1982 No. 113 (C. 3)

INDUSTRIAL RELATIONS

Industrial Relations (1982 Order) (Commencement) Order (Northern Ireland) 1982

Made . . . . . 14th April 1982

The Department of Manpower Services, in exercise of the powers conferred on it by Article 1(2) of the Industrial Relations (Northern Ireland) Order 1982(**a**) and paragraph 2(1) and (2) of Schedule 1 to the Northern Ireland Act 1974(**b**) and of every other power enabling it in that behalf, hereby makes the following Order:—

Citation and interpretation

1.—(1) This Order may be cited as the Industrial Relations (1982 Order) (Commencement) Order (Northern Ireland) 1982.

(2) In this Order:—

"the Order of 1982" means the Industrial Relations (Northern Ireland) Order 1982;

"the No. 2 Order" means the Industrial Relations (No. 2) (Northern Ireland) Order 1976(**c**);

"effective date of termination" has the same meaning as in Article 21(4) of the No. 1 Order but in a case in which in accordance with Article 21(5) of that Order a later date is to be treated as the effective date of termination for certain purposes, means that later date.

Commencement

2. The provisions of the Order of 1982 shall come into operation on 4th May 1982.

Transitional and supplementary provisions

3. The transitional and supplementary provisions specified in the second column of the Schedule, shall have effect as respects the Articles of the Order of 1982 set opposite them in the first column of the Schedule.

Sealed with the Official Seal of the Department of Manpower Services for Northern Ireland on 14th April 1982.

(L.S.) *T. Pearson*
Assistant Secretary

(**a**) S.I. 1982/528 (N.I. 8)
(**b**) 1974 c. 28
(**c**) S.I. 1976/2147 (N.I. 28)

SCHEDULE Article 3

Transitional and Supplementary Provisions

Provisions of the Order of 1982	*Transitional and supplementary provisions*
Article 8 and as far as it relates to the references to Articles 22(8) and 32(3)(*a*) of the No. 1 Order contained in Schedule 2 to the Order of 1982, Article 23(1).	These provisions shall not apply in any case where the effective date of termination falls before 4th May 1982.
Articles 9 and 11 and as far as it repeals Article 34(2)(*b*) of the No. 1 Order, Article 23(2).	These provisions shall not apply in any case where the effective date of termination falls before 4th May 1982.
Article 10	The provisions of Article 10(1) shall not apply in any case where the period referred to in Article 24A(1)(*a*) of the No. 1 Order began before 4th May 1982 and the provisions of Article 10(2) shall not apply in relation to a contract for a fixed term entered into before that date.
Article 12	The provisions of Article 12 shall not operate to enable an employer to require a person who he claims exercised pressure or, as the case may be, a contractor, to be joined as a party to proceedings before an industrial tribunal if the pressure, or, as the case may be, the request to the contractor for consent to the employment of the complainant occurs before 4th May 1982.
Article 13(1) and (2) and as far as it relates to the repeal in Article 15(2) of the No. 2 Order, Article 23(2).	These provisions shall not apply in relation to an employee who has already given information in accordance with Article 15(2)(*c*) of the No. 2 Order before 4th May 1982.
Articles 13(3) and 14 and as far as it relates to the reference to paragraph 5A of Schedule 1 to the Act of 1965 contained in Schedule 2 to the Order of 1982, Article 23(1).	These provisions shall not apply in relation to an employee who has already begun her absence from work wholly or partly because of pregnancy or confinement before 4th May 1982.
Article 17 and as far as it relates to repeals in Articles 33 and 35 of the No. 2 Order, Article 23(2).	These provisions shall not apply in any case where the action short of dismissal is taken before 4th May 1982 and shall not enable an employer to require a person who he claims exercised pressure on him to be joined as a party to proceedings before an industrial tribunal if the pressure occurs before that date.
Article 22(*a*) and as far as it relates to the repeal of section 44(1)(*a*) of the Transport Act (Northern Ireland) 1967(a) Article 23(2).	The repeal of section 44(1)(*a*) of the Transport Act (Northern Ireland) 1967 shall not have effect in relation to any matter referred by the Department of Manpower Services to the Industrial Court under that section before 4th May 1982.

(a) 1967 c. 37 (N.I.)