

ORDER OF THE SECRETARY OF STATE

Civil Service (Northern Ireland) Order 1999

In exercise of the powers conferred on me by Letters Patent of Her Majesty dated 20th December 1973 and of all other powers enabling me in that behalf, I hereby make the following Order:—

Title and commencement

1. This Order may be cited as the Civil Service (Northern Ireland) Order 1999 and shall come into operation forthwith.

Revocation

2. The Civil Service (Northern Ireland) Order 1996 (“the 1996 Order”)(a) and the Civil Service (Amendment) (Northern Ireland) Order 1998 (“the 1998 Order”)(b) are hereby revoked.

Interpretation

3.—(1) The Interpretation Act (Northern Ireland) 1954(c) shall apply to this Order as if this Order were an enactment, and for the purposes of that Act, as applied by this paragraph, the 1996 Order shall be deemed to be an enactment revoked by this Order.

(2) Without prejudice to paragraph (1), any reference in an instrument or other document to a provision of the 1996 Order to which there is a corresponding provision in this Order shall be construed as a reference to that corresponding provision in this Order.

(3) In this Order, except where otherwise expressly provided—

“the 1996 Order” shall be construed in accordance with Article 2;

“civil servant” means any person serving in a situation in the Civil Service;

“the Civil Service” means the Northern Ireland Civil Service;

“the Department” means the Department of Finance and Personnel;

“enactment” has the meaning assigned to it by section 1(b) of the Interpretation Act (Northern Ireland) 1954.

Functions of the Department

4.—(1) The Department shall continue to be responsible for the general management and control of the Civil Service.

(2) The Department may make regulations or give directions—

(a) with respect to the number and grading of posts in the Civil Service and the employment of persons therein, including regulations or directions with respect to remuneration, expenses, allowances, or

(a) The 1996 Order was printed in the Belfast Gazette on 20th December 1996

(b) The 1998 Order was printed in the Belfast Gazette on 31st July 1998

(c) 1954 c. 33 (N.I.)

other conditions of service, classification or re-classification of civil servants;

- (b) with respect to the conduct of civil servants, including the making of the Code of Ethics;
- (c) relating to the recruitment of persons to situations in the Civil Service, including regulations or directions prescribing the requirements for appointment to such situations.

(3) The Department may investigate, or provide for the investigation of, matters relevant to the determination by the Department of the remuneration, conditions of service, classification or re-classification of civil servants, or such classes of civil servants as it may designate, and may establish advisory or joint councils or committees.

(4) The Department shall exercise its power under paragraph (2)(c) in a manner consistent with Article 3(1)(a) of the Civil Service Commissioners (Northern Ireland) Order 1999.

Northern Ireland Office
2nd March 1999

Marjorie Mowlam
One of Her Majesty's
Principal Secretaries of State

EXPLANATORY NOTE

(This note is not part of the Order.)

The Civil Service (Northern Ireland) Order 1996, as amended, made provision for the responsibilities, in relation to the Northern Ireland Civil Service ("the Civil Service"), of both the Department of Finance and Personnel ("the Department") and the Civil Service Commissioners for Northern Ireland. This Order revokes the Civil Service (Northern Ireland) Order 1996 and the Civil Service (Amendment) (Northern Ireland) Order 1998, and re-enacts those of their provisions which relate to the functions of the Department.

The principal provision of this Order is Article 4, which provides that the Department shall continue to be responsible for the general management and control of the Civil Service, and empowers the Department to make regulations or give directions relating to the employment and conditions of service of persons in the Civil Service, including regulations or directions prescribing the requirements for appointment to situations in the Civil Service and the making of a Code of Ethics.