1988 No. 371

POLICE

Police Association for Northern Ireland (Amendment) Regulations 1988

Made . . . . . 15th October 1988

Coming into operation . . 1st December 1988

To be laid before Parliament

The Secretary of State, in pursuance of section 17 of the Police Act (Northern Ireland) 1970(**a**), and after consulting, in accordance with section 17(4) of the said Act of 1970, the Police Association for Northern Ireland, hereby makes the following regulations:—

Citation and operation

1. These regulations may be cited as the Police Association for Northern Ireland (Amendment) Regulations 1988 and shall come into operation on 1st December 1988.

Interpretation

2. In these regulations any reference to the principal regulations is a reference to the Police Association for Northern Ireland Regulations 1971(**b**).

Amendment of principal regulations

3.—(1) For Schedule I to the principal regulations there shall be substituted the Schedule set out in Schedule 1.

(2) For Schedule II to the principal regulations there shall be substituted the Schedule set out in Schedule 2.

(3) For Schedule III to the principal regulations there shall be substituted the Schedule set out in Schedule 3.

(4) For Schedule IV to the principal regulations there shall be substituted the Schedule set out in Schedule 4.

(5) For Schedule V to the principal regulations there shall be substituted the Schedule set out in Schedule 5.

Tom King
One of Her Majesty's Principal Secretaries of State

Northern Ireland Office
15th October 1988.

(a) 1970 c. 9 (N.I.) as modified by S.I. 1973/2163 and amended by S.I. 1987/938 (N.I. 10) Art. 24
(b) S.R & O. 1971 No. 232 as amended by S.R. & O. 1985 No. 351

SCHEDULE 1 Regulation 3(1)

SCHEDULE SUBSTITUTED FOR SCHEDULE I TO PRINCIPAL REGULATIONS

"SCHEDULE I Regulation 9

Regions

For the purposes of Part III of these regulations there shall be the following regions:—

Region	Divisions or departments in the region
1	A and E
2	B and D
3	G and H
4	J and P
5	N and O
6	K and L
7	(a) Belfast Divisional Mobile Support Units; (b) Force Training Personnel (full time members), all members attached to Training Centre and recruits in training; (c) Traffic Branch; and (d) all staff based at Headquarters excepting those in (a) (b) and (c)."

SCHEDULE 2 Regulation 3(2)

SCHEDULE SUBSTITUTED FOR SCHEDULE II TO PRINCIPAL REGULATIONS

"SCHEDULE II Regulation 10

Regional Boards

The composition of each board shall be as specified in the following Table:—

Region	Constables	Sergeants	Inspectors
1	14	7	2
2	14	7	2
3	12	6	2
4	12	6	2
5	12	6	2
6	12	6	2
7	4	4	4

"

SCHEDULE 3 Regulation 3(3)

SCHEDULE SUBSTITUTED FOR SCHEDULE III TO PRINCIPAL REGULATIONS

"SCHEDULE III Regulation 11

Elections to the membership of boards

1. The next elections to the membership of boards shall be held in the month of January 1989 and thereafter in the month of January triennially. The chief constable shall cause to be displayed in each police establishment the proposed date of the elections at least one month in advance.

2.—(1) For each region for membership of each board there shall be elected by—

(*a*) constables stationed in each of regions 1 and 2; fourteen of their number (two from each of the 7 sub-divisions in each region);

(*b*) constables stationed in each of regions 3 to 6; twelve of their number (two from each of the 6 sub-divisions in each region);

(*c*) constables based in each of the departments specified for region 7; one of their number;

(*d*) sergeants stationed in each of regions 1 and 2; seven of their number (one from each of the 7 sub-divisions in each region);

(*e*) sergeants stationed in each of regions 3 to 6; six of their number (one from each of the 6 sub-divisions in each region);

(*f*) sergeants based in each of the departments specified for region 7; one of their number;

(*g*) inspectors stationed in each of regions 1 to 6; two of their number (one from each division);

(*h*) inspectors based in each of the departments specified for region 7; one of their number.

(2) A constable or sergeant stationed in region 1, 2, 3, 4, 5 or 6 shall vote only for a candidate stationed in the same sub-division as that member.

(3) An inspector stationed in region 1, 2, 3, 4, 5 or 6 shall vote only for a candidate stationed in the same division as that member.

