1993 No. 365

EMPLOYER'S LIABILITY

Employer's Liability (Compulsory Insurance) Exemption (Amendment) Regulations (Northern Ireland) 1993

Made	*20th August 1993*
Coming into operation . .	*1st July 1994*

The Department of Economic Development(**a**), in exercise of the powers conferred by Articles 7(*c*) and 10(1) of the Employer's Liability (Defective Equipment and Compulsory Insurance) (Northern Ireland) Order 1972(**b**) and now vested in it(**c**), and of every other power enabling it in that behalf, hereby makes the following Regulations:—

Citation and commencement

1. These Regulations may be cited as the Employer's Liability (Compulsory Insurance) Exemption (Amendment) Regulations (Northern Ireland) 1993 and shall come into operation on 1st July 1994.

Amendment of the Employer's Liability (Compulsory Insurance) Exemption Regulations (Northern Ireland) 1975

2. Regulation 3 of the Employer's Liability (Compulsory Insurance) Exemption Regulations (Northern Ireland) 1975(**d**) shall be amended as follows:—

(*a*) at the end of paragraph (*i*) for the full stop there shall be substituted a semi-colon; and

(*b*) after paragraph (*i*) there shall be inserted the following paragraph:—

"(*j*) any employer to the extent that he is required by Article 5(1) of the Order to insure and maintain insurance against liability for personal injury suffered by his employee when the employee is—

(i) carried in or upon a motor vehicle; or

(ii) entering or getting on to, or alighting from, a motor vehicle,

in the circumstances specified in that paragraph and where that personal injury is caused by, or arises out of, the use by the employer of a motor vehicle on a road; and the expressions "road", and "motor vehicle" have the same meanings as in Article 2(1) of the Road Traffic (Northern Ireland) Order 1981."(**e**)

(**a**) Formerly the Department of Manpower Services; *see* S.I. 1982/846 (N.I. 11), Article 3
(**b**) S.I. 1972/963 (N.I. 6)
(**c**) By S.R. & O. (N.I.) 1973 No. 504, Article 6 and Schedule 3
(**d**) S.R. 1975 No. 230
(**e**) S.I. 1981/154 (N.I. 1); as amended by S.R. 1993 No. 57 regulation 3.

Sealed with the Official Seal of the Department of Economic Development on 20th August 1993.

(L.S.) *Philip B. Strong*
Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These Regulations amend the Employer's Liability (Compulsory Insurance) Exemption Regulations (Northern Ireland) 1975 (S.R. 1975 No. 230) (''the 1975 Regulations''). The 1975 Regulations specify the employers who are exempted from the requirements of Part III of the Employer's Liability (Defective Equipment and Compulsory Insurance) (Northern Ireland) Order 1972 (S.I. 1972/963 (N.I. 6)) (''the 1972 Order'') to insure and maintain insurance against liability for personal injury suffered by their employees and arising out of and in the course of their employment. The exemptions specified in the 1975 Regulations are additional to those contained in Article 7 of the 1972 Order.

These Regulations add to the exemptions specified in the 1975 Regulations so as to exempt any employer to the extent that he is required by Article 5 of the 1972 Order to insure and maintain insurance against liability for personal injury suffered by his employee in specified circumstances which relate to the use by the employer of a motor vehicle on a road.

The amendments made by these Regulations are consequential upon the changes made to Article 92 of the Road Traffic (Northern Ireland) Order 1981 (S.I. 1981/154 (N.I. 1)) by regulation 3(4) of the Motor Vehicles (Compulsory Insurance) Regulations (Northern Ireland) 1993 (S.R. 1993 No. 57).