

## SCHEDULES

### SCHEDULE 17

Enactments under which functions of Lord Chancellor are transferred to the Department of Justice

#### *Orders in Council*

**28.** Family Law Reform (Northern Ireland) Order 1977(1).

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**Commencement Information**

**I1** Sch. 17 para. 28 in force at 12.4.2010, see [art. 1\(2\)](#)

**29.** Fatal Accidents (Northern Ireland) Order 1977(2).

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**Commencement Information**

**I2** Sch. 17 para. 29 in force at 12.4.2010, see [art. 1\(2\)](#)

**30.** Rates (Northern Ireland) Order 1977(3), except functions which are transferred by virtue of paragraph 9 of Schedule 4 to the Northern Ireland Act 2009(4).

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**Commencement Information**

**I3** Sch. 17 para. 30 in force at 12.4.2010, see [art. 1\(2\)](#)

**31.** Matrimonial Causes (Northern Ireland) Order 1978(5).

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**Commencement Information**

**I4** Sch. 17 para. 31 in force at 12.4.2010, see [art. 1\(2\)](#)

**32.** Administration of Estates (Northern Ireland) Order 1979(6).

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- (1) [S.I. 1977/1250 \(N.I. 17\)](#). Relevant amendments are made by the Child Support, Pensions and Social Security Act (Northern Ireland) 2000 (c. 4) (N.I.), section 65; the Family Law Act (Northern Ireland) 2001 (c. 12) (N.I.), section 3. Functions under the Order were transferred to the Lord Chancellor by [S.I. 1993/1576 \(N.I. 6\)](#).
- (2) [S.I. 1977/1251 \(N.I. 18\)](#). Relevant amendments were made by the Administration of Justice Act 1982 (c. 53), section 69 and Schedule 6, paragraph 4.
- (3) [S.I. 1977/2157 \(N.I. 28\)](#). Relevant amendments were made by [S.I. 2006/2954 \(N.I. 18\)](#).
- (4) 2009 c. 3.
- (5) [S.I. 1978/1045 \(N.I. 15\)](#); Relevant amendments were made by [S.I. 1995/3213 \(N.I. 22\)](#); [S.I. 1999/3147 \(N.I. 11\)](#); the Constitutional Reform Act 2005 (c. 4), Schedule 5, paragraph 41; [S.I. 2005/255 \(N.I. 1\)](#). There are other amendments to the Order, but none are relevant. Amendments by the Pensions (No. 2) Act (Northern Ireland) 2008 (c. 13) are not yet in force.
- (6) [S.I. 1979/1575 \(N.I. 14\)](#).

**Changes to legislation:** There are currently no known outstanding effects for the The Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010, Cross Heading: Orders in Council. (See end of Document for details)

**Commencement Information**

**I5** Sch. 17 para. 32 in force at 12.4.2010, see [art. 1\(2\)](#)

**33.** County Courts (Northern Ireland) Order 1980(7), except for Article 47 so far as relating to the functions of the Lord Chancellor in relation to county court rules which deal (or would deal) with an excepted matter.

**Commencement Information**

**I6** Sch. 17 para. 33 in force at 12.4.2010, see [art. 1\(2\)](#)

**34.** Domestic Proceedings (Northern Ireland) Order 1980(8).

**Commencement Information**

**I7** Sch. 17 para. 34 in force at 12.4.2010, see [art. 1\(2\)](#)

**35.** Judgments Enforcement (Northern Ireland) Order 1981(9).

**Commencement Information**

**I8** Sch. 17 para. 35 in force at 12.4.2010, see [art. 1\(2\)](#)

**36.** Legal Aid, Advice and Assistance (Northern Ireland) Order 1981(10).

**Commencement Information**

**I9** Sch. 17 para. 36 in force at 12.4.2010, see [art. 1\(2\)](#)

**37.** Magistrates' Courts (Northern Ireland) Order 1981(11), except for Article 13(3A) to (3D) so far as relating to the functions of the Lord Chancellor in relation to magistrates' courts rules which deal (or would deal) with an excepted matter.

