

SCHEDULES

SCHEDULE 6

Section 128

MINOR AND CONSEQUENTIAL AMENDMENTS RELATING TO NCIS AND NCS

PART I

THE 1997 ACT

| | | |
|---|----|-------|
| 1 | F1 | |
| <div>Textual Amendments</div> <div>F1 Sch. 6 paras. 1-21 repealed (1.4.2006) by Serious Organised Crime and Police Act 2005 (c. 15), ss. 174(2), 178, Sch. 17 Pt. 2; S.I. 2006/378, art. 4(1), Sch. para. 13(II) (subject to art. 4(2)-(7))</div> | | |
| 2 | F2 | |
| <div>Textual Amendments</div> <div>F2 Sch. 6 paras. 1-21 repealed (1.4.2006) by Serious Organised Crime and Police Act 2005 (c. 15), ss. 174(2), 178, Sch. 17 Pt. 2; S.I. 2006/378, art. 4(1), Sch. para. 13(II) (subject to art. 4(2)-(7))</div> | | |
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Changes to legislation: There are currently no known outstanding effects for the Criminal Justice and Police Act 2001, SCHEDULE 6. (See end of Document for details)

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PART 2

LOCAL GOVERNMENT ENACTMENTS RELATING TO NCS SERVICE AUTHORITY

Local Government Act 1972 (c. 70)

- 22 The Local Government Act 1972 shall be amended as follows.
- 23 In section 94 (disability of members of authorities for voting on account of interest in contracts, etc.), in subsection (5)(b) (receipts of certain allowances not to be treated as a pecuniary interest), the words “or paragraph 17 of Schedule 2 to the Police Act 1997” shall be omitted.
- 24 In section 98, the following shall be omitted—
- (a) in subsection (1A) (application to joint authorities of provisions about members’ interests), the words “and the Service Authority for the National Crime Squad”; and
 - (b) subsection (1B) (powers to remove a disability resulting from members’ interests restricted to cases where transaction of business impeded).
- 25 In section 99 (meeting and proceedings of local authorities), the words “, the Service Authority for the National Crime Squad” shall be omitted.
- 26 In section 100J (application to joint authorities etc. of provision relating to access to meetings and documents), the following shall be omitted—
- (a) subsection (1)(ea);
 - (b) in subsection (3), the word “, (ea)”;
 - (c) subsection (3A); and
 - (d) in subsection (4), the words “or the Service Authority for the National Crime Squad”.
- 27 In section 107 (application to police authorities of provisions relating to the discharge of functions by local authorities)—
- (a) in subsection (7), for “(a), (aa) and (b)” there shall be substituted “(a) and (b)”; and
 - (b) subsection (8A) shall be omitted.

Changes to legislation: *There are currently no known outstanding effects for the Criminal Justice and Police Act 2001, SCHEDULE 6. (See end of Document for details)*

- 28 In section 146A (application to police authorities of miscellaneous powers of local authorities)—
- (a) in subsection (1)—
 - (i) for “subsections (1A) and (1AA)” there shall be substituted “subsection (1A)”; and
 - (ii) for “, the Metropolitan Police Authority and the Service Authority for the National Crime Squad” there shall be substituted “ and the Metropolitan Police Authority ”;
 - (b) in subsection (1A), the words “nor the Service Authority for the National Crime Squad” shall be omitted; and
 - (c) subsection (1AA) shall be omitted.
- 29 In section 223 (appearance of local authorities in legal proceedings), in subsection (2), for “, the Metropolitan Police Authority and the Service Authority for the National Crime Squad” there shall be substituted “ and the Metropolitan Police Authority ”.
- 30 In section 228 (inspection of documents), in subsection (7A), the words “or the Service Authority for the National Crime Squad” shall be omitted.
- 31 The words “and the Service Authority for the National Crime Squad” shall be omitted where they appear—
- (a) in section 229 (photographic copies of documents), in subsection (8);
 - (b) in section 231 (service of notices on local authorities, etc.), in subsection (4);
 - (c) in section 232 (public notices), in subsection (1A);
 - (d) in section 233 (service of notices by local authorities), in subsection (11); and
 - (e) in section 234 (authentication of documents), in subsection (4).
- 32 In Schedule 12 (meetings and proceedings of local authorities), the following shall be omitted—
- (a) in paragraph 6A, the words “or of the Service Authority for the National Crime Squad”;
 - (b) in paragraph 6B—
 - (i) in sub-paragraph (b), the words “or of the Service Authority for the National Crime Squad,”; and
 - (ii) sub-paragraph (c) and the word “and” immediately preceding it;
 - and
 - (c) in paragraph 46, the words “and the Service Authority for the National Crime Squad”.

