

## SCHEDULE 2

Persons not required to comply with regulation 3 or regulation 4

### PART 2

Persons not required to comply with regulation 6

**37.—**(1) A person who has an offer of employment for seasonal work to carry out specified activities in edible horticulture on a named farm or farming land, but only to the extent specified in sub-paragraph (3).

(2) For the purposes of sub-paragraph (1)—

“seasonal work” is employment which fluctuates or is restricted due to the season or time of the year,

“edible horticulture” means growing—

- (a) protected vegetables grown in glasshouse systems,
- (b) field vegetables grown outdoors, including vegetables, herbs, leafy salads and potatoes,
- (c) soft fruit grown outdoors or under cover,
- (d) trees that bear fruit,
- (e) vines and bines,
- (f) mushrooms,

“specified activities” means—

- (a) crop maintenance,
- (b) crop harvesting,
- (c) tunnel construction and dismantling,
- (d) irrigation installation and maintaining,
- (e) crop husbandry,
- (f) packing and processing of crops on employers premises,
- (g) preparing and dismantling growing areas and media,
- (h) general primary production work in edible horticulture,
- (i) activities relating to supervising teams of horticulture workers.

(3) A person described in sub-paragraph (1) is required to comply with regulation 6(2) as modified by regulation 6(5).