1966. No. 32 [C]

INDUSTRIAL TRAINING

Catering Industry Training Board

ORDER, DATED 14TH FEBRUARY, 1966, MADE BY THE MINISTRY OF HEALTH AND SOCIAL SERVICES UNDER THE INDUSTRIAL TRAINING ACT (NORTHERN IRELAND) 1964.

The Ministry of Health and Social Services (hereinafter referred to as "the Ministry") after consultation with organisations and associations of organisations appearing to it to be representative respectively of substantial numbers of employers engaging in the activities hereinafter mentioned and of substantial numbers of persons employed in those activities and with the bodies established for the purpose of carrying on under public ownership industries in which the said activities are carried on to a substantial extent and in exercise of the powers conferred by section 1 of, and paragraphs 1 and 7 of Schedule 1 to, the Industrial Training Act (Northern Ireland) 1964(a) (hereinafter referred to as "the Act") and of all other powers enabling it in that behalf, hereby makes the following Order:

Citation

1. This Order may be cited as the Industrial Training (Catering Board) Order (Northern Ireland) 1966.

Establishment of Industrial Training Board

2. An industrial training board to be known as the Catering Industry Training Board (hereinafter referred to as "the Board") is hereby established to exercise in relation to the activities specified in Schedule 1 as the activities of the catering industry the functions conferred on industrial training boards by the Act.

Membership and proceedings of the Board

3. The provisions of Schedule 2 shall have effect in relation to the Board.

Sealed with the Official Seal of the Ministry of Health and Social Services for Northern Ireland this 14th day of February, nineteen hundred and sixty-six.

(L.S.) *W. G. H. Quigley,*
Assistant Secretary.

(a) 1964. c. 18 (N.I.).

SCHEDULE 1

The Catering Industry

1. Subject to the provisions of this Schedule, the activities of the catering industry are the following activities in so far as they are carried out in Northern Ireland:—

(*a*) the activities of any undertaking or part of an undertaking which consists wholly or mainly in the supply of food or drink for immediate consumption, or the provision of living accommodation for guests or lodgers or for persons employed in the undertaking;

(*b*) when carried out in conjunction with any of the foregoing activities, any related activities, being—

(i) incidental or ancillary to principal activities of the catering industry;

(ii) undertaken in the administrative control or direction of one or more establishments engaged wholly or mainly in principal activities of that industry, or in related activities incidental or ancillary thereto;

and carried out, in either case, by the employer engaged in those principal activities or, where that employer is a company, by the company or by an associated company of the company;

(*c*) any other activity of industry or commerce carried out at or from an establishment engaged mainly in one or more of the foregoing activities.

2. Notwithstanding anything contained in this Schedule there shall not be included in the activities of the catering industry:—

(*a*) the activities in paragraph 1 when carried out by a Hospital Management Committee, a Hospital Board of Management or other similar establishment;

(*b*) the activities of any company, association or body that is required by its constitution to apply its profits, if any, or other income in promoting its objects and is prohibited thereby from paying any dividend to its members, and that has for its sole or principal object or among its principal objects the provision of facilities for any of the purposes mentioned in section 15(1) of the Disabled Persons (Employment) Act (Northern Ireland) 1945(**a**) (which relates to the provision for registered persons who are seriously disabled of employment or work on their own account under special conditions and of training for such employment or work); or

(*c*) the activities of any local authority in the provision of sheltered employment carried on in accordance with arrangements under section 3 of the Disabled Persons (Employment) Act (Northern Ireland) 1960(**b**), or under section 14 of the Welfare Services Act (Northern Ireland) 1949(**c**), or under section 2 of the Mental Health Act (Northern Ireland) 1961(**d**).

3.—(1) In this Schedule:—

(*a*) "company", "holding company" and "subsidiary" have the same meanings as in section 148 of the Companies Act (Northern Ireland) 1960(**e**);

(*b*) "related activities" means any of the following activities, that is to say—

(i) research, development, design or drawing;

(ii) buying, selling, letting out on hire, testing, advertising, packing, distribution, delivery, transport or any similar operations;

(iii) operations of a kind performed at office premises or laboratories, at stores, warehouses or similar places or at garages;

(iv) training of employees or apprentices.

(2) For the purposes of the Schedule an activity shall not be deemed to be carried out in conjunction with any other activity unless such activities are carried

(**a**) 1945. c. 6. (**b**) 1960. c. 4. (**c**) 1949. c. 1. (**d**) 1961. c. 15
(**e**) 1960. c. 22.