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STATUTORY INSTRUMENTS

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**1991 No. 818**

**TERMS AND CONDITIONS OF EMPLOYMENT**

**The Redundancy Payments (Local Government)  
(Modification)(Amendment) Order 1991**

*Made* - - - - *13th March 1991*  
*Coming into force* - - *1st April 1991*

Whereas a draft of the following Order was laid before Parliament in accordance with section 149(4) of the Employment Protection(Consolidation) Act 1978(1) (“the 1978 Act”) and approved by resolution of each House of Parliament:

Now, therefore, the Secretary of State in exercise of the powers conferred on him by section 149(1) (b) and section 154(3) and (4) of the 1978 Act and of all other powers enabling him in that behalf hereby makes the following Order:

**Citation, commencement and interpretation**

1.—(1) This Order may be cited as the Redundancy Payments (Local Government) (Modification) (Amendment) Order 1991 and shall come into force on 1st April 1991.

(2) In this Order the “principal Order” means the Redundancy Payments (Local Government) (Modification) Order 1983(2).

**Amendments to the principal Order**

2. The principal Order shall be amended as follows:—

- (a) In article 1(2)(a) after the fifth reference to “the 1978 Act” add—“or, in relation to any person to whom this Order applies by reason of an amendment contained in the Redundancy Payments (Local Government) (Modification) (Amendment) Order 1991, any event occurring on or after the coming into force of that Order on the happening of which an employee may become entitled to a redundancy payment in accordance with the provisions of the 1978 Act”.
- (b) In article 4(3) after “paragraph (4)(5)(6)” delete “and (7)” and substitute “(7) and (8)”.
- (c) After article 4(7) add—

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(1) 1978 c. 44.

(2) S.I. 1983/1160, amended by S.I. 1985/1872, 1988/907, 1989/532, 1990/826.

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*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

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“(8) Where a period of employment of a person to whom this Order applies by reason of an amendment contained in the Redundancy Payments (Local Government) (Modification) (Amendment) Order 1991 falls to be computed in accordance with the provisions of the 1978 Act as modified by this Order, the provisions of this Order shall have effect in relation to any period whether falling wholly or partly before or after the coming into force of that Order”.

(d) In Schedule 1 delete —“11. The Local Government Training Board.”

(e) In Schedule 1 after entry 85 add—

“**86.** The General Teaching Council for Scotland, established under the Teaching Council (Scotland) Act 1965**(3)**.

**87.** Scottish Enterprise, established under the Enterprise and New Towns (Scotland) Act 1990**(4)**.

**88.** The Local Government Management Board.”

(f) In the Appendix to Schedule 2 after entry 29 add—

“**30.** The Local Government Training Board.”

Signed by order of the Secretary of State.

13th March 1991

*Eric Forth*  
Parliamentary Under Secretary of State,  
Department of Employment

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**(3)** 1965 c. 19.  
**(4)** 1990 c. 35.

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order, which comes into force on 1st April 1991, amends the Redundancy Payments (Local Government) (Modification) Order 1983 as amended by the Redundancy Payments (Local Government) (Modification)(Amendment) Order 1985, the Redundancy Payments (Local Government)(Modification) (Amendment) Order 1988, the Redundancy Payments (Local Government) (Modification) (Amendment) Order 1989 and the Redundancy Payments (Local Government) (Modification) (Amendment) Order 1990. Those Orders modified certain redundancy payments provisions of the Employment Protection (Consolidation) Act 1978 in their application to persons employed in relevant local government service so that their employment in the service is to be treated as if it were continuous for the purposes of those provisions. This Order adds to the list of employers to whose employees the 1983 Order as amended applies and transfers the Local Government Training Board from Schedule 1 to the Appendix to Schedule 2.