STATUTORY RULES OF NORTHERN IRELAND

# 2011 No. 163

# EMPLOYMENT

## The Transfer of Undertakings and Service Provision Change (Protection of Employment) (Amendment) Regulations (Northern Ireland) 2011

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| *Made - - - -* | *24th March 2011* |
| *Coming into operation* | *3rd April 2011* |

The Department for Employment and Learning(**1**) makes the following Regulations in exercise of the powers conferred by section 2(2) of the European Communities Act 1972(**2**) (being a Department designated for the purposes of that section in relation to rights and obligations relating to employers and employees on the transfer or merger of undertakings, businesses or parts of businesses(**3**)) and Articles 37(2) and 39(3) of the Employment Relations (Northern Ireland) Order 1999(**4**), and now vested in it(**5**).

### Citation, commencement and interpretation

**1.**—(1) These Regulations may be cited as the Transfer of Undertakings and Service Provision Change (Protection of Employment) (Amendment) Regulations (Northern Ireland) 2011.

(2) These Regulations shall come into operation on 3rd April 2011.

(3) The Interpretation Act (Northern Ireland) 1954(**6**) shall apply to these Regulations as it applies to an Act of the Northern Ireland Assembly.

### Amendment of the Transfer of Undertakings (Protection of Employment) Regulations 2006

**2.** In Schedule 1 to the Transfer of Undertakings (Protection of Employment) Regulations 2006(**7**), for paragraph 10(2) substitute—

"(2) In regulation 11 for paragraph (2)(c) there is substituted—

(**1**) Formerly the Department of Higher and Further Education, Training and Employment; *see*2001 c. 15 (N.I.).
(**2**) 1972 c. 68.
(**3**) *See* the European Communities (Designation) (No. 2) Order 1977 (S.I. 1977/1718).
(**4**) S.I. 1999/2790 (N.I. 9).
(**5**) *See*S.R. 1999 No. 481, Schedule 2, Part 2, which transferred certain functions of the former Department of Economic Development.
(**6**) 1954 c. 33 (N.I.).
(**7**) S.I. 2006/246.