1977 No. 294

REDUNDANCY REBATES

Redundancy Payments (Variation of Rebates) Order (Northern Ireland) 1977

Made . . . . . 12*th October* 1977

Coming into operation . . . 27*th November* 1977

To be laid before Parliament under paragraph 3(3) *of Schedule* 1 *to the Northern Ireland Act* 1974

The Department of Manpower Services, in exercise of the powers conferred on it by section 2(1) and (3) of the Redundancy Rebates Act 1977(a) and of every other power enabling it in that behalf, hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Redundancy Payments (Variation of Rebates) Order (Northern Ireland) 1977 and shall come into operation on 27th November 1977.

Interpretation

2.—(1) In this Order—

"the Act of 1965" means the Contracts of Employment and Redundancy Payments Act (Northern Ireland) 1965(b);

"rebate" has the same meaning as in section 40 of that Act;

"redundancy payment" has the same meaning as in section 11 of that Act; and

"the relevant date", in relation to a redundancy payment, means the date which is the relevant date for the purpose of calculating the amount of that payment under Schedule 3 to that Act.

(2) The Interpretation Act (Northern Ireland) 1954(c) shall apply to this Order as it applies to a Measure of the Northern Ireland Assembly.

Modification of Schedule 6 *to the Act of* 1965

3. Schedule 6 to the Act of 1965 shall have effect as if—

(*a*) in paragraphs 2 and 9 (which provide for a rebate to be calculated by reference to certain fractions of a week's pay) for the words "three-quarters", "one-half" and "one-quarter" there were substituted respectively the fractions "123/200", "41/100" and "41/200"; and

(*b*) in paragraphs 3 and 12 (which provide for a rebate payable in respect of a reduced payment to be one-half of the amount of the payment) for the words "one-half" there were substituted the fraction "41/100".

(a) 1977 c. 22
(b) 1965 c. 19 (N.I.) as amended by 1969 c. 4 (N.I.), S.I. 1976/1043 (N.I. 16) and S.I. 1976/2147 (N.I. 28)
(c) 1954 c. 33 (N.I.)

Transitional provisions

4. Article 3 shall not have effect in relation to any rebate payable in respect of the whole or part of a redundancy payment if—

(*a*) the relevant date is a date earlier than that on which this Order comes into operation; or

(*b*) the condition in paragraph (*a*) would be fulfilled but for the operation of subsection (10) of section 13 of the Act of 1965 (which postpones the relevant date, as determined under subsection (9) of that section, in certain cases of dismissal where less than the statutory minimum period of notice is given).

Sealed with the Official Seal of the Department of Manpower Services for Northern Ireland on 12th October 1977.

(L.S.) *J. S. Crozier*
Assistant Secretary

EXPLANATORY NOTE

(*This note is not part of the Order, but is intended to indicate its general purport.*)

This Order reduces the amount of rebate payable to an employer from the Northern Ireland Redundancy Fund in respect of redundancy payments under the Contracts of Employment and Redundancy Payments Act (Northern Ireland) 1965 as amended by the Redundancy Rebates Act (Northern Ireland) 1969 and the Industrial Relations (Northern Ireland) Orders 1976. The rebate is reduced from 50% to 41% of such redundancy payments.