1971. No. 309 **[C]**

CIVIL AUTHORITIES (SPECIAL POWERS) ACT (NORTHERN IRELAND) 1922

REGULATIONS, DATED 27TH SEPTEMBER 1971, MADE BY THE MINISTER OF HOME AFFAIRS UNDER SECTION 1(3) OF THE CIVIL AUTHORITIES (SPECIAL POWERS) ACT (NORTHERN IRELAND) 1922.

WHEREAS by virtue of the Civil Authorities (Special Powers) Act (Northern Ireland) 1922(a) there are in force certain Regulations for peace and order in Northern Ireland being—

(*a*) Regulations contained in the Schedule to that Act, and

(*b*) Regulations made by the Minister of Home Affairs for Northern Ireland pursuant to powers conferred by Section 1(3) of the said Act

(which Regulations where contained in the Schedule or made as aforesaid are hereinafter referred to as the "principal Regulations"):

AND WHEREAS the said Minister is empowered by the said Section 1(3) to make Regulations for making further provision for the preservation of the peace and maintenance of order and any Regulations so made shall, subject to the provisions of the said Act, have effect and be in force in like manner as Regulations contained in the Schedule to that Act:

AND WHEREAS it is expedient that further provision for the preservation of the peace and maintenance of order should be made:

NOW, THEREFORE, I, THE RIGHT HONOURABLE BRIAN FAULKNER, Minister of Home Affairs for Northern Ireland, in exercise of the powers conferred on me by the said Section 1(3), do hereby make the following Regulations:—

1. After paragraph (5) of Regulation 13 of the principal Regulations there shall be added the following paragraphs:—

"(6) Any person detained or interned under the Regulations may while so detained or interned be placed under the supervision, control or discipline of any person authorised by the Ministry of Home Affairs.

(7) A person so authorised under paragraph (6) shall have all the powers, authority, protection and privileges of an officer of a prison under the Prison Act (Northern Ireland) 1953 and any rules made thereunder.

(8) Officers in the Prison Service of Northern Ireland may be required to act as persons authorised under this Regulation.

(9) A person detained or interned under the Regulations may be allowed by the Civil Authority on conditions approved by the Civil Authority to be temporarily absent from the place of detention or internment on parole for a stated length of time. If the Civil Authority is satisfied that a person absent on parole has broken any of the said conditions that person shall, notwithstanding that the stated length of time has not expired, be recalled to the place of detention or internment."

(a) 12 & 13 Geo. 5, c. 5 (N.I.).

2. For Regulation 23D of the principal Regulations there shall be substituted the following Regulation:—

"**23D.** A person detained or interned under the Regulations may if the Civil Authority is satisfied that he requires surgical or medical treatment of any description, be removed, without prejudice to any other power of removal, by order of the Civil Authority from his place of detention or internment to a hospital or other suitable place for the purposes of the treatment. He shall be deemed to be detained or interned under the Regulations while being so removed, while at the hospital or other place and while being taken back to his place of detention or internment."

3. For Regulation 40 of the principal Regulations there shall be substituted the following Regulation:—

"**40.** Where it appears to any police officer not below the rank of Chief Inspector that the holding of a funeral in any public place may occasion a breach of the peace or serious public disorder or cause undue demand to be made upon the police or military forces he may give directions imposing upon the persons organising or taking part in the funeral such conditions as appear to him to be necessary for the preservation of public order including (but without prejudice to the generality of the foregoing words) conditions—

(*a*) prescribing the route to be taken by the funeral;

(*b*) prohibiting the funeral from entering any place specified in the directions;

(*c*) requiring persons taking part in the funeral to travel in vehicles."

4. These Regulations may be cited as the Civil Authorities (Special Powers) Act (No. 3) Regulations (Northern Ireland) 1971.

Dated this 27th day of September 1971.

Brian Faulkner,
Minister of Home Affairs
for Northern Ireland.