
STATUTORY INSTRUMENTS

1996 No. 1919

The Employment Rights (Northern Ireland) Order 1996

PART XIV

INSOLVENCY OF EMPLOYERS

Role of relevant officer

232.—(1) Where a relevant officer has been, or is required to be, appointed in connection with an employer's insolvency, the Department shall not make a payment under Article 227 in respect of a debt until it has received a statement from the relevant officer of the amount of that debt which appears to have been owed to the employee on the appropriate date and to remain unpaid.

(2) If the Department is satisfied that it does not require a statement under paragraph (1) in order to determine the amount of a debt which was owed to the employee on the appropriate date and remains unpaid, it may make a payment under Article 227 in respect of the debt without having received such a statement.

(3) A relevant officer shall, on request by the Department, provide it with a statement for the purposes of paragraph (1) as soon as is reasonably practicable.

(4) The following are relevant officers for the purposes of this Article—

- (a) a trustee in bankruptcy,
- (b) a liquidator,
- (c) an administrator,
- (d) a receiver or manager,
- (e) a trustee under a composition or arrangement between employer and his creditors, and
- (f) a trustee under a trust deed for his creditors executed by employer.

(5) In paragraph (4)(e) "trustee" includes the supervisor of a voluntary arrangement proposed for the purposes of, and approved under, Part II or VIII of the Insolvency (Northern Ireland) Order 1989.