

SCHEDULES

SCHEDULE 1

CONSEQUENTIAL AMENDMENTS

The Trade Union and Labour Relations (Northern Ireland) Order 1995 (NI 12)

In Article 2(2) for the definitions of “the No. 1 Order” and “the No. 2 Order” substitute—

““the Employment Rights Order” means the Employment Rights (Northern Ireland) Order 1996;”.

In Article 34(6) for “Article 35(4) of the No. 1 Order” substitute “Article 23(1)(a) of the Employment Rights Order” and for “Article 37” substitute “Article 158(1)”.

In Article 35(11) for “Part II of the Wages Order” substitute “the Employment Rights Order”.

In Article 36(4) for sub-paragraphs (a) and (b) substitute—

“(a) a contravention of the requirement not to make a deduction without having given the particulars required by Article 40 (itemised pay statements) or 41(1) (standing statements of fixed deductions of the Employment Rights Order;

(b) a contravention of Article 45 of that Order; and”.

In Article 40(6) for “Article 35(4) of the No. 1 Order” substitute “Article 23(1)(a) of the Employment Rights Order” and for “Article 37” substitute “Article 158(1)”.

In Article 62(2) for “Article 3 of the Wages Order” substitute “Article 45 of the Employment Rights Order”.

In Article 62(3) for “Article 7 of the Wages Order” substitute “Article 55 of the Employment Rights Order”.

In Article 62(4) for “Article 7(2) of the Wages Order” substitute “Article 55(2) of the Employment Rights Order”.

In Article 141(1) after “this Order” insert “and the 1992 Order”.

In Article 141(2) at the end add “or in relation to Articles 42 and 43 of the 1992 Order”.

In Article 141(4) after sub-paragraph (b) insert—

“(bb) the reference in Article 40(1)(e) of the 1992 Order to the employer’s undertaking shall be construed as a reference to the national interest;”.