

## SCHEDULES

### SCHEDULE 3

#### Amendments relating to policing

##### *Civil Contingencies Act 2004*

**110.**—(1) Subject to what follows, the Civil Contingencies Act 2004 (Contingency Planning) Regulations 2005<sup>(1)</sup> continue in effect ignoring paragraphs 94 to 109 above.

(2) The regulations that may be made by a Minister of the Crown in the exercise of a relevant power after the coming into force of this Order include regulations revoking, modifying or otherwise affecting any provision of the 2005 Regulations (so long as the regulations revoking, modifying or otherwise affecting any such provision are within the scope of the Minister’s power as modified or conferred by virtue of paragraphs 94 to 109 above).

(3) The regulations that may be made by the Department of Justice in the exercise of a relevant power after the coming into force of this Order include—

- (a) regulations revoking, modifying or otherwise affecting any provision of the 2005 Regulations (so long as the regulations revoking, modifying or otherwise affecting any such provision are within the scope of the Department’s power as conferred by virtue of paragraphs 94 to 109 above);
- (b) regulations revoking any provision of the 2005 Regulations so far as the provision cannot be revoked by virtue of sub-paragraph (2) above or paragraph (a) of this sub-paragraph (and so long as the regulations revoking any such provision could have been made by a Minister of the Crown in the exercise of the relevant power immediately before the coming into force of this Order).

(4) In this paragraph “a relevant power” means a power conferred by any of the following provisions of the Civil Contingencies Act 2004<sup>(2)</sup>—

- (a) section 2(3) and (5);
- (b) section 4(2), (4) and (5);
- (c) section 6(1);
- (d) section 12;
- (e) section 12A;
- (f) section 15(3);
- (g) section 15A(2);
- (h) section 15A(5);
- (i) section 17(6).

(5) In section 12A(2) of the 2004 Act (as inserted by paragraph 103 above) references to regulations made by the Department of Justice include regulations made by virtue of sub-paragraph (3) above.

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(1) [S.I. 2005/2042](#)

(2) [2004 c. 36](#).

**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, Paragraph 110. (See end of Document for details)*

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**Commencement Information**

**II** Sch. 3 para. 110 in force at 12.4.2010, see [art. 1\(2\)](#)

**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, Paragraph 110.