

## SCHEDULES

### SCHEDULE 1

#### TRANSFER OF MANAGEMENT OF THE COLLEGE

##### *Interpretation*

1.—(1) In this Schedule “relevant department” means—

- (a) the Department;
- (b) the Department of Education;
- (c) the Department of Finance and Personnel.

(2) Subject to sub-paragraphs (3) and (4), in this Schedule “relevant employee” means a person who, immediately before the transfer date, is employed by a relevant department as a member of staff at the college.

(3) A person is not a relevant employee if his contract of employment with a relevant department terminates on the day immediately before the transfer date.

(4) A person shall be treated as a relevant employee if—

- (a) he has, prior to the transfer date, entered into a contract of employment with a relevant department which is to come into effect on or after that date; and
- (b) he would, if the contract had come into effect before that date, have been a relevant employee.

(5) For the purposes of this Schedule anything done before the transfer date by persons appointed by a relevant department in relation to the management of the college shall have effect as if done by that department.

**Changes to legislation:**

The Colleges of Education (Northern Ireland) Order 2005, Interpretation is up to date with all changes known to be in force on or before 22 August 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Commencement Orders yet to be applied to the The Colleges of Education (Northern Ireland) Order 2005**

Commencement Orders bringing legislation that affects this Order into force:

- [S.R. 2015/35 art. 2 commences \(2014 c. 12 \(N.I.\)\)](#)