

1993 No. 459

FAIR EMPLOYMENT

**Fair Employment (Specification of Public Authorities)
(Amendment No. 2) Order (Northern Ireland) 1993**

Made 24th November 1993

Coming into operation 1st January 1994

Whereas, in accordance with section 25(3) of the Fair Employment (Northern Ireland) Act 1989(a) (“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(b), or the holder of any office so created; or
- (3) a person appearing to the Department of Economic Development (“the Department”)(c) 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 No. 2) Order (Northern Ireland) 1993 and shall come into operation on 1st January 1994.

(a) 1989 c. 32

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

(c) 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

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. In Part I of the Schedule to the Fair Employment (Specification of Public Authorities) Order (Northern Ireland) 1989(a)—

- (a) after the reference to the Arts Council for Northern Ireland there shall be inserted a reference to the Belfast City Hospital Health and Social Services Trust(b);
- (b) after the reference to the Council for Catholic Maintained Schools there shall be inserted a reference to the Craigavon Area Hospital Group Health and Social Services Trust(c);
- (c) after the reference to Any District Council there shall be inserted a reference to the Eastern Ambulance Service Health and Social Services Trust(d);
- (d) after the reference to the General Consumer Council for Northern Ireland there shall be inserted a reference to the Green Park Health and Social Services Trust(e);
- (e) after the reference to the Rathgael and Whiteabbey Schools Management Board there shall be inserted a reference to the Royal Group of Hospitals and Dental Hospital Health and Social Services Trust(f);
- (f) after the reference to the Trustees of the Ulster Museum there shall be inserted a reference to the Ulster, North Down and Ards Hospitals Health and Social Services Trust(g); and
- (g) the reference to Northern Ireland Electricity shall be deleted.

Sealed with the Official Seal of the Department of Economic Development on 24th November 1993.

(L.S.)

W. D. A. Haire

Assistant Secretary

(a) S.R. 1989 No. 475: the relevant amending Order is S.R. 1990 No. 453
 (b) Established by S.R. 1992 No. 490
 (c) Established by S.R. 1992 No. 491
 (d) Established by S.R. 1992 No. 493
 (e) Established by S.R. 1992 No. 492
 (f) Established by S.R. 1992 No. 98
 (g) Established by S.R. 1992 No. 494

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 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.

By virtue of Article 3(a) to (f) those hospital trusts whose operational date, that is to say the date on which the trust began to undertake the whole of the functions conferred on it, was 1st April 1993 are added to the list of bodies who are public authorities for the purposes of sections 27 to 42 of the Act of 1989.

Article 3(g) deletes from that list Northern Ireland Electricity which on 15th November 1993 was formally dissolved by the Northern Ireland Electricity (Dissolution) Order (Northern Ireland) 1993 (S.R. 1993 No. 406).