

**Changes to legislation:** The Police and Criminal Evidence (Northern Ireland) Order 1989, PART II is up to date with all changes known to be in force on or before 09 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

## SCHEDULES

### <sup>F1</sup>SCHEDULE 5

**F1** Sch. 5 repealed (1.3.2007) by [Police and Criminal Evidence \(Amendment\) \(Northern Ireland\) Order 2007 \(S.I. 2007/288 \(N.I. 2\)\)](#), arts. 1(2), 41(2), **Sch. 2**

### PART II

#### OFFENCES MENTIONED IN ARTICLE 87(2)(b)

*Explosive Substances Act 1883 (c. 3)*

- .....
1. Section 2 (causing explosion likely to endanger life or property).

*Criminal Law Amendment Act 1885 (c. 69)*

- .....
2. Section 4 (unlawful carnal knowledge of a girl under the age of 14).

*[<sup>F1</sup>The Road Traffic (Northern Ireland) Order 1981]*

**F1** [2004 NI 15](#)

- .....
- 2A. Article 172B (aggravated vehicle#taking causing death or grievous bodily injury).

*Para. 3 rep. by 1995 NI 18*

*Paras. 4#6 rep. by 2004 NI 3*

*Taking of Hostages Act 1982 (c. 28)*

- .....
7. Section 1 (hostage#taking).

*Aviation Security Act 1982 (c. 36)*

- .....
8. Section 1 (hijacking).

*Criminal Justice Act 1988 (c. 33)*

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9. Section 134 (torture).

*[<sup>F2</sup>Aviation and Maritime Security Act 1990 (c. 31)]*

F2 1990 c. 31

10. Section 1 (endangering safety at aerodromes).

11. Section 9 (hijacking of ships).

12. Section 10 (seizing or exercising control of fixed platforms).

*[<sup>F3</sup>Protection of Children (Northern Ireland) Order 1978 (1978 N.I. 17)]*

F3 1994 c. 33

13. Article 3 (indecent photographs and pseudo-photographs of children).

*[<sup>F4</sup>Channel Tunnel (Security) Order 1994 No. 570]*

F4 SI 1994/570

13. Article 4 (hijacking of Channel Tunnel trains).

14. Article 5 (seizing or exercising control of the tunnel system).

*[<sup>F5</sup>Road Traffic (Northern Ireland) Order 1995]*

F5 1995 NI 18

13A. Article 9 (causing death, or grievous bodily injury, by dangerous driving).

14. Article 14 (causing death, or grievous bodily injury, by careless driving when under the influence of drugs).

*[<sup>F7</sup>Domestic Violence, Crime and Victims Act 2004]*

F7 2004 c. 28

15. Section 5 (causing or allowing the death of a child or vulnerable adult).

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**[<sup>F8</sup>Firearms (Northern Ireland) Order 2004]**

**F8** [2004 NI 3](#)

.....

**16.** Article 58(1) (possession of firearm with intent to endanger life, etc.).

.....

**17.** Article 59(1) (use of firearm or imitation firearm to resist arrest).

.....

**18.** Article 60 (carrying firearm or imitation firearm with criminal intent).

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[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- various legislation applied by [2016 c. 18 \(N.I.\) s. 161\(2\)\(a\)](#)

**Changes and effects yet to be applied to the whole Order associated Parts and Chapters:**

- Order applied by [2016 c. 18 \(N.I.\) s. 150\(1\)\(a\)](#)
- Order excluded by [2012 c. 9 Sch. 1 para. 7\(5\)](#)
- Order extended by [2003 c. 6 Sch. 4 para. 23A \(as inserted\) by S.I. 2007/912 \(N.I.\) Sch. 4 para. 5](#)

