
STATUTORY RULES OF NORTHERN IRELAND

2010 No. 297

The Additional Paternity Leave
Regulations (Northern Ireland) 2010

PART 4

Provisions applicable to both types of additional paternity leave

Contractual rights to additional paternity leave

35.—(1) This regulation applies where P is entitled to additional paternity leave (referred to in paragraph (2) as a “statutory right”) and also to a right which corresponds to that right and which arises under P’s contract of employment or otherwise.

(2) In a case where this regulation applies—

- (a) P may not exercise the statutory right and the corresponding right separately but may, in taking the leave for which the two rights provide, take advantage of whichever right is, in any particular respect, the more favourable, and
- (b) the provisions of the 1996 Order and of these Regulations relating to the statutory right apply, subject to any modifications necessary to give effect to any more favourable contractual terms, to the exercise of the composite right described in sub-paragraph (a) as they apply to the exercise of the statutory right.