

2015 No. 271

LOCAL GOVERNMENT

The Local Government Reorganisation (Compensation for Loss of Employment) (Amendment) Regulations (Northern Ireland) 2015

Made - - - -

10th June 2015

Coming into operation -

2nd July 2015

The Department of the Environment makes the following Regulations, in exercise of the powers conferred by Article 19 of, and paragraph 13 of Schedule 3 to, the Superannuation (Northern Ireland) Order 1972(a) and now vested in it(b).

Citation and commencement

1. These Regulations may be cited as the Local Government Reorganisation (Compensation for Loss of Employment) (Amendment) Regulations (Northern Ireland) 2015 and shall come into operation on 2nd July 2015.

Amendment to the Local Government Reorganisation (Compensation for Loss of Employment) Regulations 2015

2. The Local Government Reorganisation (Compensation for Loss of Employment) Regulations (Northern Ireland) 2015(c) shall be amended in accordance with regulations 3 to 5.

3. In regulation 2(1) (interpretation) for the definition of “local government body” substitute—

““local government body” means—

- (a) a council;
- (b) a joint committee of a council which has been constituted as a body corporate; or
- (c) the Local Government Staff Commission.”.

4. For regulation 5 (calculation of compensation payment) substitute—

“5.—(1) A person’s compensation payment is calculated by subtracting—

- (a) that person’s statutory redundancy payment or payment under CSCS (whichever is the higher); and
- (b) any specified compensation,

from that person’s enhanced redundancy payment.

(a) S.I.1972/1073 (N.I. 10).

(b) S.R. & O (N.I.) 1973 No. 504 Article 7 (1); S.I. 1976/424 (N.I. 6) Article 4.

(c) S.R. 2015 No. 68.

(2) A person's enhanced redundancy payment is calculated by multiplying their statutory redundancy payment by 3.46.

(3) Subject to regulation 6(1)(b), the enhanced redundancy payment must not exceed the value of 104 weeks' pay (as calculated for the purposes of the 1996 Order in accordance with Chapter IV of Part 1 of that Order).

(4) For the purposes of paragraph (1), "specified compensation" is compensation paid or payable to that person under the Local Government (Early Termination of Employment) (Discretionary Compensation) Regulations (Northern Ireland) 2007(a)."

5. In regulation 6(1)(a) for "1V" substitute "IV".

Sealed with the Official Seal of the Department of the Environment on 10th June 2015.



Elizabeth Loughran

A senior officer of the Department of the Environment

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Local Government Reorganisation (Compensation for Loss of Employment) Regulations (Northern Ireland) 2015 to include the Local Government Staff Commission as a local government body and to clarify, in regulation 5, that a calculation of compensation payment may take into account a payment under the Civil Service Pension Scheme.

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