

Status: Point in time view as at 01/02/1991. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the Employment Protection (Consolidation) Act 1978, Paragraph 6. (See end of Document for details)

SCHEDULES

SCHEDULE 13

COMPUTATION OF PERIOD OF EMPLOYMENT

Modifications etc. (not altering text)

- C1** Sch. 13 extended by Employment Protection Act 1975 (c.71, SIF 43:1), s. 119(7) (as amended by Employment Act 1982 (c. 46, SIF 43:5), s. 20, **Sch. 2 para. 6(1)**); modified by Crown Agents Act 1979 (c. 43, SIF 57), s. 1, **Sch. 1 para. 13(3)**, New Towns Act 1981 (c. 64, SIF 123:3), s. 54(5), Wildlife and Countryside Act 1981 (c. 69, SIF 4:5), **Sch. 13 para. 8(4)** and Civil Aviation Act 1982 (c. 16, SIF 9), s. 22, **Sch. 3 para. 6(1)**
- C1** Sch. 13 modified (E.W.) by Prosecution of Offences Act 1985 (c. 23, SIF 39:1), s. 11(5), Local Government Act 1985 (c. 51, SIF 81:1), s. 54(2), Housing (Consequential Provisions) Act 1985 (c. 71, SIF 61), s. 5(2), **Sch. 4 para. 7(2)(b)** and National Health Service and Community Care Act 1990 (c. 19, SIF 113:2), s. 7(2)(d)
- C1** Sch. 13 modified by Pilotage Act 1987 (c. 21, SIF 111), s. 25(6)(a), Education Reform Act 1988 (c. 40, SIF 41:1), ss. 174(2), 231(7), 235(6), Electricity Act 1989 (c. 29, SIF 44:1), ss. 56(3), 104, 105, 112(3), Sch. 14 para. 4(1), Sch. 15 para. 4(1), **Sch. 17 para. 35(1)** and National Health Service (Scotland) Act 1978 (c. 29, SIF 113:2), s. 12C (as added by National Health Service and Community Care Act 1990 (c. 19, SIF 113:2), s. 31)
- C1** Sch. 13 modified (S.) by Housing (Scotland) Act 1987 (c. 26, SIF 61), s. 339(1), **Sch. 22 Pt. II para. 10(2)(b)**

Employment governed by contract

- 6 (1) An employee whose relations with his employer are governed, or have been from time to time governed, by a contract of employment which normally involves employment for eight hours or more, but less than sixteen hours, weekly shall nevertheless, if he satisfies the condition referred to in sub-paragraph (2), be treated for the purposes of this Schedule (apart from this paragraph) as if his contract normally involved employment for sixteen hours or more weekly, and had at all times at which there was a contract during the period of employment of five years or more referred to in sub-paragraph (2) normally involved employment for sixteen hours or more weekly.
- (2) Sub-paragraph (1) shall apply if the employee, on the date by reference to which the length of any period of employment falls to be ascertained in accordance with the provisions of this Schedule, has been continuously employed within the meaning of sub-paragraph (3) for a period of five years or more.
- (3) In computing for the purposes of sub-paragraph (2) an employee's period of employment, the provisions of this Schedule (apart from this paragraph) shall apply but as if, in paragraphs 3 and 4, for the words "sixteen hours" wherever they occur, there were substituted the words "eight hours".

Status:

Point in time view as at 01/02/1991. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Employment Protection (Consolidation) Act 1978, Paragraph 6.