

1995 No. 10

FAIR EMPLOYMENT

**Fair Employment (Specification of Public Authorities)
(Amendment) Order (Northern Ireland) 1995**

Made 13th January 1995

Coming into operation 1st February 1995

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) Order (Northern Ireland) 1995 and shall come into operation on 1st February 1995.

Interpretation

2. The Interpretation Act (Northern Ireland) 1954 shall apply to this Order as it applies to a Measure of the Northern Ireland Assembly.

(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

Amendment of the Fair Employment (Specification of Public Authorities) Order (Northern Ireland) 1989

3. For Part I of the Schedule to the Fair Employment (Specification of Public Authorities) Order (Northern Ireland) 1989(a), there shall be substituted the Part set out in the Schedule to this Order.

Sealed with the Official Seal of the Department of Economic Development on 13th January 1995.

(L.S.)

W. D. A. Haire

Assistant Secretary

(a) S.R. 1989 No. 475 as amended by S.R. 1990 No. 453, S.R. 1993 No. 4 and S.R. 1993 No. 459

SCHEDULE

PART I

Public Authorities for the purposes of sections 27 to 42 of the Act of 1989.
Any Agency established under Article 4(1) of the Health and Personal Services (Special Agencies) (Northern Ireland) Order 1990 before the coming into operation of this Order
Agricultural Research Institute of Northern Ireland
Arts Council of Northern Ireland
Belfast Harbour Commissioners
British Broadcasting Corporation
Chief Constable of the Royal Ulster Constabulary
Chief Electoral Officer for Northern Ireland
Citybus Limited
Coleraine Harbour Commissioners
Comptroller and Auditor General for Northern Ireland
Council for Catholic Maintained Schools
Any District Council
Any Education and Library Board established under Article 3 of the Education and Libraries (Northern Ireland) Order 1986
Enterprise Ulster
Equal Opportunities Commission for Northern Ireland
Fair Employment Commission for Northern Ireland
Fire Authority for Northern Ireland
Fisheries Conservancy Board for Northern Ireland
Flexibus Limited
Foyle Fisheries Commission
General Consumer Council for Northern Ireland
Any Health and Social Services Board established under Article 16(1) of the Health and Personal Social Services (Northern Ireland) Order 1972
Any Health and Social Services Trust established under Article 10(1) of the Health and Personal Services (Northern Ireland) Order 1991 before the coming into operation of this Order
Independent Commission for Police Complaints for Northern Ireland
Any Industrial Training Board established under Article 14(1) of the Industrial Training (Northern Ireland) Order 1984
Labour Relations Agency
Laganside Corporation
Livestock and Meat Commission
Local Enterprise Development Unit
Local Government Staff Commission for Northern Ireland
Londonderry Port and Harbour Commissioners
Mental Health Commission for Northern Ireland
Milk Marketing Board for Northern Ireland
National Board for Nursing, Midwifery and Health Visiting for Northern Ireland
Northern Ireland Central Services Agency for the Health and Social Services
Northern Ireland Commissioner for Complaints
Northern Ireland Community Relations Council
Northern Ireland Council for the Curriculum, Examinations and Assessment
Northern Ireland Council for Postgraduate Medical and Dental Education
Northern Ireland Economic Development Office
Northern Ireland Fishery Harbour Authority
Northern Ireland Housing Executive

Northern Ireland Local Government Officers' Superannuation Committee
Northern Ireland Parliamentary Commissioner for Administration
Northern Ireland Railways Company Limited
Northern Ireland Tourist Board
Northern Ireland Transport Holding Company
Pigs Marketing Board (Northern Ireland)
Police Authority for Northern Ireland
Post Office
Probation Board for Northern Ireland
Rathgael and Whiteabbey Schools Management Board
Sports Council for Northern Ireland
Staff Commission for Education and Library Boards
The Board of Governors of Stranmillis College of Education, Belfast
Trustees of the Ulster Folk and Transport Museum
Trustees of the Ulster Museum
Ulster Sheltered Employment Limited
Ulsterbus Limited
Warrenpoint Harbour Authority
Youth Council for Northern Ireland

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.

Part I of the Schedule to the 1989 Order lists the bodies who are public authorities for the purposes of sections 27 to 42 of the Act of 1989. Article 3 of this Order substitutes a new list of such bodies. The principal changes of substance are—

- (a) the references to the Northern Ireland Curriculum Council and the Northern Ireland Schools Examination Assessment Council are replaced by a reference to the Northern Ireland Council for the Curriculum, Examinations and Assessment;
- (b) the Northern Ireland Community Relations Council, Northern Ireland Council for Postgraduate Medical and Dental Education and any Agency established under Article 4(1) of the Health and Personal Services (Special Agencies) (Northern Ireland) Order 1990, are added to the list;
- (c) the Northern Ireland Health and Social Services Training Council and the Northern Ireland Training Authority have been deleted from the list.