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**Changes to legislation:** There are currently no known outstanding effects for the Northern Ireland Troubles (Legacy and Reconciliation) Act 2023, Paragraph 20. (See end of Document for details)

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## SCHEDULES

### SCHEDULE 1

#### THE ICIR, THE COMMISSIONERS AND ICIR OFFICERS

#### PART 5

#### ICIR OFFICERS

##### *Liability for unlawful conduct*

- 20 (1) The ICIR may, in such cases and to such extent as appear to the ICIR to be appropriate, pay—
- (a) any damages, or any costs or, in Scotland, expenses, awarded against an ICIR officer in proceedings for any unlawful conduct of that ICIR officer;
  - (b) any costs or, in Scotland, expenses incurred and not recovered by an ICIR officer in such proceedings; and
  - (c) any sum required in connection with the settlement of a claim that has or might have given rise to such proceedings.
- (2) The ICIR may make arrangements for the legal representation of any ICIR officer in any proceedings mentioned in sub-paragraph (1).
- (3) The Employer's Liability (Defective Equipment and Compulsory Insurance) (Northern Ireland) Order 1972 (S.I. 1972/963 (N.I. 6)), and any provision under the law of England and Wales or Scotland that has a corresponding effect, does not require insurance to be effected by the ICIR.
- (4) The ICIR is liable for the unlawful conduct of a person which occurs when the person is acting, or purporting to act, as a seconded ICIR officer in the same manner as an employer is liable in respect of unlawful conduct of employees in the course of their employment.
- (5) If the unlawful conduct is a tort, the ICIR is accordingly to be treated as a joint tortfeasor.

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#### Commencement Information

- I1** Sch. 1 para. 20 not in force at Royal Assent, see [s. 63\(4\)](#)  
**I2** Sch. 1 para. 20 in force at 1.12.2023 by [S.I. 2023/1293](#), [reg. 2\(a\)](#)

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