

2003 No. 332 (C. 23)

EMPLOYMENT

**Employment Relations (1999 Order) (Commencement
No. 7) Order (Northern Ireland) 2003**

Made - - - - - *10th July 2003*

The Department for Employment and Learning(a), in exercise of the powers conferred by Articles 1(2) and 39(3) of the Employment Relations (Northern Ireland) Order 1999(b), and now vested in it(c), and of every other power enabling it in that behalf, hereby makes the following Order:

Citation

1. This Order may be cited as the Employment Relations (1999 Order) (Commencement No. 7) Order (Northern Ireland) 2003.

Commencement

2. The following provisions of the Employment Relations (Northern Ireland) Order 1999 shall come into operation on 13th July 2003 –

- (a) Article 38 and Schedule 8; and
- (b) the repeals specified in Part 12 of Schedule 9 (National Security) and set out in the Schedule to this Order.

Sealed with the Official Seal of the Department for Employment and Learning on 10th July 2003.

(L.S.)

R. B. Gamble

A senior officer of the Department for Employment and Learning

(a) Formerly known as the Department of Higher and Further Education, Training and Employment; renamed the Department for Employment and Learning by the Department for Employment and Learning Act (Northern Ireland) 2001 (c. 15)

(b) S.I. 1999/2790 (N.I. 9)

(c) Article 4(b) and Part II of Schedule 2 of the Departments (Transfer and Assignment of Functions) Order (Northern Ireland) 1999 (S.R. 1999 No. 481) transferred functions under the Industrial Relations (Northern Ireland) Order 1992 to the Department of Higher and Further Education, Training and Employment, now renamed the Department for Employment and Learning

SCHEDULE

Article 2(b)

REPEALS COMING INTO OPERATION ON 13th JULY 2003

<i>Chapter</i>	<i>Short Title</i>	<i>Extent of repeal</i>
1996 N.I. 18	The Industrial Tribunals (Northern Ireland) Order 1996	Article 6(7)
1998 N.I. 17	The Public Interest Disclosure (Northern Ireland) Order 1998	Article 14

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order brings into operation on 13th July 2003, Article 38 of and Schedule 8 to, the Employment Relations (Northern Ireland) Order 1999.

Article 38 and Schedule 8 substitute a new Article 238 of the Employment Rights (Northern Ireland) Order 1996 (national security) and a new Article 12 of the Industrial Tribunals (Northern Ireland) Order 1996, which contains powers to make provision in the industrial tribunal procedure regulations to deal with cases concerning national security. Schedule 8 also introduces a new Article 12A (power to make provision in the industrial tribunal procedure regulations in respect of confidential information), a new Article 12B (restriction of publicity in cases involving national security) and repeals Article 6(7) (composition of a tribunal) of the Industrial Tribunals (Northern Ireland) Order 1996.

This Order also brings into operation the repeals specified in Part 12 of Schedule 9 to the Employment Relations (Northern Ireland) Order 1999 and which are set out in the Schedule to this Order.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order.)

The following provisions of the Order have been brought into operation by Commencement Order made before the date of this Order:

<i>Provisions</i>	<i>Date of Commencement</i>	<i>S.R. Number</i>
Article 4 and Schedule 2	1.12.99	S.R. 1999 No. 470 (C. 35)
Article 5	1.12.99	S.R. 1999 No. 470 (C. 35)
Paragraphs (1) to (3) of Article 15	1.12.99	S.R. 1999 No. 470 (C. 35)
Article 20	1.12.99	S.R. 1999 No. 470 (C. 35)
Articles 21 to 23	1.12.99	S.R. 1999 No. 470 (C. 35)
Article 24	1.12.99	S.R. 1999 No. 470 (C. 35)
Article 26	1.12.99	S.R. 1999 No. 470 (C. 35)
Article 29	1.12.99	S.R. 1999 No. 470 (C. 35)
Article 30	1.12.99	S.R. 1999 No. 470 (C. 35)
Article 31	1.12.99	S.R. 1999 No. 470 (C. 35)
Article 32	1.12.99	S.R. 1999 No. 470 (C. 35)
Article 33(4)	1.12.99	S.R. 1999 No. 470 (C. 35)
Article 34	1.12.99	S.R. 1999 No. 470 (C. 35)
Article 35(1) (partially)	1.12.99	S.R. 1999 No. 470 (C. 35)
Article 36	1.12.99	S.R. 1999 No. 470 (C. 35)
Article 37	1.12.99	S.R. 1999 No. 470 (C. 35)
Article 39	1.12.99	S.R. 1999 No. 470 (C. 35)
Schedule 7 (partially)	1.12.99	S.R. 1999 No. 470 (C. 35)
Article 40 and Schedule 9 (partially)	1.12.99	S.R. 1999 No. 470 (C. 35)
Article 9 and Part I of Schedule 4	15.12.99	S.R. 1999 No. 470 (C. 35)
Article 10 and Part II of Schedule 4	15.12.99	S.R. 1999 No. 470 (C. 35)
Article 11 and Part III of Schedule 4	15.12.99	S.R. 1999 No. 470 (C. 35)

<i>Provisions</i>	<i>Date of Commencement</i>	<i>S.R. Number</i>
Article 27	15.12.99	S.R. 1999 No. 470 (C. 35)
Article 28 and Schedule 6	15.12.99	S.R. 1999 No. 470 (C. 35)
Article 40 and Schedule 9 (partially)	15.12.99	S.R. 1999 No. 470 (C. 35)
Article 33 paragraphs (1), (2), (3), (5) and (6)	2.02.00	S.R. 2000 No. 5 (C. 1)
Article 35 paragraph (1) (to the extent not already in operation), and paragraph (2)	2.02.00	S.R. 2000 No. 5 (C. 1)
Article 40 and Schedule 9 (partially)	2.02.00	S.R. 2000 No. 5 (C. 1)
Article 18 and Schedule 5	24.04.00	S.R. 2000 No. 122 (C. 4)
Article 3 and Schedule 1	8.03.01	S.R. 2000 No. 373 (C. 17)
Article 7	8.03.01	S.R. 2000 No. 373 (C. 17)
Article 8	8.03.01	S.R. 2000 No. 373 (C. 17)
Article 25	8.03.01	S.R. 2000 No. 373 (C. 17)
Article 12	2.06.02	S.R. 2002 No. 214 (C. 21)
Article 6 and Schedule 3	13.10.02	S.R. 2002 No. 317 (C. 26)

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