1983 No. 282

TERMS AND CONDITIONS OF EMPLOYMENT

The Insolvency of Employer (Excluded Classes) Regulations (Northern Ireland) 1983

Made	*19th September 1983*
Coming into operation . . .	*21st October 1983*

The Department of Economic Development, being a Department designated (**a**) for the purposes of section 2(2) of the European Communities Act 1972(**b**) in relation to the rights and obligations of employer and employee in the event of an employer's insolvency, in exercise of the powers conferred by that section, hereby makes the following Regulations:—

Citation and commencement

1. These Regulations may be cited as The Insolvency of Employer (Excluded Classes) Regulations (Northern Ireland) 1983 and shall come into operation on 21st October 1983.

Interpretation

2. In these Regulations—

"the 1976 Order" means The Industrial Relations (Northern Ireland) Order 1976(**c**);

"Relevant date" has the same meaning as in Article 42(2) of the 1976 Order.

Amendments to the 1976 Order

3. The 1976 Order shall be amended as follows:

(1) In Article 47 at the end there shall be added—

"(3) For the purposes of Articles 42 to 46, the definition of "employee" in Article 2(2) shall have effect with the omission of the words "otherwise than in police service".

(2) In Article 76(2) for the words "Articles 20, 42, 43, 48, 49 and 50" there shall be substituted the words "Articles 20, 48, 49 and 50".

(3) In Article 76 after paragraph (2) there shall be inserted the following paragraph—

"(2A) Articles 42 and 43 do not apply to any of the following, that is to say—

(*a*) any employment as master or as member of the crew of a fishing vessel, where the employee is not remunerated otherwise than by a share in the profits or gross earnings of the vessel;

(*b*) any employment where under his contract of employment the employee ordinarily works outside the territory of the Member States of the European Communities.".

(4) In Article 76(4) for the words "Articles 20, 42, 43 and 48" there shall be substituted the words "Articles 20 and 48".

(**a**) The European Communities (Designation) (No. 3) Order 1981 S.I. 1981/1536
(**b**) 1972 c. 68
(**c**) S.I. 1976/1043 (N.I. 16)