(4) A member based in each of the departments specified for region 7 shall vote only for a candidate based in the same department as that member.

(5) Subject to sub-paragraph (6), where the number of police cadets is fifty or more, they shall elect one of their number to be a member of the board for the region in which their training establishment is situated and, where their number is less than fifty, they shall nominate a candidate on the board for the region in which their training establishment is situated to represent their interests.

(6) Where the training establishment for police cadets is outside Northern Ireland cadets shall nominate a constable in region 7 to represent their interests.

3. For the purpose of elections to boards the chief constable shall nominate a divisional commander for either of the divisions in each of the regions, 1, 2, 3, 4, 5 and 6 (in this Schedule referred to as "the appropriate divisional commander") to perform such functions as are conferred on him by this Schedule.

4. The appropriate divisional commander for region 7 shall for that purpose be the assistant chief constable (personnel and training).

5.—(1) Each candidate for election shall be nominated and seconded by members of the same rank who shall sign the printed nomination form, having ascertained that the nominee is willing to accept the nomination.

(2) Outgoing members shall be eligible for nomination.

(3) Nominations from a sub-division, division or department, as the case may be, shall be lodged with the appropriate divisional commander at least fourteen days before the date of the election.

(4) The appropriate divisional commander on receiving the nominations shall—

(*a*) prepare a list for each rank showing the rank, surname, christian names, registered number, station, sub-division and division, or department as the case may be, of each candidate and the names of the proposer and seconder; and

(*b*) cause such lists to be exhibited at each police establishment in the region including the sub-division, division or department, as the case may be, in which men of similar rank are stationed, not less than seven days before the date of the election.

(5) No person shall control, direct, improperly influence or in any other way interfere with or cause to be controlled, directed, improperly influenced or interfered with, the nomination of a candidate.

(6) In the event that the number of nominations received does not exceed the number of members to be elected, those nominated in accordance with the provisions of this paragraph shall be declared elected by the appropriate divisional commander.

6.—(1) Each member of the rank represented on the board—

(*a*) may, on the day of the election, between the hours of 8.00 a.m. and 8.30 p.m., vote in accordance with paragraph 2(2), (3) and (4) for the candidate or candidates of his own rank and choice within the region on the voting paper supplied;

(*b*) having voted, shall place the voting paper in an envelope, write his name, rank and the sub-division, division or department, as the case may be, in which he is stationed and the region for which he is voting on the back and lodge the sealed envelope with the person in charge of the establishment.

(2) As soon as possible after the close of the poll, but not later than the following day, the person in charge of the establishment shall forward the envelopes containing the votes in a sealed packet to the appropriate divisional commander.

7.—(1) The appropriate divisional commander shall as soon as possible after the date of the election, in the presence of the scrutineers appointed from his divisional headquarters station, one for each rank represented on the board, check each envelope against the voting roll for the region.

(2) The scrutineers shall extract the voting paper and destroy the envelope.

(3) The appropriate divisional commander shall in the presence of the scrutineers count the votes recorded.

(4) The appropriate divisional commander and the scrutineers shall jointly decide whether a voting paper is spoiled.

(5) Subject to a recount under paragraph 13, a spoiled vote shall not be valid.

8.—(1) On the completion of the counting of the votes, the appropriate divisional commander shall —

(*a*) in the presence of the scrutineers, add the number of votes recorded for each candidate; and

(*b*) subject to sub-paragraph (2), declare candidates elected as provided in sub-paragraphs (3) to (6).

(2) Where there is —

(*a*) only one vacancy for a sub-division or, as the case may be, a department and two or more of the candidates each receive an equal number of votes, being the greatest number recorded; or

(*b*) more than one vacancy for a sub-division and two or more candidates receive an equal number of votes,

the election shall, where necessary, be decided by lot by the said candidates.

(3) Where the election is by constables stationed in region 1, 2, 3, 4, 5 or 6 there shall, subject to sub-paragraph (2)(*b*), be declared elected the two candidates stationed in each sub-division of the region who have received in order the highest number of votes for the candidates stationed in the same sub-division.

(4) Where the election is by sergeants stationed in region 1, 2, 3, 4, 5 or 6 there shall, subject to sub-paragraph (2)(*a*), be declared elected the candidate who has received the highest number of votes for candidates stationed in the same sub-division.