**Whole provisions yet to be inserted into this Order (including any effects on those provisions):**

- [Sch. 2A para. 1\(4\) inserted by 2015 c. 9 \(N.I.\) s. 83\(3\)\(a\)\(ii\)](#)
- [Sch. 2A para. 2\(2\)\(c\) and word inserted by 2015 c. 9 \(N.I.\) s. 83\(3\)\(b\)\(ii\)](#)
- [Sch. 2A para. 9\(4\) inserted by 2015 c. 9 \(N.I.\) s. 83\(3\)\(c\)\(ii\)](#)
- [Sch. 2A para. 10\(5\) inserted by 2015 c. 9 \(N.I.\) s. 83\(3\)\(d\)\(ii\)](#)
- [Sch. 2A para. 2\(2\)\(b\) words substituted by 2015 c. 9 \(N.I.\) s. 83\(3\)\(b\)\(i\)](#)
- [art. 62\(10\)\(ab\) words substituted in earlier affecting provision 2015 c. 9 \(N.I.\), Sch. 2 para. 6\(3\)\(b\) by 2022 c. 4 \(N.I.\) s. 4\(9\)\(e\)](#)
- [art. 3\(9ZA\)\(9ZB\) inserted by 2019 c. 17 s. 12\(5\)](#)
- [art. 19\(1\)\(cc\) inserted by S.I. 2007/916 \(N.I.\) art. 18\(2\)](#)
- [art. 53\(3A\)\(3B\) inserted by 2013 c. 7 \(N.I.\) Sch. 3 para. 1\(3\)](#)
- [art. 53\(3A\) inserted by 2010 c. 17 s. 15\(4\)](#)
- [art. 53\(4\) inserted by 2010 c. 17 s. 9\(6\)](#)
- [art. 53B inserted by 2013 c. 7 \(N.I.\) Sch. 3 para. 3](#)
- [art. 56\(13A\)\(b\)\(iii\) and word substituted for word by 2015 c. 9 \(N.I.\) Sch. 2 para. 6\(1\)\(b\)](#)
- [art. 56\(13A\)\(b\)\(iii\) words substituted in earlier affecting provision 2015 c. 9 \(N.I.\), Sch. 2 para. 6\(1\)\(b\) by 2022 c. 4 \(N.I.\) s. 4\(9\)\(e\)](#)
- [art. 56A\(9\)\(b\)\(iii\) and word substituted for word by 2015 c. 9 \(N.I.\) Sch. 2 para. 6\(2\)\(b\)](#)
- [art. 56A\(9\)\(b\)\(iii\) words substituted in earlier affecting provision 2015 c. 9 \(N.I.\), Sch. 2 para. 6\(2\)\(b\) by 2022 c. 4 \(N.I.\) s. 4\(9\)\(e\)](#)
- [art. 61\(5A\) inserted by 2010 c. 17 s. 8\(1\)](#)
- [art. 61\(5A\)\(b\) words substituted by 2015 c. 9 \(N.I.\) s. 83\(1\)\(a\)](#)
- [art. 61\(5B\) inserted by 2010 c. 17 s. 8\(2\)](#)
- [art. 61\(5B\)\(b\) words substituted by 2015 c. 9 \(N.I.\) s. 83\(1\)\(a\)](#)
- [art. 61\(5C\) inserted by 2015 c. 9 \(N.I.\) s. 83\(1\)\(b\)](#)
- [art. 61\(6\)-\(6ZD\) substituted for art. 61\(6\) by 2010 c. 17 s. 8\(3\)](#)
- [art. 61\(6D\)-\(6G\) inserted by 2010 c. 17 s. 9\(1\)](#)
- [art. 61\(6BA\) inserted by 2008 c. 28 s. 12\(2\) \(This amendment not applied to legislation.gov.uk. S. 12 omitted \(14.12.2011\) by virtue of 2011 c. 23, ss. 29, 31\(2\), Sch. 7 para. 5\(3\)\)](#)
- [art. 62\(2A\)\(2B\) inserted by 2010 c. 17 s. 9\(2\)](#)
- [art. 62\(10\)\(ab\) inserted by 2015 c. 9 \(N.I.\) Sch. 2 para. 6\(3\)\(b\)](#)
- [art. 62\(10\)\(ab\) words substituted in earlier affecting provision 2015 c. 9 \(N.I.\), Sch. 2 para. 6\(3\)\(b\) by 2022 c. 4 \(N.I.\) s. 4\(9\)\(e\)](#)
- [art. 63\(3A\)\(c\)\(i\) word substituted by 2013 c. 7 \(N.I.\) Sch. 3 para. 4](#)
- [art. 63\(3B\)-\(3BD\) substituted for art. 63\(3B\) by 2010 c. 17 s. 8\(7\)](#)

