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Offshore Catering Branch

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OFFSHORE PAID LEAVE UPDATE

COURT OF SESSION DECISION

Yesterday, the 19th of October 2010, the Inner House of the Court of Session in Edinburgh released their decision on our appeal.

In summary, the Inner House has concluded it would not be appropriate to request a preliminary ruling on the interpretation of the WTD from Court of Justice of the European Union in Luxembourg.

The Inner House was unwilling to conclude that the annual provision by the employers of 26 weeks field break failed to satisfy the entitlement of the employees under Regulation 13 of the WTR, and concluded that the working pattern of field break applicable in these appeals satisfies the requirement of the WTR, interpreted in the light of the WTD.

Unite and its legal advisors will consider the complex judgement before deciding on their next course of action, and we will keep you, our members, fully informed in due course.

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