

1988 No. 1746

TERMS AND CONDITIONS OF EMPLOYMENT

**The Employment Protection (Medical Suspension) Order
1988**

<i>Made</i>	- - - -	<i>10th October 1988</i>
<i>Laid before Parliament</i>		<i>20th October 1988</i>
<i>Coming into force</i>	-	<i>1st October 1989</i>

The Secretary of State, in exercise of the powers conferred on him by section 19(3) of the Employment Protection (Consolidation) Act 1978(a) and of all other powers enabling him in that behalf, hereby makes the following Order:-

Citation and commencement

1. This Order may be cited as the Employment Protection (Medical Suspension) Order 1988 and shall come into force on 1st October 1989.

Interpretation

2. In this Order "the 1978 Act" means the Employment Protection (Consolidation) Act 1978.

Removals from Schedule

3. The following provisions are hereby removed from the list of specified provisions in Schedule 1 to the 1978 Act (provisions leading to suspension on medical grounds):-

The Indiarubber Regulations 1922.	S.R. & O. 1922/329, reg. 12.
The Chemical Works Regulations 1922.	S.R. & O. 1922/731, reg. 30.

Addition to Schedule

4. The following provision is hereby added to the list of specified provisions in Schedule 1 to the 1978 Act:-

The Control of Substances Hazardous to Health Regulations 1988.	S.I. 1988/1657, reg. 11.
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Signed by order of the Secretary of State.

10th October 1988

Patrick Nicholls
Parliamentary Under Secretary of State,
Department of Employment

(a) 1978 c.44; Schedule 1 was amended by S.I. 1980/1581 and 1985/1787.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order, which comes into force on 1st October 1989, removes provisions from, and adds one provision to, the list of specified provisions in Schedule 1 to the Employment Protection (Consolidation) Act 1978 ("the 1978 Act"). The Order is consequential upon the Control of Substances Hazardous to Health Regulations 1988 which revoke the provisions removed from the list. It ensures, by adding regulation 11 of those Regulations to the list, that an employee who is suspended from work on medical grounds in consequence of that regulation is entitled to be paid remuneration by his employer under section 19 of the 1978 Act, where that section allows.

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