**Commencement Information**

**I10** Sch. 17 para. 37 in force at 12.4.2010, see [art. 1\(2\)](#)

**38.** Forfeiture (Northern Ireland) Order 1982(12).

(7) [S.I. 1980/397 \(N.I. 3\)](#); Relevant amendments were made by the Justice (Northern Ireland) Act 2002 (c. 26), section 12 and Schedule 5, paragraphs 12-19; and the [Constitutional Reform Act \(c. 4\)](#), section 15 and Schedule 5, paragraphs 48-59. There are other amendments to the Order, but none are relevant.

(8) [S.I. 1980/563 \(N.I. 5\)](#). Functions under Article 4 were transferred to the Lord Chancellor by [S.I. 1993/1576 \(N.I. 6\)](#). Article 4 was amended by [S.R. \(N.I.\) 1989 No. 323](#); the [Constitutional Reform Act 2005 \(c. 4\)](#), section 15 and Schedule 5, paragraph 60.

(9) [S.I. 1981/226 \(N.I. 6\)](#); Relevant amendments were made by [S.I. 1983/1904 \(N.I. 22\)](#) and [S.I. 1986/1166 \(N.I. 11\)](#). There are other amendments to the Order, but none are relevant.

(10) [S.I. 1981/228 \(N.I. 8\)](#). Relevant amendments were made by section 40 of the Civil Jurisdiction and Judgments Act 1982 (c. 27); [S.I. 1982/159](#); [S.R. \(N.I.\) 1988 No. 417](#).

(11) [S.I. 1981/1675 \(N.I. 26\)](#). Relevant amendments were made by [S.I. 1993/1576 \(N.I. 6\)](#); section 98(2) of the Access to Justice Act 1999 (c. 22); the [Constitutional Reform Act 2005 \(c. 4\)](#), section 15 and Schedule 5, paragraphs 62 and 65.

(12) [S.I. 1982/1082 \(N.I. 4\)](#).

**Commencement Information**

**I11** Sch. 17 para. 38 in force at 12.4.2010, see [art. 1\(2\)](#)

**39.** Mental Health (Northern Ireland) Order 1986(**13**), except functions which are transferred by virtue of paragraph 20 of Schedule 4 to the Northern Ireland Act 2009(**14**).

**Commencement Information**

**I12** Sch. 17 para. 39 in force at 12.4.2010, see [art. 1\(2\)](#)

**40.** Matrimonial and Family Proceedings (Northern Ireland) Order 1989(**15**).

**Commencement Information**

**I13** Sch. 17 para. 40 in force at 12.4.2010, see [art. 1\(2\)](#)

**41.** Police and Criminal Evidence (Northern Ireland) Order 1989(**16**).

**Commencement Information**

**I14** Sch. 17 para. 41 in force at 12.4.2010, see [art. 1\(2\)](#)

**42.** Child Support (Northern Ireland) Order 1991(**17**), except for paragraph 4 of Schedule 4 so far as relating to the determination (but not the payment) of pensions.

**Commencement Information**

**I15** Sch. 17 para. 42 in force at 12.4.2010, see [art. 1\(2\)](#)

**43.** Family Law (Northern Ireland) Order 1993(**18**).

**Commencement Information**

**I16** Sch. 17 para. 43 in force at 12.4.2010, see [art. 1\(2\)](#)

**44.** Children (Northern Ireland) Order 1995(**19**).

**Commencement Information**

**I17** Sch. 17 para. 44 in force at 12.4.2010, see [art. 1\(2\)](#)

**45.** Juries (Northern Ireland) Order 1996(**20**).

(13) S.I. 1986/595 (N.I. 4).

(14) 2009 c. 3.

(15) S.I. 1989/677 (N.I. 4). Relevant amendments were made by S.I. 1999/3147 (N.I. 11).

(16) S.I. 1989/1341 (N.I. 12).

(17) S.I. 1991/2628 (N.I. 23).

(18) S.I. 1993/1576 (N.I. 6).

(19) S.I. 1995/755 (N.I. 2).