Local Government Act 1974 (c. 7)

- 33 In section 25 of the Local Government Act 1974 (authorities subject to investigation by Commission for Local Administration), in subsection (1), paragraph (caa) shall be omitted.

Local Government (Miscellaneous Provisions) Act 1976 (c. 57)

- 34 In section 30 of the Local Government (Miscellaneous Provisions) Act 1976 (power to forgo repayment of remuneration paid to deceased employees), in subsection (3),

Changes to legislation: *There are currently no known outstanding effects for the Criminal Justice and Police Act 2001, SCHEDULE 6. (See end of Document for details)*

the words “, and a member of the National Crime Squad within section 55(1)(a) or (b) of the Police Act 1997 shall be treated as employed by the Service Authority for the National Crime Squad,” shall be omitted.

- 35 In section 44 of that Act (interpretation), in subsection (1)(a) the words “, the Service Authority for the National Crime Squad” shall be omitted.

Local Government, Planning and Land Act 1980 (c. 65)

- 36 In section 20 of the Local Government, Planning and Land Act 1980 (interpretation of provisions relating to direct labour organisations), in subsection (1)—
- (a) in paragraph (a)(i) of the definition of “local authority”, the words “, the Service Authority for the National Crime Squad” shall be omitted; and
 - (b) in paragraph (aa) of the definition the words “or the Service Authority for the National Crime Squad” shall be omitted.
- 37 In section 99 of that Act (directions to dispose of land), in subsection (4), paragraph (dd) shall be omitted.
- 38 In Schedule 16 to that Act (bodies to whom provisions of Part 10 relating to registration of land apply), paragraph 5D shall be omitted.

Local Government (Miscellaneous Provisions) Act 1982 (c. 30)

- 39 In section 33 of the Local Government (Miscellaneous Provisions) Act 1982 (enforceability by local authorities of certain covenants relating to land), in subsection (9)(a), the words “, the Service Authority for the National Crime Squad” shall be omitted.
- 40 In section 41 of that Act (lost and uncollected property), in subsection (13), in the definition of “local authority” paragraph (cb) shall be omitted.

Local Government Act 1986 (c. 10)

- 41 In section 6 of the Local Government Act 1986 (interpretation of provisions relating to publicity and promotion of homosexuality), in subsection (2)(a), the words “the Service Authority for the National Crime Squad,” shall be omitted.
- 42 In section 9 of that Act (interpretation of provisions relating to the transfer of mortgages), in subsection (1)(a), the words “the Service Authority for the National Crime Squad,” shall be omitted.

Local Government Act 1988 (c. 9)

- 43 In section 1 of the Local Government Act 1988 (defined authorities for provisions on competition), in subsection (1), paragraph (ea) shall be omitted.
- 44 In Schedule 2 to that Act, in the list of public authorities to which provisions on supply or works contracts apply, the entry for the Service Authority for the National Crime Squad shall be omitted.

Local Government Finance Act 1988 (c. 41)

- 45 The Local Government Finance Act 1988 shall be amended as follows.

Changes to legislation: There are currently no known outstanding effects for the Criminal Justice and Police Act 2001, SCHEDULE 6. (See end of Document for details)

- 46 In section 111, in subsection (2) (definition of “relevant authority” for the purposes of provisions regulating financial administration), paragraph (ea) (the Service Authority for the National Crime Squad) shall be omitted.
- 47 In section 112 (financial administration as to certain police and fire authorities), in subsection (2), paragraph (ab) shall be omitted.
- 48 In section 114 (functions of chief finance officer as regards reports), subsection (9) shall be omitted.

Local Government and Housing Act 1989 (c. 42)

- 49 The Local Government and Housing Act 1989 shall be amended as follows.
- 50 In section 21, in subsection (1) (definition of local authority for purposes of various provisions relating to their members, officers, staff and committees, etc.), in paragraph (g), for “, the Metropolitan Police Authority or the Service Authority for the National Crime Squad” there shall be substituted “ or the Metropolitan Police Authority ”.
- 51 In section 39, in subsection (1) (authorities to which provisions about revenue accounts and capital finance apply), paragraph (ja) (the Service Authority for the National Crime Squad) shall be omitted.
- 52 In section 67 (application of provisions relating to companies in which local authorities have interests), in subsection (3)(i), the words “or the Service Authority for the National Crime Squad” shall be omitted.
- 53 In section 155 (emergency assistance to local authorities), in subsection (4)—
- (a) ^{F22}
- (b) paragraph (eb) (National Crime Squad) shall be omitted.

