

**FIRST SUPPLEMENT TO THE GIBRALTAR
GAZETTE**

No. 2,679 of 9th JULY, 1992.

I ASSENT,
ANDREW CARTER,
ACTING GOVERNOR.

9th July, 1992.



GIBRALTAR.
No. 3 of 1992.

AN ORDINANCE to amend the Employment Ordinance.

ENACTED by the Legislature of Gibraltar.

Title and commencement.

1. This Ordinance may be cited as the Employment (Amendment) Ordinance 1992 and shall come into operation on such day as the Governor may, by notice in the Gazette, appoint and different days may be so appointed for different purposes.

Amendment to Long Title.

2. The Long Title to the Employment Ordinance (hereinafter called "the principal Ordinance") is amended by inserting after the word "EMPLOYMENT" on each occasion where it appears, the words "AND TRAINING".

Amendment to section 86.

3. Section 86 of the principal Ordinance is amended-

- (a) by inserting after the figure "86" the figure "(1)";
- (b) in paragraph (a) by inserting after the word "employment" on each occasion where it appears the words " and training";
- (c) by omitting at the end of paragraph (e) the word "and";
- (d) by omitting paragraph (f) and substituting therefor the following new paragraphs-

"(f) providing for, regulating and financing training of persons employed or desirous of being employed and such regulations may-

(i) make different provision in respect of training of different kinds or for different categories of persons;

(ii) impose a levy on employers or on any description of employers as may be specified in such regulation for the purpose of financing such training and such regulation may make provision for determination of appeals made against the imposition of such levy;

(iii) appoint persons to be responsible for providing and regulating training in accordance with such regulations, including the collection of an accounting for any levy imposed in accordance with sub-paragraph (ii);

(iv) prescribe the terms under which a person undergoing training of a particular kind shall be employed by an employer and the application to such person of legislation relating to social security contributions;

(v) establish and administer tests of achievement, competence or skill in relation to

training undertaken under the provisions of such regulations;

(vi) appoint a person to be the competent authority in Gibraltar in respect of the establishment or recognition of standards of training, competence or qualification in accordance with the provisions of legislation of the European Community dealing with such matters:

Provided that in relation to any particular skill, trade or profession, some other body is not charged with such competence under any other Ordinance;

(h) generally for carrying into effect the purposes and provisions of this Ordinance.";

- (e) in paragraph (g), by omitting the final fullstop and substituting therefor a semi-colon and the word "and";
- (f) by inserting a new sub-section (2) as follows-

"(2) Any regulation made under the provisions of subsection (1)(f)(ii), shall be laid before the House of Assembly."

Repeal of Industrial Training Ordinance and transitional arrangements.

4.(1) The Industrial Training Ordinance and all subsidiary legislation made thereunder is hereby repealed.

(2) The obligations of the Industrial Training Board under the Industrial Training Ordinance together with any funds in the charge of that Board, shall transfer to the person appointed under section 86(1)(f)(iii) and shall become the responsibility of that person to be dealt with in accordance with regulations made under section 86(1)(f).

Passed by the Gibraltar House of Assembly on the 30th day of June, 1992.

Employment (Amendment) Ordinance, 1992.

C. M. COOM
Clerk to the Assembly.