EXPLANATORY MEMORANDUM TO

THE INDUSTRIAL TRAINING (CONSTRUCTION BOARD) (AMENDMENT) ORDER (NORTHERN IRELAND) 2010

S.R. 2010 No. 233

1. Introduction

1.1 This Explanatory Memorandum has been prepared by the Department for Employment and Learning to accompany the Statutory Rule: The Industrial Training (Construction Board) (Amendment) Order (Northern Ireland) 2010.

1.2 This Statutory Rule is made under powers conferred by Article 14(1) and (6) of the Industrial Training (Northern Ireland) Order 1984. The Rule is subject to the negative resolution procedure.

2. Background, Purpose and Timing of S.R.

2.1 The Industrial Training (Construction Board) (Amendment) Order (Northern Ireland) 2010 amends the Industrial Training (Construction Board) Order (Northern Ireland) 1964 and comes into operation on 31 August 2010.

2.2 This Rule removes the provision or continued provision of water, gas, lighting, heating or ventilation activities from the scope of CITB ConstructionSkills Northern Ireland (formerly known as the Construction Industry Training Board in Northern Ireland).

2.3 From 1 September 2010 employers engaged wholly or mainly in these activities will no longer be liable to pay levy to the Board, neither will they benefit from its grant or other support services.

3. Consultation

3.1 The Department consulted over 300 employer representative bodies, stakeholder organisations and individual employers. Six responses were received. Five respondents were supportive of the proposed amendment to the legislation and one respondent was not in favour.

4. Section 24 of Northern Ireland Act 1998 / Equality Impact

4.1 The Department considers the Order to be compliant with Section 24 of the Northern Ireland Act 1998. The Rule is considered to have no impact on Human Rights or on Equality issues. This legislation involves neither the commencement of a new policy or a change of existing policy.

5. Regulatory Impact

5.1 A Regulatory Impact Assessment has not been prepared for this Rule as it does not place an additional burden on businesses, charities or voluntary bodies.

6. Financial Implications

6.1 Employers engaged wholly or mainly in these activities would no longer be liable to pay levy to the Board, nor will they be able to benefit from its training grants or other support services.

7. EU Implications

7.1 Not applicable.

8. Parity or Replicatory Measure

8.1 These activities are already out of scope of CITB ConstructionSkills in GB.

9. Additional Information

9.1 Not applicable.