1994 No. 324

EDUCATION

Education and Libraries (Specified Periods for Functional Work) Regulations (Northern Ireland) 1994

Made . . . . . *17th August 1994*

Coming into operation . . *26th September 1994*

The Department of Education, in exercise of the powers conferred on it by Articles 2(3) and 8(1) of the Education and Libraries (Northern Ireland) Order 1993(**a**) and of all other powers enabling it in that behalf, hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Education and Libraries (Specified Periods for Functional Work) Regulations (Northern Ireland) 1994 and shall come into operation on 26th September 1994.

(2) In these Regulations "the Order" means the Education and Libraries (Northern Ireland) Order 1993.

Specified periods for functional work

2. The functional work referred to in these Regulations is that work falling within the defined activities and proposed to be carried out on or after the dates specified in the Education and Libraries (Competition in Functional Work) Regulations (Northern Ireland) 1994(**b**) by the boards specified in relation thereto in those Regulations.

3. The second condition set out in Article 7(2) of the Order shall not be treated as fulfilled as respects any functional work falling within a defined activity mentioned in column 1 of the Schedule if the period stated in the detailed specification pursuant to Article 7(2)(*c*) of the Order is—

(*a*) less than the minimum period of years mentioned in column 2 of that Schedule; or

(*b*) exceeds the maximum period of years mentioned in column 3.

Sealed with the Official Seal of the Department of Education on 17th August 1994.

(L.S.) *A. McVeigh*
Assistant Secretary

(**a**) S.I. 1993/2810 (N.I. 12) Article 2(3) is cited because of the definition of "regulations"; *see* S.I. 1986/594 (N.I. 3) Article 2(2) and S.I. 1989/2406 (N.I. 20) Article 2(4)

(**b**) S.R. 1994 No. 323

SCHEDULE regulation 3

Specified Period

Column 1 *Defined Activity*	Column 2 *Minimum Period* *Years*	Column 3 *Maximum Period* *Years*
Cleaning of buildings (paragraph 1 of Schedule 1 to the Order)	3	4
Catering (paragraph 2 of Schedule 1 to the Order)	4	5
Maintenance of ground (paragraph 3 of Schedule 1 to the Order)	3	4
Repair and maintenance of vehicles (paragraph 4 of Schedule 1 to the Order)	4	6

EXPLANATORY NOTE

(This note is not part of the Regulations.)

Article 6 of the Education and Libraries (Northern Ireland) Order 1993 (''the Order'') provides that boards may not carry out functional work (as defined in Article 3) falling within a defined activity (that is to say, cleaning of buildings, catering, maintenance of ground and repair and maintenance of vehicles) on or after such a date as may be specified by regulations (see final paragraph below) unless certain conditions are fulfilled.

Article 7 of the Order sets out certain conditions, including in paragraph 2(*c*) of that Article, a condition that boards must include in a detailed specification a statement of the period during which the work is to be carried out.

These Regulations specify the minimum and maximum periods during which any functional work falling within each of the defined activities is to be carried out.

The Education and Libraries (Competition in Functional Work) Regulations (Northern Ireland) 1994 (S.R. 1994 No. 323) specify, in relation to certain types of functional work, various dates, the earliest of which is 1st November 1994.