



SUPPLEMENT No. 2
TO
THE SOVEREIGN BASE AREAS GAZETTE
No. 1638 of 16th December 2011
LEGISLATION

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EMPLOYMENT (TERMINATION) (AMENDMENT) ORDINANCE 2011

An Ordinance to amend the Employment (Termination) Ordinance 2010

G. E. STACEY
ADMINISTRATOR

14th December 2011.

BE it enacted by the Administrator of the Sovereign Base Areas of Akrotiri and Dhekelia as follows:—

1. Short title and commencement and interpretation

- (1) This Ordinance may be cited as the Employment (Termination) (Amendment) Ordinance 2011 and comes into force on 1 January 2012.
- (2) In this Ordinance “the principal Ordinance” means the Employment (Termination) Ordinance 2010(a).

2. Section 31 repealed and replaced

Section 31 of the principal Ordinance is repealed and replaced by the following section—

“31. Exemption for employees of the Crown or an authorised service organisation

With the exception of sections 26 and 29, this Part does not apply to an employee of the Crown or of an authorised service organisation”.

3. Section 45 repealed and replaced

Section 45 of the principal Ordinance is repealed and replaced by the following sections—

“45. Application to the Crown

- (1) Except as provided by sections 20(4) and 31 and subject to subsections (2) and (3), this Ordinance binds the Crown.

- (2) This Ordinance does not apply to the Crown in relation to service or the employment of—
- (a) members of Her Majesty’s forces;
 - (b) members of the civilian component as defined in paragraph 1(b) of Section 1 of Annex C to the Treaty of Establishment; or
 - (c) any other category of employees that the Chief Officer specifies by Order published in the Gazette.
- (3) The offences set out in sections 34, 35(3) and 36(1)(c) do not apply to the Crown.

45A. Application to authorised service organisations

This Ordinance does not apply to an authorised service organisation in relation to the employment of members of the civilian component as defined in paragraph 1(b) of Section 1 of Annex C to the Treaty of Establishment.”.

4. Employment (Termination) (Amendment) Ordinance 2010 repealed

The Employment (Termination) (Amendment) Ordinance 2010**(b)** is repealed.

Notes

- (a) Ordinance 3/10.
- (b) Ordinance 33/10.

EXPLANATORY NOTE

(This note does not form part of the Ordinance)

1. This note relates to the Employment (Termination) (Amendment) Ordinance 2011. The note has been prepared by the Office of the Attorney General and Legal Adviser in order to assist the reader of the Ordinance. It does not form part of the Ordinance and is not a comprehensive description of the Ordinance.
2. The Ordinance repeals and replaces section 31 of the Employment (Termination) Ordinance 2010 (“the principal Ordinance”). The new section 31 brings those employees of the Crown and of authorised service organisations to whom the principal Ordinance applies within the scope of section 29 of the principal Ordinance. This provision obliges their employer to give them priority in engagement if the workforce is increased within 8 months of their redundancy.
3. Section 45 of the principal Ordinance is replaced with sections 45 and 45A which clarify the application of the principal Ordinance to the Crown and authorised service organisations and that, where the Crown is within the scope of a particular provision, any relevant offences do not apply to the Crown.