Textual Amendments

F22 [Sch. 6 para. 53\(a\)](#) and following word repealed (27.11.2003 for W. (only for the purpose of and in relation to financial years beginning on or after 1st April 2004) and 1.4.2004 for E.) by [Local Government Act 2003 \(c. 26\)](#), ss. 127(2), 128, [Sch. 8 Pt. 1](#); S.I. 2003/3034, [art. 2\(1\)](#), [Sch. 1](#); S.I. 2003/2938, [art. 7\(e\)\(x\)](#) (with transitional provisions and savings in [art. 8](#), [Sch.](#))

- 54 In section 157 (commutation of, and interest on, periodic payments of grants, etc.), subsection (6)(ga) shall be omitted.

PART 3

MISCELLANEOUS OTHER ENACTMENTS

Public Records Act 1958 (c. 51)

- 55 ^{F23}

Textual Amendments

F23

Sch. 6 para. 55 repealed (1.4.2006) by [Serious Organised Crime and Police Act 2005 \(c. 15\)](#), ss. 174(2), 178, [Sch. 17 Pt. 2](#); S.I. 2006/378, [art. 4\(1\)](#), Sch. para. 13(II) (subject to [art. 4\(2\)-\(7\)](#))

Parliamentary Commissioner Act 1967 (c. 13)

56

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Textual Amendments

F24

Sch. 6 para. 56 repealed (1.4.2006) by [Serious Organised Crime and Police Act 2005 \(c. 15\)](#), ss. 174(2), 178, [Sch. 17 Pt. 2](#); S.I. 2006/378, [art. 4\(1\)](#), Sch. para. 13(II) (subject to [art. 4\(2\)-\(7\)](#))

Employers’ Liability (Compulsory Insurance) Act 1969 (c. 57)

57

In section 3 of the Employers’ Liability (Compulsory Insurance) Act 1969 (employers exempted from insurance), in subsection (2)(b) for “, any police authority, the Service Authority for the National Criminal Intelligence Service and the Service Authority for the National Crime Squad” there shall be substituted “ and any police authority ”.

Local Authorities (Goods and Services) Act 1970 (c. 39)

58

In section 1 of the Local Authorities (Goods and Services) Act 1970 (supply of goods and services by local authorities), in subsection (4), in the definition of “public body” the words “, the Service Authority for the National Crime Squad, the Service Authority for the National Criminal Intelligence Service” shall be omitted.

Employers’ Liability (Defective Equipment and Compulsory Insurance) (Northern Ireland) Order 1972 (N.I. 6)

59

In Article 7 of the Employers’ Liability (Defective Equipment and Compulsory Insurance) (Northern Ireland) Order 1972 (employers exempted from insurance), paragraph (ab) shall be omitted.

House of Commons Disqualification Act 1975 (c. 24)

60

F25

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Textual Amendments

F25

Sch. 6 para. 60 repealed (1.4.2006) by [Serious Organised Crime and Police Act 2005 \(c. 15\)](#), ss. 174(2), 178, [Sch. 17 Pt. 2](#); S.I. 2006/378, [art. 4\(1\)](#), Sch. para. 13(II) (subject to [art. 4\(2\)-\(7\)](#))

Northern Ireland Assembly Disqualification Act 1975 (c. 25)

61

F26

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Textual Amendments

F26 Sch. 6 para. 61 repealed (1.4.2006) by Serious Organised Crime and Police Act 2005 (c. 15), ss. 174(2), 178, Sch. 17 Pt. 2; S.I. 2006/378, art. 4(1), Sch. para. 13(II) (subject to art. 4(2)-(7))

Rent (Agriculture) Act 1976 (c. 80)

- 62 In section 5 of the Rent (Agriculture) Act 1976 (no statutory tenancy where landlord's interest belongs to the Crown etc), in subsection (3), in paragraph (baa), the words “, the Service Authority for the National Crime Squad and the Service Authority for the National Criminal Intelligence Service” shall be omitted.

Rent Act 1977 (c. 42)

- 63 In section 14 of the Rent Act 1977 (landlord's interest belonging to local authority, etc), paragraph (caaa) shall be omitted.

Finance Act 1981 (c. 35)

- 64 In section 107 of the Finance Act 1981 (sale of houses at discount by local authorities etc), in subsection (3), paragraph (ka) shall be omitted.

