

THE STATUTORY RULES AND ORDERS OF A
GENERAL CHARACTER.
ISSUED IN 1928.

CIVIL SERVICE.

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Approved Associations.

THE CIVIL SERVICE (APPROVED ASSOCIATIONS) REGULATIONS (NORTHERN IRELAND), 1928, DATED THE 23RD FEBRUARY, 1928, MADE BY THE MINISTRY OF FINANCE FOR NORTHERN IRELAND IN PURSUANCE OF THE TRADE DISPUTES AND TRADE UNIONS ACT (NORTHERN IRELAND), 1927 (17 & 18 GEO. 5, CH. 20).

1928. No. 18.

In pursuance of the requirements of section 5 of the Trade Disputes and Trade Unions Act (Northern Ireland), 1927, and by virtue of the powers conferred on the Ministry of Finance for Northern Ireland (hereinafter called the Ministry) by clause 2 of the Order relating to the Civil Service made by the Governor of Northern Ireland, dated the 11th day of July, 1923, and of all other powers enabling the Ministry in that behalf, the Ministry hereby makes the following regulations, that is to say :—

1. Subject as hereinafter provided, no established civil servant shall after the 30th day of April, 1928, be a member, delegate, or representative, of any organisation of which the primary object is to influence or affect the remuneration and conditions of employment of its members unless a certificate (in these regulations referred to as a "certificate of approval") is in force certifying that the organisation is an approved association :

Provided that—

- (a) any person who on the 21st day of December, 1927, was an established civil servant may remain a member of any trade union or organisation, not composed wholly or mainly of persons employed by or under the Crown, notwithstanding that it is not an approved association, if he had at that date been a member of the trade union or organisation for more than six months and under the the rules thereof there had on the 12th day of October, 1927, accrued or begun to accrue to him a right to any future payment during incapacity, or by way of superannuation, or on the death of himself or his wife, or as provision for his children ; and

- (b) any person employed by or under the crown on the 21st day of December, 1927, who thereafter becomes an established civil servant may remain, so long as he is not appointed to a position of supervision or management, a member of any trade union or organisation, not composed wholly or mainly of persons employed by or under the Crown, notwithstanding that it is not an approved association, if on the date when he became an established civil servant he was a member of the trade union or organisation, and under the rules thereof there had at that date accrued or begun to accrue to him a right to any future payment during incapacity, or by way of superannuation, or on the death of himself or his wife, or as provision for his children ; and
- (c) a person who in addition to being an established civil servant is, apart from his service as such, also engaged in some other employment or occupation, may be a member, delegate, or representative, of any trade union or organisation of which the primary object is to influence or affect the remuneration or conditions of employment of persons engaged in that employment or occupation, notwithstanding that the trade union or organisation is not an approved association.

2. Any organisation of which the primary object is to influence or affect the remuneration and conditions of employment of its members shall, if it complies with the requirements of these regulations, be entitled to a certificate of approval so long as the Ministry is satisfied that the organisation fulfils the conditions set out in Part I of the Schedule to these regulations.

3.—(1) Application for the grant of a certificate of approval in respect of any organisation may be made in writing addressed to the Registrar of Friendly Societies, and every such application shall be accompanied by a declaration, signed by the president or other person for the time being presiding over the governing body of the organisation and by the secretary thereof, in the form set out in Part II of the Schedule to these regulations.

(2) It shall be the duty of the Registrar of Friendly Societies to forward to the Ministry every application and declaration received by him under the foregoing provisions of this regulation, together with his report thereon.

4. A certificate of approval shall not be granted in respect of any organisation, and any certificate of approval granted in respect of an approved association may be cancelled, unless the following requirements are complied with, that is to say :—

- (a) the organisation must furnish to the Registrar of Friendly Societies, in such manner and at such times

as he may require, such documents and information as may be required by him for the purpose of enabling him to report to the Ministry whether, in his opinion, the organisation fulfils the conditions set out in Part I of the Schedule to these regulations ;

- (b) if any change is made or occurs in the constitution, objects or rules of the organisation or in any matter upon which information has in accordance with these regulations been furnished to the Registrar of Friendly Societies, the Secretary of the organisation must, if the change affects or may affect any matter specified in the conditions set out in Part I of the Schedule to these regulations, within seven days after the change is made give notice thereof in writing to the Registrar of Friendly Societies ;
- (c) a declaration in the form set out in Part II of the Schedule to these regulations, signed by the president or other person for the time being presiding over the governing body of any approved association and by the secretary thereof, must, so long as the association continues to fulfil the conditions set out in Part I of the Schedule to these regulations, be sent to the Registrar of Friendly Societies together with any notice sent under the last preceding paragraph of this regulation and at such other times, if any, as such a declaration may be required by the Registrar of Friendly Societies.

5. Every certificate of approval shall be in the form set out in Part III of the Schedule to these regulations and shall continue in force until cancelled by the Ministry, but any such certificate shall be cancelled if at any time the Ministry is not satisfied that the organisation in respect of which it was granted fulfils the conditions set out in Part I of the Schedule to these regulations.

6. In these regulations the following expressions have the meanings hereby respectively assigned to them, that is to say :—

“ Approved association ” means an organisation in respect of which a certificate of approval is in force certifying that the organisation fulfils the conditions set out in Part I of the Schedule to these regulations ;

“ Conditions of employment ” means in relation to persons other than persons employed by or under the Crown the conditions of employment of persons employed under a contract of service ;

“ Established civil servant ” means a person serving in an established capacity in the permanent civil service of Northern Ireland, and includes any person who, having been granted a certificate by the Civil Service Commissioners

for Northern Ireland, is serving a probationary period preliminary to establishment;

“Registrar of Friendly Societies” means the officer appointed by the Government of Northern Ireland to perform in Northern Ireland the functions of Registrar of Friendly Societies;

“Political objects” means the political objects mentioned in sub-section (3) of section 3 of the Trade Union Act, 1913.

7. These regulations may be cited as the Civil Service (Approved Associations) Regulations (Northern Ireland), 1928.

Given under the official seal of the Ministry of Finance
this 23rd day of February, 1928.

(L.S.) (Signed) *W. B. Spender*,
Secretary.

SCHEDULE.

PART I.

Conditions which must be fulfilled by Approved Organisations.

1. Membership of the association must be confined to persons employed by or under the Crown.
2. The association must be in all respects independent of and not affiliated to—
 - (a) any organisation of which the primary object is to influence or affect the remuneration and conditions of employment of its members, the membership of which is not confined to persons employed by or under the Crown; or
 - (b) any federation which comprises any such organisation as is mentioned in sub-paragraph (a) of this paragraph.
3. The objects of the association must not include political objects.
4. The association must not be associated directly or indirectly with any political party or organisation.

PART II.

Form of Declaration of Fulfilment of Conditions.

We, the undersigned, being respectively the [*President*] and Secretary of the Civil Service (Approved Associations) Regulations (Northern Ireland), 1928, hereby declare that the said organisation fulfils the conditions set out in Part I of the Schedule to those regulations.

[*Signed*]

[*President.*]

[*Signed*]

Secretary.

Dated this

day of

19

PART III.

Form of Certificate of Approval.

The Ministry of Finance for Northern Ireland hereby certifies that the is an Approved Association, fulfilling the conditions set out in Part I of the Schedule to the Civil Service (Approved Associations) Regulations (Northern Ireland), 1928.

Given under the official seal of the Ministry of Finance for
Northern Ireland this day of 19

(L.S.)

Secretary.