

his ceasing to be employed by the authority, any superannuation allowance, pension or gratuity.

(4C) For the purposes of the last two preceding paragraphs the expression "local authority" means the council of any county, county borough or other borough, or urban or rural district, a board of guardians, the commissioners of a town, and any committee or board appointed wholly or partly by a county, borough or district council or board of guardians or by several such councils or boards jointly, and includes any person or persons appointed under any enactment to exercise any powers or perform any duties of a local authority in the place of that authority."

2. This Order may be cited as the Conditions of Employment and National Arbitration (Amendment) Order (Northern Ireland), 1943.

Sealed with the Official Seal of the Ministry of Labour for Northern Ireland this twenty-first day of April, nineteen hundred and forty-three, in the presence of

(L.S.)

(Signed) *John F. Gordon*,
Minister of Labour for Northern Ireland.

Control of Employment (Directed Persons).

ORDER, DATED 21ST JUNE, 1943, MADE BY THE MINISTRY OF LABOUR FOR NORTHERN IRELAND UNDER REGULATION 58A OF THE DEFENCE (GENERAL) REGULATIONS, 1939.

1943. No. 72.

The Ministry of Labour for Northern Ireland (hereinafter referred to as "the Ministry") by virtue of the powers conferred on it by Regulation 58A of the Defence (General) Regulations, 1939, hereby makes the following Order :—

Short title, commencement and interpretation.

1.—(1) This Order may be cited as the Control of Employment (Directed Persons) (Northern Ireland) Order, 1943, and shall come into force on the 1st July, 1943.

(2) The expression "directed person" means a person in respect of whom directions are in force, given to him whether before or after the coming into force of this Order by the Ministry or a national service officer under paragraph (1) of Regulation 58A of the Defence (General) Regulations, 1939, to perform services for an employer.

Duration of employment of directed persons.

2.—(1) Subject as hereafter in this Order provided, the employer of a directed person shall retain that person in his employment for the period specified in the directions, unless before the expiration of that

period the directed person is discharged for serious misconduct or the directions are withdrawn.

(2) Any directions given before the date of the coming into force of this Order and in force on that date shall, if there was no period specified therein, have effect as if there was a period specified therein ending on the expiration of six months after the said date.

3.—(1) A directed person or the employer of any such person may make application in writing to a national service officer for the withdrawal of any directions, stating the grounds upon which the application is made. Application to withdraw directions.

(2) A national service officer shall either withdraw or refuse to withdraw the directions so far as is practicable within seven days of the receipt of the application by him, and where he withdraws any directions he shall communicate that fact in writing to the directed person and to his employer.

(3) Where a directed person makes application for the withdrawal of directions on the ground that he is stood off by his employer from his work without wages, the national service officer shall, if satisfied of the truth of the said ground, withdraw the directions, provided that any such application shall be made during a period while the directed person is being so stood off or within three days of the termination of any such period.

(4) The dismissal of a directed person for serious misconduct shall in the first instance be provisional only and if—

(a) within the period allowed by paragraph (1) of the next succeeding Article he requires the national service officer to submit the matter to a Local Appeal Board ; and

(b) the national service officer directs the reinstatement of the directed person under paragraph (3) of that Article ;

the dismissal shall be treated as having been ineffective ; but if the directed person fails to require the matter to be submitted as aforesaid within the time so allowed or the national service officer notifies him and his employer that he does not intend to direct the reinstatement, the dismissal shall be treated as having been always operative, and the directions shall be treated as having been withdrawn.

4.—(1) If a directed person or the employer of any such person is aggrieved by reason of the fact that the national service officer has withdrawn or refused to withdraw any directions, or if a directed person has been dismissed from his employment on the ground that he has been guilty of serious misconduct, he may within seven days of the withdrawal of or the refusal to withdraw the directions or of such dismissal (as the case may be), or within such further period as a national service officer may for good cause in any particular case allow, request in writing the national service officer to submit the matter to a Local Appeal Board. Appeals.

