Changes to legislation: *The Industrial Training (Northern Ireland) Order 1990 is up to date with all changes known to be in force on or before 03 August 2017. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

STATUTORY INSTRUMENTS

1990 No. 1200 (N.I. 8)

The Industrial Training (Northern Ireland) Order 1990

- - - - - - *7th June 1990*

Title and commencement

1.—(1) This Order may be cited as the Industrial Training(Northern Ireland) Order 1990.

(2) Except as provided by paragraph (3), this Order shall come into operation on such day as the Head of the Department may by order appoint[F1].

(3) The following provisions of this Order shall come into operation on the date prescribed by the Department by order under paragraph 1 of Schedule 1 as the date of dissolution, namely—

(a) Article 7(1);

(b) Article 7(3), so far as it relates to Part II of Schedule 2;

(c) Part II of Schedule 2.

Annotations:
F1 fully exercised by SRs 1990/244; 1991/17

Interpretation

2.—(1) The Interpretation Act (Northern Ireland) 1954[F2] shall apply to Article 1 and the following provisions of this Order as it applies to a Measure of the Northern Ireland Assembly.

(2) In this Order—

"the appointed day" means the day appointed by order under Article 1(2);

"the Department" means the Department of Economic Development;

"the 1984 Order" means the Industrial Training (Northern Ireland) Order 1984[F3].

Annotations:
F2 1954 c. 33 (N.I.)
F3 1984 NI 9

Winding up of Northern Ireland Training Authority

3.—(1) The following provisions of the 1984 Order (which confer functions on the Northern Ireland Training Authority) shall cease to have e#ect, namely—

(a) Article 4 (review by Authority of training needs of industry);

(b) Article 5 (encouragement by Authority of provision of training);

(c) Article 6 (duty of Authority to develop and promote certain training);

(d) Article 7 (provision by Authority of advice and courses, etc.);

(e) Article 8 (duty of Authority to provide services to industrial training boards);

(f) Article 9 (co#operation by Authority with public sector);

(g) Article 10 (power to give directions to Authority);

(h) Article 11 (financial provisions relating to Authority).

(2) On the appointed day all assets and liabilities to which the Northern Ireland Training Authority is entitled or subject immediately before that day shall be transferred to the Department; and, accordingly, as from that day, by virtue of this Order and without any further conveyance, transfer or assignment, those assets shall vest in, and those liabilities shall become liabilities of, the Department.

(3) On the appointed day there shall be transferred to the employment of the Department all persons who immediately before that day were employed by the Northern Ireland Training Authority.

Para. (4) rep. by 1996 NI 16

(5) A person transferred under paragraph (3) shall be exempt from the requirement in Article 4(1) of the Civil Service (Northern Ireland) Order 1986 (certificate of qualification to be issued before appointment to civil service).

(6) References in paragraphs (3) and (4) to employment by the Department are references to employment in the civil service of Northern Ireland under or for the purposes of the Department.

(7) Schedule 1 shall have e#ect in relation to the winding up of the Northern Ireland Training Authority.

Winding up of industrial training boards

4.—(1) In Article 19 of the 1984 Order after paragraph (7) there shall be inserted the following paragraph—

"(7A) Without prejudice to the generality of paragraph (7), a revocation order may—

(a) make provision for the transfer to the employment of the Department of persons who immediately before the date on which the industrial training board is wound up are employed by that board;

(b) contain provision in relation to persons so transferred corresponding to the provision made by paragraphs (4) and (5) of Article 3 of the Industrial Training (Northern Ireland) Order 1990 in relation to persons transferred under that Article;

and paragraph (6) of that Article shall apply for the purposes of this paragraph as it applies for the purposes of paragraphs (3) and (4) of that Article.".

(2) In Article 19 of the 1984 Order for paragraph (8) (which, among other things, requires the Department to consult certain bodies before making a revocation order) there shall be substituted the following paragraph—

"(8) A revocation order shall be subject to negative resolution.".

(3) In Article 2(2) of that Order at the end of the definition of "industrial training order" there shall be added the words " , except a revocation order within the meaning of Article 19 ".

Appointment by Department of advisory bodies

5. In section 1 of the Employment and Training Act (Northern Ireland) 1950[F4] for subsections (2) and (3) (appointment of advisory committees) there shall be substituted the following subsections—

"(2) For the purpose of advising and assisting it in the performance of its functions under this Act, the Department may appoint such advisory bodies as it thinks fit.

(3) The Department may by regulations make provision for—

(a) the constitution and functions of any such advisory body;

(b) the name by which any such advisory body is to be known." .

Annotations:
F4 1950 c. 29 (N.I.)

Provision by Enterprise Ulster of training for employment

6. In Article 4(1) of the Enterprise Ulster (Northern Ireland) Order 1973[F5] (functions of Enterprise Ulster) after the word "creating" there shall be inserted the words " , or providing training for, ".

Annotations:
F5 1973 NI 16

Amendments and repeals

7.—(1) In Article 28 of the 1984 Order in paragraphs (8) and (9)(*a*) and (*b*) for "(2) or (3)" there shall be substituted " or (2) ".

(2) In Schedule 2 to the 1984 Order in paragraph 13—

(a) for the words from the beginning to "exercise" there shall be substituted the words " The exercise by an industrial training board ";

(b) at the end there shall be added the words " shall be subject to the consent of the Department ".

Para. (3)—Repeals