- art. 63(3C) inserted by [2008 c. 28 s. 12\(3\)](#) (This amendment not applied to legislation.gov.uk. S. 12 omitted (14.12.2011) by virtue of 2011 c. 23, ss. 29, 31(2), Sch. 7 para. 5(3))
- art. 63(3D)-(3G) inserted by [2010 c. 17 s. 9\(4\)](#)
- art. 63(3AA) inserted by [2015 c. 9 \(N.I.\) s. 83\(2\)\(c\)](#)
- art. 63(3ZA) inserted by [2010 c. 17 s. 8\(5\)](#)
- art. 63(3ZA)(b)(iii) and word inserted by [2015 c. 9 \(N.I.\) s. 83\(2\)\(a\)](#)
- art. 63A(1E)(1F) inserted by [2010 c. 17 s. 11\(1\)](#)
- art. 63A(6A) inserted by [2008 c. 28 s. 12\(4\)\(b\)](#) (This amendment not applied to legislation.gov.uk. S. 12 omitted (14.12.2011) by virtue of 2011 c. 23, ss. 29, 31(2), Sch. 7 para. 5(3))
- art. 63B-63R inserted by [2013 c. 7 \(N.I.\) Sch. 2](#)
- art. 63D(1)(a) substituted by [2019 c. 3 Sch. 2 para. 5\(2\)\(a\)](#)
- art. 63D(1)(a)(i) words inserted by [S.I. 2023/1386 Sch. para. 9\(5\)\(a\)](#) (This amendment not applied to legislation.gov.uk. The insertions of ss. 63D and 63DA by 2013 c. 7 (N.I.), Sch. 2 and 2019 c. 3, Sch. 2 para. 5 respectively are still prospective)
- art. 63D(14) words inserted by [2019 c. 3 Sch. 2 para. 5\(2\)\(b\)](#)
- art. 63D(14) words inserted by [S.I. 2023/1386 Sch. para. 9\(5\)\(b\)](#) (This amendment not applied to legislation.gov.uk. The insertions of ss. 63D and 63DA by 2013 c. 7 (N.I.), Sch. 2 and 2019 c. 3, Sch. 2 para. 5 respectively are still prospective)
- art. 63N substituted by [2015 c. 9 \(N.I.\) s. 86](#)
- art. 63R(4A) inserted by [2019 c. 3 Sch. 4 para. 20\(9\)](#)
- art. 63R(4B) inserted by [2023 c. 32 Sch. 18 para. 5\(8\)](#) (This amendment not applied to legislation.gov.uk. The insertion of art. 63R by 2013 c. 7 (N.I.) Sch. 2 remains prospective at 31.12.2023.)
- art. 63R(5) words substituted by [2015 c. 9 \(N.I.\) s. 87\(a\)](#)
- art. 63R(5A)(5B) inserted by [2015 c. 9 \(N.I.\) s. 87\(b\)](#)
- art. 63DA inserted by [2019 c. 3 Sch. 2 para. 5\(3\)](#)
- art. 63DA heading words inserted by [S.I. 2023/1386 Sch. para. 9\(6\)\(a\)](#) (This amendment not applied to legislation.gov.uk. The insertions of ss. 63D and 63DA by 2013 c. 7 (N.I.), Sch. 2 and 2019 c. 3, Sch. 2 para. 5 respectively are still prospective)
- art. 63DA(1)(a) words inserted by [S.I. 2023/1386 Sch. para. 9\(6\)\(b\)](#) (This amendment not applied to legislation.gov.uk. The insertions of ss. 63D and 63DA by 2013 c. 7 (N.I.), Sch. 2 and 2019 c. 3, Sch. 2 para. 5 respectively are still prospective)
- art. 63DA(4) words inserted by [S.I. 2023/1386 Sch. para. 9\(6\)\(c\)](#) (This amendment not applied to legislation.gov.uk. The insertions of ss. 63D and 63DA by 2013 c. 7 (N.I.), Sch. 2 and 2019 c. 3, Sch. 2 para. 5 respectively are still prospective)
- art. 63GA inserted by [2015 c. 9 \(N.I.\) s. 84](#)
- art. 63KA inserted by [2015 c. 9 \(N.I.\) s. 85](#)
- art. 64(1AA) inserted by [2008 c. 28 s. 12\(5\)](#) (This amendment not applied to legislation.gov.uk. S. 12 omitted (14.12.2011) by virtue of 2011 c. 23, ss. 29, 31(2), Sch. 7 para. 5(3))
- art. 64(1AB) inserted by [2008 c. 28 s. 15\(5\)](#)
- art. 89(2A) inserted by [2013 c. 7 \(N.I.\) Sch. 3 para. 5](#)