STATUTORY RULES OF NORTHERN IRELAND

1999 No. 409

EMPLOYMENT

Redundancy Payments (Continuity of Employment in Local Government, etc.) (Modification) Order (Northern Ireland) 1999

Made - - - -	*4th October 1999*
Coming into operation	*7th November 1999*

The Department of Economic Development, in exercise of the powers conferred on it by Articles 250(1)(b) and 251(6) of the Employment Rights (Northern Ireland) Order 1996(**1**) and of every other power enabling it in that behalf, hereby makes the following Order:

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Redundancy Payments (Continuity of Employment in Local Government, etc.) (Modification) Order (Northern Ireland) 1999 and shall come into operation on 7th November 1999.

(2) In this Order—

"the 1986 Order" means the Redundancy Payments (Local Government, etc.) (Modification) Order (Northern Ireland) 1986(**2**);

"the 1996 Order" means the Employment Rights (Northern Ireland) Order 1996;

"relevant event" in relation to a person means any event occurring on or after the day on which this Order comes into operation on the happening of which that person may become entitled to a redundancy payment in accordance with the 1996 Order.

Application of this Order

2. This Order applies to any person who immediately before the occurrence of the relevant event is employed by an employer specified in Schedule 1.

Modification of certain redundancy payment provisions

3. In relation to any person to whom this Order applies, the provisions of the 1996 Order mentioned in Part I of Schedule 2 shall, for the purposes of determining that person's entitlement to

(**1**) S.I. 1996/1919 (N.I. 16)
(**2**) S.R. 1986 No. 206 as amended by S.R. 1987 No. 28, S.R. 1994 No. 9 and S.R. 1994 No. 148

a redundancy payment under the 1996 Order and the amount of such payment, have effect subject to the modifications specified in that Part.

Revocations

4. The Orders specified in Schedule 3 are hereby revoked.

Transitional, supplementary and incidental provision

5.—(1) In relation to a person to whom this Order applies—

(a) any reference to the 1996 Order in any statutory provision shall have effect as a reference to that Order as modified by this Order; and

(b) any document which refers, whether specifically or by means of a general description, to the 1996 Order shall, except so far as the context otherwise requires, be construed as referring to that Order as modified by this Order.

(2) Where a period of employment of a person to whom this Order applies falls to be computed in accordance with the provisions of the 1996 Order as modified by this Order, the provisions of this Order shall have effect in relation to that calculation whether the period in question falls wholly or partly before or wholly after this Order comes into operation.

(3) Notwithstanding the revocation by Article 4 of the Orders specified in Schedule 3, in relation to determining any person's entitlement to a redundancy payment following an event which occurred before the date on which this Order comes into operation and which would have been a relevant event if it had occurred on or after the date, the 1986 Order shall continue to have effect as it had effect on the date of that event.

Sealed with the Official Seal of the Department of Economic Development on

4th October 1999.

R. B. Gamble
Assistant Secretary

SCHEDULE 1 Article 2

Employers for the purposes of Article 2

Local Government

1. A district council.
2. Any association which is representative of any two or more district councils.
3. The Northern Ireland Local Government Officers' Superannuation Committee.
4. The Local Government Staff Commission for Northern Ireland.

Planning and development

5. The Northern Ireland Housing Executive.
6. A New Town Commission established under the New Towns Act (Northern Ireland) 1965(**3**).
7. Laganside Corporation established under the Laganside Development (Northern Ireland) Order 1989(**4**).

Public transport

8. Citybus Limited.
9. Ulsterbus Limited.
10. Flexibus Limited.
11. The Northern Ireland Railways Company Limited.
12. The Northern Ireland Transport Holding Company.

Police, fire and criminal justice

13. The Fire Authority for Northern Ireland.
14. The Probation Board for Northern Ireland.
15. The Police Authority for Northern Ireland.
16. The Independent Commission for Police Complaints for Northern Ireland.
17. The management of a juvenile justice centre provided under Article 51 of the Criminal Justice (Children) (Northern Ireland) Order 1998(**5**).
18. The Juvenile Justice Board.

Education

19. An education and library board established under Article 3 of the Education and Libraries (Northern Ireland) Order 1986(**6**).
20. The managers of—
    (a) a voluntary school;

(**3**) 1965 c. 13 (N.I.)
(**4**) S.I. 1989/490 (N.I. 2)
(**5**) S.I. 1998/1504 (N.I. 9)
(**6**) S.I. 1986/594 (N.I. 3)

(b) a grant-maintained integrated school; or

(c) a college of education,

within the meaning of the Education and Libraries (Northern Ireland) Order 1986.

21. The Staff Commission for Education and Library Boards.

22. The Council for Catholic Maintained Schools.

23. The Northern Ireland Council for the Curriculum, Examinations and Assessment.

24. The Northern Ireland Council for Integrated Education.

25. The governing body of an institution of further education within the meaning of the Further Education (Northern Ireland) Order 1997(**7**).

Agriculture, fisheries and food

26. The Northern Ireland Fishery Harbour Authority.

27. The Agricultural Research Institute of Northern Ireland.

28. The Fisheries Conservancy Board for Northern Ireland.

29. The Livestock and Meat Commission for Northern Ireland.

Museums, etc.

30. The Northern Ireland Museums Council.

31. The Board of Trustees of the National Museums and Galleries of Northern Ireland.

32. The Governers of the Armagh Observatory and Planetarium.

Miscellaneous bodies

33. The Arts Council of Northern Ireland.

34. The Youth Council for Northern Ireland.

35. The Sports Council for Northern Ireland.

36. The General Consumer Council for Northern Ireland.

37. The Northern Ireland Tourist Board.

38. The Labour Relations Agency.

39. The Equality Commission for Northern Ireland.

(**7**) S.I. 1997/1772 (N.I. 15)