(2) The national service officer shall, on being so requested, forthwith submit the matter to the Board and the Board shall make such recommendation to the national service officer as it thinks fit, so far as is practicable within seven days of the matter being submitted to it.

(3) The national service officer may, after considering any such recommendation as aforesaid, withdraw or refuse to withdraw any directions, or give any further directions, or cancel the withdrawal of any directions, or direct the reinstatement of a directed person whose employment has been terminated under a withdrawal of directions so cancelled as aforesaid, or who has been dismissed on the ground of serious misconduct if the Board is of opinion that the dismissal was not justified on that ground.

(4) Local Appeal Boards shall sit for such districts as the Ministry may determine and shall consist of one member chosen to represent employers, one member chosen to represent workers, and a chairman appointed by the Ministry. The panels of persons chosen to represent employers and workers respectively shall be composed of such number of members as the Ministry sees fit to appoint for each district, and the members of a Local Appeal Board chosen to represent employers and workers shall be selected from the panels in such manner as the Ministry may determine. Hearings may be proceeded with in the absence of any member or members of the Board other than the Chairman if the person who has requested the National Service Officer to submit the matter to a Local Appeal Board consents, or has consented, and the other person concerned in the submission, if he is present, also consents.

Evidence
on prose-
cutions.

5. On the prosecution of a person for an offence against Regulation 58A of the Defence (General) Regulations, 1939, for a contravention of or failure to comply with any of the provisions of this Order—

- (a) a certificate by the Ministry or a national service officer that a person was on any particular date or during any particular period a directed person ; and
- (b) a certificate purporting to be signed by or on behalf of the chairman of a Local Appeal Board that the Board was of opinion that the dismissal of a directed person on the ground of serious misconduct was not justified on that ground ;

shall be sufficient evidence of the facts stated therein unless the contrary is proved.

6.—Every employer shall—

- (a) keep a record of the names and addresses of all directed persons in his employment showing the date on which each such person entered the employment and, in the case of such person leaving the employment, the date of and the reason for so leaving ;

Duties of
employers
as to infor-
mation,
records and
inspection.

- (b) produce to such person or to a person of such class or description as may be designated by or on behalf of the Ministry the above record and furnish such information relating to directed persons employed by him as may be set out in any notice or direction ; and
- (c) permit any person designated by or on behalf of the Ministry to enter and inspect with a view to securing compliance with this Order any premises belonging to the employer in which that person has reasonable cause to believe that directed persons are employed.

7. Nothing in this Order shall apply to the Shipping Federation Limited or to a person who is a member of the Merchant Navy Reserve Pool under the provisions of the Essential Work (Merchant Navy) (Northern Ireland) Order, 1942. Exclusions in the case of persons under Essential Work Orders.

8. Nothing in this Order shall affect any of the powers as regards directions which are conferred on the Ministry or a national service officer by any of the Defence (General) Regulations, 1939. Saving as to powers of Minister and National Service Officers.

Sealed with the Official Seal of the Ministry of Labour for Northern Ireland this 21st day of June, One thousand nine hundred and forty-three, in the presence of

(L.S.)

R. R. Bowman,
Secretary to the Ministry of Labour
for Northern Ireland.

FOOD.

Home Grown Grains.

DIRECTION, DATED THE 20TH MARCH, 1943, GIVEN UNDER THE HOME-GROWN WHEAT (CONTROL AND PRICES) (NORTHERN IRELAND) ORDER, 1942.

1943. No. 33.

Pursuant to Article 14 of the Home-Grown Wheat (Control and Prices) (Northern Ireland) Order, 1942 (a) the Ministry of Agriculture for Northern Ireland orders and directs as follows :—

1. Except under and in accordance with the terms of a licence issued by the Ministry of Agriculture for Northern Ireland, every grower shall offer for sale to an Approved Buyer any wheat of which he is the grower within a period of 14 days from the date on which any such wheat was threshed, or on or before the 14th day of April, 1943, whichever date is the later,