

SCHEDULE 2

Article 3

Part I

Modifications to certain redundancy payments provisions of the 1996 Order

1. Article 181 of the 1996 Order shall have effect as if immediately after paragraph (1) there were inserted—

“(1A) The reference in paragraph (1) to re-engagement by the employer includes a reference to re-engagement by an employer referred to in Part II of Schedule 2 to the Redundancy Payments (Continuity of Employment in Local Government, etc.) (Modification) Order (Northern Ireland) 1999 and the reference in paragraph (1) to an offer made by the employer includes a reference to an offer made by any such employer.”.

2. Article 190 of the 1996 Order shall have effect as if—

- (a) for the words “continuously employed” there were substituted the words “employed in relevant service”;
- (b) the provision of that Article modified as provided in sub-paragraph (a) were paragraph (1) of that Article; and
- (c) after that paragraph there shall be inserted the following paragraphs—

“(2) In paragraph (1) “relevant service” means—

- (a) continuous employment by an employer referred to in Part II of Schedule 2 to the Redundancy Payments (Continuity of Employment in Local Government, etc.) (Modification) Order (Northern Ireland) 1999 (“the 1999 Order”); or
- (b) where immediately before the relevant event a person has been successively employed by two or more employers referred to in Part II of that Schedule, such aggregate period of service with such employers as would be continuous employment if they were a single employer.

(3) In paragraph (2)(b) “relevant event” has the same meaning as in the 1999 Order.”.

3. Article 197 of the 1996 Order shall have effect as if—

- (a) for the words “continuously employed” in paragraph (1)(a) there were substituted the words “employed in relevant service”; and
- (b) after paragraph (1) there were inserted the following paragraphs—

“(1A) In paragraph (1)(a) “relevant service” means—

- (a) continuous employment by an employer referred to in Part II of Schedule 2 to the Redundancy Payments (Continuity of Employment in Local Government, etc.) (Modification) Order (Northern Ireland) 1999 (“the 1999 Order”); or
- (b) where immediately before the relevant event a person has been successively employed by two or more employers referred to in Part II of that Schedule, such aggregate period of service with such employers as would be continuous employment if they were a single employer.

(1B) In paragraph (1A)(b) “relevant event” has the same meaning as in the 1999 Order.”.

Part II

Employers with whom employment may constitute relevant service

1. Any employer described in Schedule 1 whether or not in existence at the time of the relevant event.

Local Government

2. The council of any county, county borough or other borough, or rural district, or the commissioners of any town not being an urban district or the Belfast City and District Water Commissioners, a local authority in their capacity as a public authority for the purposes of any statutory provision, a committee of a local authority, or a joint board or joint committee of more than one authority.

Planning and development

3. The Northern Ireland Housing Trust.

Education

4. A former local education authority as was defined by the Education and Libraries (Northern Ireland) Order 1972(1).

5. The Northern Ireland Schools Examination and Assessment Council.

6. The Northern Ireland Schools Examination Council.

7. The Northern Ireland Curriculum Council.

8. The Trustees of the Northern Ireland Council for Educational Research.

Public transport

9. The Ulster Transport Authority.

Police, fire and criminal justice

10. The Police Complaints Board for Northern Ireland.

11. The Management of a Training School which was either approved under section 137 of, or set up under section 138 of, the Children and Young Persons Act (Northern Ireland) 1968(2).

12. The Rathgael and Whiteabbey Schools Management Board.

13. The Lisnevin Board of Management.

Agriculture, fisheries and food

14. The Milk Marketing Board for Northern Ireland.

15. The Seed Potato Marketing Board for Northern Ireland.

Museums, etc

16. The Trustees of the Ulster Museum.

(1) S.I. 1972/1263 (N.I. 12)

(2) 1968 c. 34 (N.I.)

17. The Trustees of the Ulster Folk and Transport Museum.
18. The Trustees of the Ulster American Folk Park.

Miscellaneous bodies

19. The Central Council for Physical Recreation, Northern Ireland Region.
20. The Arts Council of Northern Ireland 1994.
21. The Equal Opportunities Commission for Northern Ireland.
22. The Fair Employment Commission for Northern Ireland.
23. The Commission for Racial Equality for Northern Ireland.