
STATUTORY RULES OF NORTHERN IRELAND

1998 No. 424

FAIR EMPLOYMENT

**Fair Employment (Specification of Public Authorities)
(Amendment) Order (Northern Ireland) 1998**

Made - - - - 3rd December 1998

Coming into operation 1st January 1999

Whereas, in accordance with section 25(3) of the Fair Employment (Northern Ireland) Act 1989⁽¹⁾ (“the Act of 1989”), each person who, by virtue of the following Order, becomes a public authority for any of the purposes of sections 27 to 42 of that Act is:

- (1) a Minister of the Crown or the head of a Northern Ireland Department;
- (2) a body created by a statutory provision, within the meaning of the Interpretation Act (Northern Ireland) 1954⁽²⁾, or the holder of any office so created; or
- (3) a person appearing to the Department of Economic Development (“the Department”)⁽³⁾ to exercise functions of a public nature;

And whereas, in accordance with section 26(4) of the Act of 1989, it appears to the Department that some or all of the people who are employed by each person, who by virtue of the following order becomes an employer for the purposes of sections 27 to 37 of that Act, who are in the service of the Crown for the purposes of the functions of those persons or who are treated by virtue of the following Order as so employed or as in such service, are employed or serve in Northern Ireland;

Now, therefore, the Department in exercise of the powers conferred on it by section 25(1) and (2) of the Act of 1989 and of every other power enabling it in that behalf, hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Fair Employment (Specification of Public Authorities) (Amendment) Order (Northern Ireland) 1998 and shall come into operation on 1st January 1999.

(1) 1989 c. 32

(2) 1954 c. 33 (N.I.)

(3) See section 47(5) of the Act of 1989 as read with section 57(1) of the Fair Employment (Northern Ireland) Act 1976 (c. 25); the Department of Manpower Services was renamed the Department of Economic Development by S.I. 1982/846 (N.I. 11) Article 3

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Interpretation

2. The Interpretation Act (Northern Ireland) 1954 shall apply to this Order as it applies to a Measure of the Northern Ireland Assembly.

Amendment of the Fair Employment (Specification of Public Authorities) Order (Northern Ireland) 1989

3. For the Schedule to the Fair Employment (Specification of Public Authorities) Order (Northern Ireland) 1989(4) there shall be substituted the Schedule to this Order.

Sealed with the Official Seal of the Department of Economic Development on

L.S.

3rd December 1998.

G. I. O'Doherty
Assistant Secretary

(4) S.R. 1989 No. 475 as amended by S.R. 1990 No. 453; S.R. 1993 No. 4; S.R. 1993 No. 459; S.R. 1995 No. 10; S.R. 1995 No. 430; S.R. 1996 No. 504 and S.R. 1997 No. 504

