



Northern Ireland Act 1998

1998 CHAPTER 47

PART III

EXECUTIVE AUTHORITIES

Functions

24 ^{F1} ... **Convention rights** ^{F2} ...etc.

- (1) A Minister or Northern Ireland department has no power to make, confirm or approve any subordinate legislation, or to do any act, so far as the legislation or act—
- (a) is incompatible with any of the Convention rights;
 - ^{F3}(aa) is incompatible with Article 2(1) of the Protocol on Ireland/ Northern Ireland in the EU withdrawal agreement (rights of individuals);]
 - ^{F4}(b)
 - (c) discriminates against a person or class of person on the ground of religious belief or political opinion;
 - (d) in the case of an act, aids or incites another person to discriminate against a person or class of person on that ground; or
 - (e) in the case of legislation, modifies an enactment in breach of section 7.

(2) Subsection (1)(c) and (d) does not apply in relation to any act which is unlawful by virtue of the [^{F5}Fair Employment and Treatment (Northern Ireland) Order 1998], or would be unlawful but for some exception made by virtue of [^{F5}Part VIII of that Order].

^{F6}(3)

^{F6}(4)

^{F6}(5)

^{F6}(6)

^{F6}(7)

Changes to legislation: There are currently no known outstanding effects for the Northern Ireland Act 1998, Section 24. (See end of Document for details)

- F⁶(8)
- F⁶(9)
- F⁶(10)
- F⁶(11)
- F⁶(12)
- F⁶(13)
- F⁶(14)
- F⁶(15)

Textual Amendments

- F1** Words in s. 24 heading omitted (31.12.2020) by virtue of European Union (Withdrawal) Act 2018 (c. 16), s. 25(4), **Sch. 3 para. 55(a)** (with s. 19, Sch. 8 para. 37); S.I. 2020/1622, reg. 3(l) (with regs. 10, 22)
- F2** Words in s. 24 heading omitted (31.3.2022) by virtue of The European Union (Withdrawal) Act 2018 (Repeal of EU Restrictions in Devolution Legislation, etc.) Regulations 2022 (S.I. 2022/357), regs. 1(1), **3(4)(a)**
- F3** S. 24(1)(aa) inserted (31.12.2020) by European Union (Withdrawal Agreement) Act 2020 (c. 1), s. 42(7), **Sch. 3 para. 3** (with s. 38(3)); S.I. 2020/1622, reg. 5(i)
- F4** S. 24(1)(b) omitted (31.12.2020) by virtue of European Union (Withdrawal) Act 2018 (c. 16), s. 25(4), **Sch. 3 para. 3(a)** (with s. 19, Sch. 8 paras. 37, 41, 42); S.I. 2020/1622, reg. 3(l) (with regs. 10, 22)
- F5** Words in s. 24(2) substituted (1.3.1999) by S.I. 1998/3162 (N.I. 21), art. 105(1), **Sch. 3**; S.R. 1999/81, **art. 3(1)**
- F6** S. 24(3)-(15) omitted (31.3.2022) by virtue of The European Union (Withdrawal) Act 2018 (Repeal of EU Restrictions in Devolution Legislation, etc.) Regulations 2022 (S.I. 2022/357), regs. 1(1), **3(4)(b)**

Modifications etc. (not altering text)

- C1** S. 24(1)(b) restricted (1.3.2019) by European Union (Withdrawal) Act 2018 (c. 16), s. 25(4), Sch. 8 para. 41(8)(9) (with s. 19, Sch. 8 para. 37); S.I. 2019/399, reg. 2
- C2** S. 24(1)(b) excluded (19.5.2020) by European Union (Withdrawal Agreement) Act 2020 (c. 1), s. 42(7), **Sch. 5 para. 64** (with s. 38(3)); S.I. 2020/518, reg. 2(p)(v)
- C3** S. 24(1)(b) excluded (14.11.2020) by Immigration and Social Security Co-ordination (EU Withdrawal) Act 2020 (c. 20), s. 9(4), **Sch. 2 para. 4(c)**; S.I. 2020/1279, reg. 2(c)
- C4** S. 24(1)(b) excluded (14.11.2020) by Immigration and Social Security Co-ordination (EU Withdrawal) Act 2020 (c. 20), s. 9(4), **Sch. 2 para. 9**; S.I. 2020/1279, reg. 2(c)
- C5** S. 24(1)(b) restricted (31.12.2020) by European Union (Future Relationship) Act 2020 (c. 29), s. 40(6)(g), **Sch. 6 para. 12**
- C6** S. 24(1)(b) excluded in part (6.5.2021) by Trade Act 2021 (c. 10), **Sch. 3 para. 4**; S.I. 2021/550, reg. 2(h)

Changes to legislation:

There are currently no known outstanding effects for the Northern Ireland Act 1998, Section 24.