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STATUTORY INSTRUMENTS

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**2005 No. 908**

**The Regulatory Reform (Prison  
Officers) (Industrial Action) Order 2005**

**Consequential provision**

**3.** For section 128(5) of the 1994 Act substitute:

- “(5) For the purposes of this section, the prison service comprises all the individuals who:
- (a) hold any post, otherwise than as a chaplain or assistant chaplain or as a medical officer, to which those individuals have been appointed for the purposes of section 7 of the Prison Act 1952 or under section 2(2) of the Prison Act (Northern Ireland) 1953 (appointment of prison staff); or
  - (b) hold any post, otherwise than as a medical officer, to which those individuals have been appointed for the purposes of section 3(1A) of the Prisons (Scotland) Act 1989.”.