(5) Where the election is by inspectors stationed in region 1, 2, 3, 4, 5 or 6 there shall, subject to sub-paragraph (2)(*a*), be declared elected the candidate who has received the highest number of votes for the candidates stationed in the same division.

(6) Where the election is by constables, sergeants or inspectors based in each department specified for region 7, there shall, subject to sub-paragraph (2)(*a*), be declared elected the candidate from each rank who has received the highest number of votes for candidates based in the same department.

9.—(1) An elector absent for any reason from the sub-division, division or department, as the case may be, in which he is stationed shall, subject to sub-paragraph (2), be responsible for having his vote, if recorded as provided by this Schedule, lodged before the close of poll with the appropriate divisional commander for the region in which he is permanently stationed.

(2) A vote lodged in accordance with sub-paragraph (1) may be dispatched to the appropriate divisional commander before the opening of the poll if it is enclosed in a secondary envelope.

10.—(1) Following the result of the poll the appropriate divisional commander shall—

(*a*) in the presence of the scrutineers seal the voting papers in an envelope or envelopes; and

(*b*) subject to sub-paragraph (2), retain them for a period of twenty-eight days before ordering their destruction.

(2) Where a complaint is made in accordance with paragraph 13 the envelope or envelopes shall be retained until the investigation, if any, is completed.

11. The appropriate divisional commander shall, as soon as practicable, cause the names of candidates and the number of votes recorded for each to be circulated to each police establishment in the region for which the election was held, the chief constable and the secretary of the central committee of the Federation.

12. No person shall control, direct, improperly influence or in any other way interfere with or cause to be controlled, directed, improperly influenced or interfered with, the election of a candidate.

13.—(1) Should an elector have a complaint regarding the manner of nomination or election under this Schedule, such complaint shall be forwarded in writing to the appropriate divisional commander within seven days from the date of the announcement of the result of the elections.

(2) The complaint shall be investigated by the appropriate divisional commander, who may, on the allegation in the complaint being proved, order a recount or re-election if he deems it necessary.

(3) A copy of the complaint referred to in sub-paragraph (1) shall immediately be sent by the appropriate divisional commander to the chief constable who may issue any directions which he may consider necessary.".

SCHEDULE 4 Regulation 18

SCHEDULE SUBSTITUTED FOR SCHEDULE IV TO PRINCIPAL REGULATIONS

"SCHEDULE IV Regulation 18

Central Committee

The composition of the central committee shall be as specified in the following Table:—

Region	*Constables*	*Sergeants*	*Inspectors*
1	2	1	1
2	2	1	
3	1	1	1
4	1	1	
5	1	1	1
6	1	1	
7	2	1	1

"

SCHEDULE 5 Regulation 19

SCHEDULE SUBSTITUTED FOR SCHEDULE V TO PRINCIPAL REGULATIONS

"SCHEDULE V Regulation 19

Elections to the central committee

1. The next election of board representatives to the central committee shall be in February 1989 and thereafter in the month of February triennially.

2.—(1) From each board and for membership of the central committee there shall be elected by—

(*a*) constables of each board in regions 1, 2 and 7; two of their number;

(*b*) constables of each board in regions 3 to 6; one of their number;

(*c*) sergeants of each board in regions 1 to 7; one of their number.

(2) Inspectors of the boards shall elect representatives to the central committee as follows:—

(*a*) jointly from regions 1 and 2; one of their number;

(*b*) jointly from regions 3 and 4; one of their number;

(*c*) jointly from regions 5 and 6; one of their number;

(*d*) from region 7; one of their number.".

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These Regulations amend the Police Association for Northern Ireland Regulations 1971 by amending the list of departments specified in Region 7 of Schedule 1 to the Regulations (which sets out the regions for which elections are held to regional boards).

The composition of the regional boards specified in Schedule II to the 1971 Regulations is changed to allow increased representation to the Police Federation.

In consequence of the increased numbers of those represented on the regional boards, amendments are made to Schedule III to the 1971 Regulations as to the conduct of elections.

The former practice of providing separate representation for woman members to the central committee has been discontinued. Consequential amendments have been made to Schedules IV and V.

1988 No. 372

Roads (Temporary Speed Limit) (Route A26) (No. 2) Order (Northern Ireland) 1988

This Order, being of a temporary character, is not printed at length in this volume.