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*Status: This is the original version (as it was originally enacted). This item of legislation is currently only available in its original format.*

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## SCHEDULES

### SCHEDULE 2

#### MATERNITY: THE RIGHT TO RETURN TO WORK

##### *Right to return to work*

###### *Requirement to give notice of return to employer.*

- 40 (1) An employee shall not have the right to return to work under section 39 unless she includes with the information required by section 37(1) the information that she intends to exercise the right.
- (2) Where, not earlier than twenty-one days before the end of her maternity leave period, an employee is requested in accordance with subsection (3) by her employer, or a successor of his, to give him written confirmation that she intends to exercise the right to return to work under section 39, the employee shall not be entitled to that right unless she gives the requested confirmation within fourteen days of receiving the request or, if that is not reasonably practicable, as soon as is reasonably practicable.
- (3) A request under subsection (2) shall be—
- (a) made in writing, and
  - (b) accompanied by a written statement of the effect of that subsection.