



STATUTORY INSTRUMENTS.

**S.I. No. 314 of 2016**



DEFENCE (DELEGATION OF MINISTERIAL FUNCTIONS) ORDER  
2016

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2016

The Government, on the request of the Minister for Defence and in exercise of the powers conferred on them by section 2 of the Ministers and Secretaries (Amendment) (No. 2) Act 1977 (No. 28 of 1977), hereby order as follows:

1. This Order may be cited as the Defence (Delegation of Ministerial Functions) Order 2016.

2. The powers (other than the power to prosecute an offence) and duties of the Minister for Defence conferred on him—

(a) by or under the enactments specified in Part 1 of the Schedule,

(b) by or under the provisions of the enactments specified in Part 2 of the Schedule, and

(c) under the provisions of the Regulations specified in Part 3 of the Schedule,

are delegated to Paul Kehoe, Minister of State at the Department of Defence.

*Notice of the making of this Statutory Instrument was published in  
“Iris Oifigiúil” of 17th June, 2016.*

## SCHEDULE

*Part 1*

Air-Raid Precautions Act 1939 (No. 21 of 1939)  
Air-Raid Precautions Act 1946 (No. 28 of 1946)  
Army Pensions (Increase) Act 1949 (No. 28 of 1949)  
Army Pensions (Increase) Act 1961 (No. 6 of 1961)  
Army Pensions (Increase) Act 1962 (No. 34 of 1962)  
Army Pensions (Increase) Act 1964 (No. 27 of 1964)  
Army Pensions (No. 2) Act 1960 (No. 39 of 1960)  
Army Pensions Act 1923 (No. 26 of 1923)  
Army Pensions Act 1927 (No. 12 of 1927)  
Army Pensions Act 1932 (No. 24 of 1932)  
Army Pensions Act 1937 (No. 15 of 1937)  
Army Pensions Act 1941 (No. 2 of 1941)  
Army Pensions Act 1943 (No. 14 of 1943)  
Army Pensions Act 1946 (No. 3 of 1946)  
Army Pensions Act 1949 (No. 19 of 1949)  
Army Pensions Act 1953 (No. 23 of 1953)  
Army Pensions Act 1957 (No. 19 of 1957)  
Army Pensions Act 1959 (No. 15 of 1959)  
Army Pensions Act 1960 (No. 2 of 1960)  
Army Pensions Act 1962 (No. 22 of 1962)  
Army Pensions Act 1968 (No. 12 of 1968)  
Army Pensions Act 1971 (No. 26 of 1971)  
Army Pensions Act 1973 (No. 27 of 1973)  
Army Pensions Act 1980 (No. 21 of 1980)  
Civil Defence Act 2012 (No. 51 of 2012)

Courts-Martial Appeals Act 1983 (No. 19 of 1983)

Curragh of Kildare Act 1961 (No. 35 of 1961)

Curragh of Kildare Act 1969 (No. 13 of 1969)

Defence (Amendment) (No. 2) Act 1960 (No. 44 of 1960)

Defence (Amendment) Act 1987 (No. 8 of 1987)

Defence (Amendment) Act 1990 (No. 6 of 1990)

Defence (Amendment) Act 1998 (No. 31 of 1998)

Defence (Amendment) Act 2006 (No. 20 of 2006)

Defence (Amendment) Act 2007 (No. 24 of 2007)

Defence Act 1954 (No. 18 of 1954) (other than sections 11, 17, 87 and 88)

Defence Forces (Pensions) (Amendment) Act 1938 (No. 33 of 1938)

Defence Forces (Pensions) (Amendment) Act 1975 (No. 2 of 1975)

Defence Forces (Pensions) Act 1932 (No. 26 of 1932)

Military Service Pensions (Amendment) (No. 2) Act 1945 (No. 34 of 1945)

Military Service Pensions (Amendment) Act 1944 (No. 5 of 1944)

Military Service Pensions (Amendment) Act 1945 (No. 11 of 1945)

Military Service Pensions (Amendment) Act 1949 (No. 29 of 1949)

Military Service Pensions (Amendment) Act 1953 (No. 5 of 1953)

Military Service Pensions (Amendment) Act 1960 (No. 3 of 1960)

Military Service Pensions (Increase) Act 1960 (No. 30 of 1960)

Military Service Pensions (Increase) Act 1962 (No. 33 of 1962)

Military Service Pensions (Increase) Act 1964 (No. 25 of 1964)

Military Service Pensions Act 1924 (No. 48 of 1924)

Military Service Pensions Act 1925 (No. 15 of 1925)

Military Service Pensions Act 1930 (No. 8 of 1930)

Military Service Pensions Act 1934 (No. 43 of 1934)

Ombudsman (Defence Forces) Act 2004 (No. 36 of 2004)

Public Service Pensions (Single Scheme and Other Provisions) Act 2012 (No. 37 of 2012) in so far as it relates to the functions exercised by the Minister for Defence as a “relevant authority” or “relevant Minister” as defined in section 5(1) of that Act

Red Cross Act 1938 (No. 32 of 1938)

Red Cross Act 1944 (No. 20 of 1944)

Red Cross Act 1954 (No. 28 of 1954)

*Part 2*

Sections 7(7), 8(7) and 16 of the Criminal Justice (Surveillance) Act 2009 (No. 19 of 2009) in so far as it relates to the functions exercised by the Minister for Defence as a “relevant Minister” as defined in section 1 of that Act

Sections 3(2) and 68 of the Irish Aviation Authority Act 1993 (No. 29 of 1993)

Section 6 of the Interception of Postal Packets and Telecommunications Messages (Regulation) Act 1993 (No. 10 of 1993)

Section 8 of the Protected Disclosures Act 2014 (No. 14 of 2014) in so far as it relates to any function conferred or imposed by or under any enactment on the Minister for Defence

Section 8 of the Public Service Superannuation (Miscellaneous Provisions) Act 2004 (No. 7 of 2004)

Section 43(2)(a) of the Sea-Fisheries and Maritime Jurisdiction Act 2006 (No. 8 of 2006)

*Part 3*

Regulation 23 of the Air Navigation (Notification and Investigation of Accidents, Serious Incidents and Incidents) Regulations 2009 (S.I. No. 460 of 2009)

Regulation 5(5) of the European Union (Common Fisheries Policy) (Point System) Regulations 2016 (S.I. No. 125 of 2016)

Public Service Pensions (Single Scheme and Other Provisions) Act 2012 (Relevant Authorities) Regulations 2012 (S.I. No. 581 of 2012) in so far as it relates to the prescription of the Minister for Defence as a relevant authority for the purposes of the Public Service Pensions (Single Scheme and Other Provisions) Act 2012



GIVEN under the Official Seal of the Government,  
14 June 2016.

ENDA KENNY,  
Taoiseach.

BAILE ÁTHA CLIATH  
ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR  
Le ceannach díreach ó  
FOILSEACHÁIN RIALTAIS,  
52 FAICHE STIABHNA, BAILE ÁTHA CLIATH 2  
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