

## 1994 No. 9

**CONTRACTS OF EMPLOYMENT AND REDUNDANCY  
PAYMENTS****Redundancy Payments (Local Government etc.) (Modification)  
(Amendment) Order (Northern Ireland) 1994**

*Made* . . . . . 14th January 1994

*Coming into operation* . . . . . 11th February 1994

The Department of Economic Development(a), in exercise of the powers conferred on it by sections 58A(a) and 59(3) of the Contracts of Employment and Redundancy Payments Act (Northern Ireland) 1965(b) and of every other power enabling it in that behalf, hereby makes the following Order:

*Citation, commencement and interpretation*

1.—(1) This Order may be cited as the Redundancy Payments (Local Government etc.) (Modification) (Amendment) Order (Northern Ireland) 1994 and shall come into operation on 11th February 1994.

(2) In this Order the “principal Order” means the Redundancy Payments (Local Government etc.) (Modification) Order (Northern Ireland) 1986(c).

*Amendments to the principal Order*

2. The principal Order shall be amended as follows—

(a) in Article 1(2) in the definition of “relevant event” after the second reference to “the Act” there shall be added—

“or, in relation to any person to whom this Order applies by reason of an amendment contained in the Redundancy Payments (Local Government etc.) (Modification) (Amendment) Order (Northern Ireland) 1994, any event occurring on or after the coming into operation of that Order on the happening of which an employee may become entitled to a redundancy payment in accordance with the provisions of the Act.”;

(b) in Article 4(3) for the words “subject to paragraph (4)” there shall be substituted the words “Subject to paragraphs (4) and (5),”;

(c) after Article 4(4) there shall be added—

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(a) Functions of the Ministry of Health and Social Services under the Contracts of Employment and Redundancy Payments Act (Northern Ireland) 1965 (1965 c. 19 (N.I.)) were transferred to the Department of Manpower Services by S.R. & O. (N.I.) 1973 No. 504 Article 6 and Schedule 3. The Department of Manpower Services is now known as the Department of Economic Development; see S.I. 1982/846 (N.I. 11) Article 3

(b) 1965 c. 19 (N.I.). Articles 58A and 59(3) were inserted by Article 108(1) of and paragraph 5(8) and (9) of Schedule 5 to the Industrial Relations (Northern Ireland) Order 1992, S.I. 1992/807 (N.I. 5)

(c) S.R. 1986 No. 206 as amended by S.R. 1987 No. 28

“(5) Where a period of employment of a person to whom this Order applies by reason of an amendment contained in the Redundancy Payments (Local Government etc.) (Modification) (Amendment) Order (Northern Ireland) 1994 falls to be computed in accordance with the provisions of the Act as modified by this Order, the provisions of this Order shall have effect in relation to any period whether falling wholly or partly before or after the coming into operation of that Order.”;

(d) in Schedule 1 for entry 30 there shall be substituted—

“30. The Fair Employment Commission for Northern Ireland.”;

(e) in Schedule 1 after entry 35 there shall be added—

“36. Governors of the Armagh Observatory as defined in section 8 of the University and Collegiate and Scientific Institutions Act (Northern Ireland) 1938(a).

37. The Independent Commission for Police Complaints for Northern Ireland.

38. The Northern Ireland Schools Examinations and Assessment Council.

39. The Northern Ireland Curriculum Council.

40. The Council for Catholic Maintained Schools.”.

Sealed with the Official Seal of the Department of Economic Development on 14th January 1994.

(L.S.)

*D. Gibson*

Under Secretary

## EXPLANATORY NOTE

*(This note is not part of the Order.)*

This Order, which comes into operation on 11th February 1994, amends the Redundancy Payments (Local Government etc.) (Modification) Order (Northern Ireland) 1986 as amended ("the 1986 Order"). The 1986 Order modifies certain redundancy payments provisions of the Contracts of Employment and Redundancy Payments Act (Northern Ireland) 1965 ("the 1965 Act"). The 1986 Order applies to persons who, immediately before the event on the happening of which they might become entitled to a redundancy payment, were employed by one of the employers listed in Schedule 1 to that Order. Such persons who have been successively employed by 2 or more of the employers referred to in paragraph 5 of Schedule 2 to that Order, will, for the purposes of determining their entitlement to a redundancy payment under the 1965 Act and the amount of such payment, have their service aggregated so that it counts as continuous employment.

This Order adds to the list of employers to whose employees the 1986 Order applies.