STATUTORY RULES OF NORTHERN IRELAND

2000 No. 261

HEALTH AND SAFETY
INDUSTRIAL RELATIONS
INDUSTRIAL TRAINING

Industrial Tribunals (Constitution and Rules of Procedure) (Amendment) Regulations (Northern Ireland) 2000

Made - - - -	*23rd August 2000*
Coming into operation	*1st October 2000*

The Department of Higher and Further Education, Training and Employment, in exercise of the powers conferred by Article 9(1), 13(1)(*a*) and 25(5), of the Industrial Tribunals (Northern Ireland) Order 1996(**1**), and now vested in it (**2**), and of every other power enabling it in that behalf, hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Industrial Tribunals (Constitution and Rules of Procedure) (Amendment) Regulations (Northern Ireland) 2000 and shall come into operation on 1st October 2000.

(2) In these Regulations, "the principal Regulations" means the Industrial Tribunals (Constitution and Rules of Procedure) Regulations (Northern Ireland) 1996(**3**) and any reference to a rule in a Schedule is a reference to a rule in that Schedule to the Principal Regulations.

Amendment of regulation 7 of the Principal Regulations

2. For regulation 7 of the Principal Regulations there shall be substituted the following—

"**7.**—(1) The Secretary shall maintain a Register at the Office of the Tribunals which shall be open to the inspection of any person without charge at all reasonable hours.

(2) The Register shall contain—

(**1**) S.I. 1996/1921 (N.I. 18)

(**2**) The Departments (Transfer and Assignment of Functions) Order (Northern Ireland) 1999 (S.R. 1999 No. 481) transferred functions under the Industrial Tribunals (Northern Ireland) Order 1996 to the Department of Higher and Further Education, Training and Employment

(**3**) S.R. 1996 No. 173, as amended by S.R. 1996 No. 466

(a) details of originating applications in accordance with rule 2 of Schedule 1;

(b) details of appeals in accordance with rule 5 of Schedule 3, rule 3 of Schedule 4 and rule 2 of Schedule 5;

(c) the fact of applications in accordance with rule 4 of Schedule 4; and

(d) documents recording the decisions of tribunals and the reasons therefor in accordance with rule 10 of Schedule 1, rule 10 of Schedule 2, rule 11 of Schedule 3, rule 9 of Schedule 4 and rule 7 of Schedule 5.

(3) The register, or any part of it, may be kept by means of a computer.".

Amendment of rule 2 of Schedule 1

3.—(1) For rule 2(2) of Schedule 1 there shall be substituted the following—

"(2) The Secretary shall enter such of the details of an originating application as are referred to it in paragraph (4) in the Register either within 28 days of receiving it or, if that is not practicable, as soon as reasonably practicable thereafter."

(2) The following shall be inserted after rule 2(3) of Schedule 1—

"(4) The details of an originating application to be entered in the Register are—

(a) the case number;

(b) the date the Secretary received the application;

(c) the name and address of the applicant;

(d) the name and address of the respondent;

(e) the place where the application was presented; and

(f) the type of claim brought in general terms without reference to its particulars.

(5) In any case appearing to the Secretary to involve allegations of the commission of a sexual offence, where any person referred to in paragraph 4(*c*) or 4(*d*) appears to the Secretary to be a person affected by or making the allegations he shall omit from the Register the details in paragraph 4(*c*) or 4(*d*), as the case may be, relating to that person.".

Amendment of rule 8 of Schedule 1

4. In rule 8(3)(*b*)(iii) for the words "Article 3(1) of the No. 1 Order" there shall be substituted the words "Article 96(1) of the Industrial Relations (Northern Ireland) Order 1992.".

Amendment of rule 5 of Schedule 3

5. For rule 5(*a*) of Schedule 3 there shall be substituted the following—

"(a) enter the following details of the appeal in the Register namely—

(i) the case number;

(ii) the date the Secretary received the relevant documents;

(iii) the name and address of the appellant;

(iv) the name and address of the Board;

(v) the Industrial Tribunal Office dealing with the appeal; and

(vi) the fact that the appeal is an appeal by a person assessed to a levy imposed under a levy order made under Article 23(2) of the Order of 1984."