SCHEDULE

Article 3

“SCHEDULE

Part I

Public Authorities for the purposes of sections 27 to 42 of the Act of 1989

Agricultural Research Institute of Northern Ireland

Altnagelvin Hospitals Health and Social Service Trust

Armagh and Dungannon Health and Social Services Trust

Arts Council of Northern Ireland

Assembly Ombudsman for Northern Ireland

Belfast City Hospital Health and Social Services Trust

Belfast Education and Library Board

Belfast Harbour Commissioners

British Broadcasting Corporation

Causeway Health and Social Services Trust

Chief Constable of the Royal Ulster Constabulary

Chief Electoral Officer for Northern Ireland

Citybus Limited

Coleraine Harbour Commissioners

Commission for Racial Equality for Northern Ireland

Comptroller and Auditor General for Northern Ireland

Construction Industry Training Board

Council for Catholic Maintained Schools

Craigavon Area Hospital Group Health and Social Services Trust

Craigavon and Banbridge Community Health and Social Services Trust

Any District Council

Down Lisburn Health and Social Services Trust

Eastern Health and Social Services Board

Enterprise Ulster

Equal Opportunities Commission for Northern Ireland

Fair Employment Commission for Northern Ireland

Fire Authority for Northern Ireland

Fisheries Conservancy Board for Northern Ireland

Flexibus Limited

Foyle Fisheries Commission

Foyle Health and Social Services Trust

General Consumer Council for Northern Ireland

The governing body of the Armagh College of Further Education

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The governing body of the Belfast Institute of Further and Higher Education
The governing body of the Castlereagh College of Further and Higher Education
The governing body of the Causeway Institute of Further and Higher Education
The governing body of the East Antrim Institute of Further and Higher Education
The governing body of the East Down Institute of Further and Higher Education
The governing body of the East Tyrone College of Further Education
The governing body of the Fermanagh College of Further Education
The governing body of the Limavady College of Further Education
The governing body of the Lisburn Institute of Further and Higher Education
The governing body of the Newry and Kilkeel Institute of Further and Higher Education
The governing body of the North Down and Ards Institute of Further and Higher Education
The governing body of the North East Institute of Further and Higher Education
The governing body of the North West Institute of Further and Higher Education
The governing body of Northern Ireland Hotel and Catering College
The governing body of the Omagh College of Further Education
The governing body of the Upper Bann Institute of Further and Higher Education
Green Park Health and Social Services Trust
Homefirst Community Health and Social Services Trust
Independent Commission for Police Complaints for Northern Ireland
Labour Relations Agency
Laganside Corporation
Livestock and Meat Commission for Northern Ireland
Local Enterprise Development Unit
Local Government Staff Commission for Northern Ireland
Londonderry Port and Harbour Commissioners
Mater Infirmorum Hospital Health and Social Services Trust
Mental Health Commission for Northern Ireland
National Board for Nursing, Midwifery and Health Visiting for Northern Ireland
Newry and Mourne Health and Social Services Trust
North Eastern Education and Library Board
North and West Belfast Health and Social Services Trust
Northern Health and Social Services Board
Northern Ireland Ambulance Service Health and Social Services Trust
Northern Ireland Blood Transfusion Service Agency
Northern Ireland Central Services Agency for the Health and Social Services
Northern Ireland Commissioner for Complaints
Northern Ireland Community Relations Council
Northern Ireland Council for the Curriculum, Examinations and Assessment
Northern Ireland Council for Postgraduate Medical and Dental Education
Northern Ireland Economic Development Office

Northern Ireland Fishery Harbour Authority
Northern Ireland Guardian Ad Litem Agency
Northern Ireland Health Promotion Agency
Northern Ireland Housing Executive
Northern Ireland Local Government Officers' Superannuation Committee
Northern Ireland Railways Company Limited
Northern Ireland Regional Medical Physics Agency
Northern Ireland Tourist Board
Northern Ireland Transport Holding Company
Police Authority for Northern Ireland
Post Office
Probation Board for Northern Ireland
Royal Group of Hospitals and Dental Hospital Health and Social Services Trust
South and East Belfast Health and Social Services Trust
South Eastern Education and Library Board
Southern Education and Library Board
Southern Health and Social Services Board
Sperrin Lakeland Health and Social Services Trust
Sports Council for Northern Ireland
Staff Commission for Education and Library Boards
The Board of Governors of Stranmillis College of Education, Belfast
The Juvenile Justice Board
Board of Trustees of the National Museums and Galleries of Northern Ireland
Ulster Community and Hospitals Health and Social Services Trust
Ulster Sheltered Employment Limited
Ulsterbus Limited
United Hospitals Health and Social Services Trust
Warrenpoint Harbour Authority
Western Education and Library Board
Western Health and Social Services Board
Youth Council for Northern Ireland

Part II

Public Authorities for the purposes of sections 38 to 42 of the Act of 1989
Minister of Agriculture, Fisheries and Food
Commissioners of Customs and Excise
Secretary of State for Defence
Secretary of State for the Environment, Transport and the Regions
Secretary of State for the Home Department

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- Board of Inland Revenue
- The Lord Chancellor
- The Controller of Her Majesty’s Stationery Office
- The Director-General for Electricity Supply for Northern Ireland
- The Director-General of Gas for Northern Ireland
- The Director of Savings (Department for National Savings)
- Health and Safety Agency for Northern Ireland
- Secretary of State for Northern Ireland
- Secretary of State for Social Security
- Secretary of State for Trade and Industry
- Any Northern Ireland Department
- The Head of any Northern Ireland Department
- The governing body of an Institution of Further Education within the meaning of the Further Deduction (Northern Ireland) Order 1997
- Any Health and Social Services trust established under Article 10(1) of the Health and Personal Social Services (Northern Ireland) Order 1991.”

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order further amends the Fair Employment (Specification of Public Authorities) Order (Northern Ireland) 1989 (“the 1989 Order”) which specifies a number of persons or bodies as public authorities for certain purposes under Part II of the Fair Employment (Northern Ireland) Act 1989 (“the Act of 1989”) and provides for the persons who are to be treated for such purposes as the employees of some of those authorities.

The Schedule to the 1989 Order lists in Part I the bodies who are public authorities for the purposes of section 27 to 42 of the Act of 1989 and in Part II the bodies who are public authorities for the purposes of sections 38–42 of the Act of 1989.

Article 3 of this Order substitutes a new Schedule to the 1989 Order.

The following bodies are added to the Schedule:

Part I	—	Board of Trustees of the National Museum and Galleries of Northern Ireland.
	—	The Juvenile Justice Board.
	—	Ulster Community and Hospitals Health and Social Services Trust.

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— The governing bodies of the 17 Institutions of Further Education within the meaning of the Further Education (Northern Ireland) Order 1997.

The following bodies are deleted from the Schedule:

Part I	—	North Down and Ards Community Health and Social Services Trust.
	—	Rathgael and Whiteabbey Schools Management Board.
	—	Trustees of the Ulster Folk and Transport Museum.
	—	Trustees of the Ulster Museum.
	—	Ulster, North Down and Ards Hospitals Health and Social Services Trust.
