
STATUTORY INSTRUMENTS

1998 No. 218

**The Education (Modification of Enactments
Relating to Employment) Order 1998**

Dismissals

4. Without prejudice to the generality of article 3, where an employee employed at a school with a governing body with a delegated budget is dismissed by the local education authority following notification of such a determination as is mentioned in article 3(1)(d) above:

- (a) section 92 of the Employment Rights Act 1996 shall have effect as if the governing body had dismissed him and as if references to the employer's reasons for dismissing the employee were references to the reasons for which the governing body made their determination; and
- (b) Part X of the Employment Rights Act 1996 shall have effect in relation to the dismissal as if the governing body had dismissed him, and the reason or principal reason for which the governing body did so had been the reason or principal reason for which they made their determination.