1979 No. 413

WAGES COUNCILS

Linen and Cotton Handkerchief and Household Goods and Linen Piece Goods Wages Regulation (Holidays) (Amendment) Order (Northern Ireland) 1979

Made . . . . . 20*th November* 1979

Coming into operation . . . 4*th December* 1979

The Department of Manpower Services, in exercise of the powers conferred on it by Section 10 of the Wages Councils Act (Northern Ireland) 1945(**a**), and now vested in it(**b**), hereby makes the following Order to give effect to wages regulation proposals received from the Linen and Cotton Handkerchief and Household Goods and Linen Piece Goods Wages Council (Northern Ireland).

Citation

1. This Order may be cited as the Linen and Cotton Handkerchief and Household Goods and Linen Piece Goods Wages Regulation (Holidays) (Amendment) Order (Northern Ireland) 1979.

Commencement

2. The wages regulation proposals set out in the Schedule shall come into operation on the specified date.

Interpretation

3. In this Order the expression "the specified date" means 4th December 1979, provided that where, as respects any worker who is paid wages at intervals not exceeding seven days, that date does not correspond with the beginning of the period for which the wages are paid, the expression "the specified date" means as respects that worker, the beginning of the next such period following that date.

Sealed with the Official Seal of the Department of Manpower Services on 20th November 1979.

(L.S.)

J. S. Crozier
Senior Assistant Secretary

(**a**) 1945 c. 21 (N.I.)
(**b**) 1946 c. 11 (N.I.); S.R. & O. (N.I.) 1964 No. 205 (p. 937) and S.R. & O. (N.I.) 1973 No. 504 Art. 6(1) and Sch. 3 (II, p. 2992)

[N.I.H.H.G. (216)]

SCHEDULE

Holidays and Holiday Remuneration

The Linen and Cotton Handkerchief and Household Goods and Linen Piece Goods Wages Regulation (Holidays) Order (Northern Ireland) 1970(c) (Order N.I.H.H.G. (192)) as amended by the Linen and Cotton Handkerchief and Household Goods and Linen Piece Goods Wages Regulation (Amendment) Order (Northern Ireland) 1976(d) (Order N.I.H.H.G. (208)) shall have effect as if in the Schedule thereto, for paragraphs 2(1) and (2), 3(1) and (2), 4(*b*)(ii) and 7 there were substituted the following paragraphs:—

1. Paragraph 2.

(1) An employer shall allow to every worker to whom this Schedule applies a holiday (hereinafter referred to as a "customary holiday") in each year on the days specified in the following sub-paragraph provided that the worker has been in his employment for a period of not less than four weeks immediately preceding the customary holiday and has worked for the employer for the whole or part of that period and (unless excused by the employer or absent by reason of the proved illness of, or accident to, the worker) has worked for the employer on the last working day on which work was available to him within the period of six week-days immediately preceding the customary holiday.

(2) The said customary holidays are:—
Christmas Day (or, if Christmas Day falls on a Sunday, such other week-day as may be appointed by national proclamation or, if none is so appointed, the next following Tuesday), Boxing Day, *New Year's Day*, Easter Monday, Easter Tuesday, *May Day*, and two other days (being days of the week on which the worker normally works) in the course of a calendar year to be allowed at a time agreed between the employer and his workers (or a majority thereof) or their representative and notified to the workers not less than two calendar months before the date proposed for the customary holiday. In default of such agreement the customary holiday shall be allowed at a time fixed by the Wages Council on application in writing thereto by any of the parties concerned such application to be made not less than one calendar month before the date proposed for the customary holiday.

Paragraph 3.

(1) Subject to the provisions of paragraph 4, in addition to the holidays specified in Part II, an employer shall, between 1st June *1979* and *31st May 1980*, and in each succeeding year between 1st June and *31st May* (hereinafter referred to as "the holiday season"), allow a holiday (hereinafter referred to as "an annual holiday") to every worker in his employment to whom this Schedule applies who was employed by him during the 12 months immediately preceding the commencement of the holiday season for any of the periods specified below, and the duration of the holiday shall be related to his period of employment during that 12 months as follows:—

(2) Notwithstanding the provisions of sub-paragraph (1) the number of days of annual holiday which an employer is required to allow to a worker shall not exceed in the aggregate in the period commencing 1st June *1979*

(c) S.R. & O. (N.I.) 1970 No. 107 (p. 522)
(d) S.R. 1976 No. 117 (I, p. 482)