

SCHEDULE

CIRCUMSTANCES IN WHICH A LICENCE IS NOT REQUIRED

PART 2

Agricultural workers

4.—(1) The supply of a worker for agricultural work by a farmer (A) to another farmer (B) where—

- (a) the supply is to do work on a farm which is the subject of a share-farming agreement between A and B; or
- (b) the total hours the worker works for B are not more than thirty per cent of the total hours the worker worked for A in the twelve months immediately preceding the commencement of the period of work undertaken for B; or
- (c) the worker has been supplied to A by a person (C) who acts as a gangmaster in making that supply, and the supply by A—
 - (i) is made with C's agreement to the nature of the work to be undertaken for B; and
 - (ii) is a one-off arrangement of less than two weeks.

(2) In this paragraph—

“share-farming agreement” means an agreement entered into between two or more persons to share the net receipts of—

- (a) their separate business assets, or
- (b) services for carrying out specified farming operations,

as divided between them and paid to the businesses in agreed proportions.