Acquisition of Land Act 1981 (c. 67)

- 65 In section 17 of the Acquisition of Land Act 1981 (compulsory purchase of local authority and statutory undertakers' land), in subsection (4), in the definition (for the purposes of subsection (3)) of “local authority”—
- (a) in paragraph (a), the words “, the Service Authority for the National Crime Squad, the Service Authority for the National Criminal Intelligence Service” shall be omitted, and
 - (b) in paragraph (b), the words “, the Service Authority for the National Crime Squad or the Service Authority for the National Criminal Intelligence Service” shall be omitted.

County Courts Act 1984 (c. 28)

- 66 In section 60 of the County Courts Act 1984 (right of audience for officer of local authority in proceedings brought by authority), in subsection (3), in the definition of “local authority” the words “, the Service Authority for the National Criminal Intelligence Service, the Service Authority for the National Crime Squad” shall be omitted.

Housing Act 1985 (c. 51)

- 67 In section 4 of the Housing Act 1985 (interpretation), in paragraph (e), the words “, the Service Authority for the National Criminal Intelligence Service, the Service Authority for the National Crime Squad” shall be omitted.

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Housing Associations Act 1985 (c. 69)

- 68 In section 106 of the Housing Associations Act 1985 (minor definitions), in subsection (1), in the definition of “local authority” for the words from “, the Metropolitan Police Authority” to the end of the definition there shall be substituted “ and the Metropolitan Police Authority ”.

Landlord and Tenant Act 1985 (c. 70)

- 69 In section 38 of the Landlord and Tenant Act 1985 (minor definitions), in the definition of “local authority”, the words “, the Service Authority for the National Criminal Intelligence Service, the Service Authority for the National Crime Squad” shall be omitted.

Landlord and Tenant Act 1987 (c. 31)

- 70 In section 58 of the Landlord and Tenant Act 1987, in subsection (1) (definition of “exempt landlord”), in paragraph (a), the words “, the Service Authority for the National Criminal Intelligence Service, the Service Authority for the National Crime Squad” shall be omitted.

Income and Corporation Taxes Act 1988 (c. 1)

- 71 In section 842A of the Income and Corporation Taxes Act 1988 (meaning of “local authority” in the Tax Acts), in subsection (1)—
- (a) in paragraph (a) the words “or the Service Authority for the National Criminal Intelligence Service or the Service Authority for the National Crime Squad” shall be omitted; and
 - (b) in both paragraphs (b) and (c) the words “or the Service Authority for the National Criminal Intelligence Service” shall be omitted.

Local Government Finance Act 1988 (c. 41)

- 72 In section 64, in subsection (7) (exclusion from Crown exemption of hereditaments of certain authorities), paragraphs (da) and (db) shall be omitted.
- 73 In section 65A (Crown property), in subsection (4)(b) for the words from “, a police authority” to the end there shall be substituted “ or by a police authority established under section 3 of the Police Act 1996. ”

Housing Act 1988 (c. 50)

- 74 ^{F27}

Textual Amendments

F27 [Sch. 6 para. 74](#) repealed (24.7.2002) by [Police Reform Act 2002 \(c. 30\)](#), ss. 107, 108(3), [Sch. 8](#)

Town and Country Planning Act 1990 (c. 8)

- 75 In section 252 of the Town and Country Planning Act 1990 (procedure for making of orders relating to highways), in subsection (12), in the definition of “local authority”

the words “, the Service Authority for the National Crime Squad, the Service Authority for the National Criminal Intelligence Service” shall be omitted.

Local Government Finance Act 1992 (c. 14)

76 In section 19 of the Local Government Finance Act 1992 (exclusion of Crown exemption in certain cases), in subsection (3), paragraphs (ca) and (cb) shall be omitted.

Police Act 1996 (c. 16)

77 F28

Textual Amendments
F28 Sch. 6 para. 77 repealed (1.4.2006) by Serious Organised Crime and Police Act 2005 (c. 15), ss. 174(2), 178, Sch. 17 Pt. 2; S.I. 2006/378, art. 4(1), Sch. para. 13(II) (subject to art. 4(2)-(7))

Housing Grants, Construction and Regeneration Act 1996 (c. 53)

78 The Housing Grants, Construction and Regeneration Act 1996 shall be amended as follows.

79 In section 3 (persons ineligible for certain grants), in subsection (2)(g), the words “, the Service Authority for the National Criminal Intelligence Service or the Service Authority for the National Crime Squad” shall be omitted.

80 F29

Textual Amendments
F29 Sch. 6 para. 80 repealed (19.7.2003) by The Regulatory Reform (Housing Assistance) (England and Wales) Order 2002 (S.I. 2002/1860), arts. 1(3), 15, Sch. 6

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