. 1(1), [3](#)

Changes to legislation: *There are outstanding changes not yet made by the legislation.gov.uk editorial team to Police (Northern Ireland) Act 1998. 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](#)*

C3 S. 35 restricted (1.12.2023) by [Northern Ireland Troubles \(Legacy and Reconciliation\) Act 2023](#) (c. 41), s. 63(4), **Sch. 1 para. 17(6)** (with s. 61)

Marginal Citations

M1 1992 NI 5.

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

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

- s. 50A inserted by [2023 c. 41 s. 45\(1\)](#)
- s. 60ZD inserted by [2023 c. 41 Sch. 13 para. 3](#)
- s. 66(3A) modified by 2003 c. 6 s. 30(11) (as added) by [S.I. 2007/912 \(N.I.\) Sch. 4 para. 4](#)