(20) S.I. 1996/1141 (N.I. 6).

**Changes to legislation:** There are currently no known outstanding effects for the The Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010, Cross Heading: Orders in Council. (See end of Document for details)

**Commencement Information**

**I18** Sch. 17 para. 45 in force at 12.4.2010, see [art. 1\(2\)](#)

**46.** Road Traffic Offenders (Northern Ireland) Order 1996**(21)**.

**Commencement Information**

**I19** Sch. 17 para. 46 in force at 12.4.2010, see [art. 1\(2\)](#)

**47.** Family Homes and Domestic Violence (Northern Ireland) Order 1998**(22)**.

**Commencement Information**

**I20** Sch. 17 para. 47 in force at 12.4.2010, see [art. 1\(2\)](#)

**48.** Road Traffic (New Drivers) (Northern Ireland) Order 1998**(23)**.

**Commencement Information**

**I21** Sch. 17 para. 48 in force at 12.4.2010, see [art. 1\(2\)](#)

**49.** Social Security (Northern Ireland) Order 1998**(24)**, except functions which are transferred by virtue of paragraphs 29 to 31 of Schedule 4 to the Northern Ireland Act 2009**(25)**.

**Commencement Information**

**I22** Sch. 17 para. 49 in force at 12.4.2010, see [art. 1\(2\)](#)

**50.** Fair Employment and Treatment (Northern Ireland) Order 1998**(26)**, except functions which are transferred by virtue of paragraph 32 of Schedule 4 to the Northern Ireland Act 2009**(27)**.

**Commencement Information**

**I23** Sch. 17 para. 50 in force at 12.4.2010, see [art. 1\(2\)](#)

**51.** Criminal Evidence (Northern Ireland) Order 1999**(28)**.

**Commencement Information**

**I24** Sch. 17 para. 51 in force at 12.4.2010, see [art. 1\(2\)](#)

**(21)** S.I. 1996/1320 (N.I. 10).  
**(22)** S.I. 1998/1071 (N.I. 6).  
**(23)** S.I. 1998/1074 (N.I. 7).  
**(24)** S.I. 1998/1506 (N.I. 10).  
**(25)** 2009 c. 3.  
**(26)** S.I. 1998/3162 (N.I. 21).  
**(27)** 2009 c. 3.  
**(28)** S.I. 1999/2789 (N.I. 8).

**52.** Insolvency (Northern Ireland) Order 2002**(29)**.

**Commencement Information**

**I25** Sch. 17 para. 52 in force at 12.4.2010, see [art. 1\(2\)](#)

**53.** Access to Justice (Northern Ireland) Order 2003**(30)**, except for paragraph 17 of Schedule 1.

**Commencement Information**

**I26** Sch. 17 para. 53 in force at 12.4.2010, see [art. 1\(2\)](#)

**54.** Insolvency (Northern Ireland) Order 2005**(31)**.

**Commencement Information**

**I27** Sch. 17 para. 54 in force at 12.4.2010, see [art. 1\(2\)](#)

**55.** Traffic Management (Northern Ireland) Order 2005**(32)**, except functions which are transferred by virtue of paragraph 42 of Schedule 4 to the Northern Ireland Act 2009**(33)**.

**Commencement Information**

**I28** Sch. 17 para. 55 in force at 12.4.2010, see [art. 1\(2\)](#)

**56.** Article 61(6) of the Criminal Justice (Northern Ireland) Order 2008**(34)**.

**Commencement Information**

**I29** Sch. 17 para. 56 in force at 12.4.2010, see [art. 1\(2\)](#)

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**(29)** S.I. 2002/3152 (N.I. 6).  
**(30)** S.I. 2003/435 (N.I. 10).  
**(31)** S.I. 2005/1455 (N.I. 10).  
**(32)** S.I. 2005/1964 (N.I. 14).  
**(33)** 2009 c. 3.  
**(34)** S.I. 2008/1216 (N.I. 1).

**Changes to legislation:**

There are currently no known outstanding effects for the The Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010, Cross Heading: Orders in Council.