

Status: Point in time view as at 01/04/2010.

Changes to legislation: Trade Union and Labour Relations (Consolidation) Act 1992, SCHEDULE 2 is up to date with all changes known to be in force on or before 14 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 2

Section 300(2).

CONSEQUENTIAL AMENDMENTS

Extent Information

E1 See s.301(2)(f)

Parliamentary Commissioner Act 1967 (c.13)

F1

Textual Amendments

F1 Sch. 2 para. 1 repealed (25.10.1999) by 1999 c. 26, s. 44, Sch. 9(6); S.I. 1999/2830, art. 2(3), Sch. 2, Pt. I (with Sch. 3 para. 4)

Transport Act 1968 (c.73)

F2

Textual Amendments

F2 Sch. 2 para. 2 repealed (1.1.1996) by 1995 c. 23, s. 60(2), Sch. 8 Pt. I (with ss. 54, 55); S.I. 1995/2181, art. 2

Equal Pay Act 1970 (c.41)

- 3 (1) The Equal Pay Act 1970 is amended as follows.
- (2) In section 1 (requirement of equal treatment for men and women), after subsection (10) insert—

“(10A) This section applies in relation to service as a relevant member of the House of Commons staff as in relation to service for the purposes of a Minister of the Crown or government department, and accordingly applies as if references to a contract of employment included references to the terms of service of such a member.

In this subsection “relevant member of the House of Commons staff” has the same meaning as in section 139 of the Employment Protection (Consolidation) Act 1978; and subsections (4) to (9) of that section (person to be treated as employer of House of Commons staff) apply, with any necessary modifications, for the purposes of this section.”.

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- (3) Sections 5 and 7 (reference of questions as to agricultural wages orders or service pay) shall continue to have effect with the amendments originally made by paragraph 13(2) and (3) of Part IV of Schedule 16 to the ^{M1}Employment Protection Act 1975, substituting the words “ Central Arbitration Committee ” and “ Committee ” for references to the former Industrial Arbitration Board.

Marginal Citations
M1 1975 c. 71.

House of Commons Disqualification Act 1975 (c.24)

- 4 (1) The House of Commons Disqualification Act 1975 is amended as follows.
- (2) Part II of Schedule 1 (bodies of which all members are disqualified under that Act) shall continue to have effect with the following entries (originally inserted by paragraph 16(2) of Part IV of Schedule 16 to the Employment Protection Act 1975)—
 - “The Central Arbitration Committee.”
 - “The Council of the Advisory, Conciliation and Arbitration Service.”
 - “The Employment Appeal Tribunal.”
- (3) In Part III of Schedule 1 (other disqualifying offices), for the entry inserted by paragraph 16(3) of Part IV of Schedule 16 to the Employment Protection Act 1975 substitute—
 - “Certification Officer or any assistant certification officer.”

^{F3}(4)

Textual Amendments
F3 Sch. 2 para. 4(4) repealed (25.10.1999) by 1999 c. 26, s. 44, Sch. 9(6); S.I. 1999/2830, art. 2(3), Sch. 2 Pt. I (with Sch. 3 para. 4)

Social Security Pensions Act 1975 (c.60)

^{F45}

Textual Amendments
F4 Sch. 2 para. 5 repealed (7.2.1994) by 1993 c. 48, s. 188, Sch. 5 Pt.I (with s. 43(3)); S.I. 1994/86, art. 2

Sex Discrimination Act 1975 (c.65)

- 6 In Part VIII of the Sex Discrimination Act 1975 (supplementary provisions), after section 85 (application to Crown) insert—

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“85A Application to House of Commons staff.

- (1) Parts II and IV apply to an act done by an employer of a relevant member of the House of Commons staff, and to service as such a member, as they apply to an act done by and to service for the purposes of a Minister of the Crown or government department, and accordingly apply as if references to a contract of employment included references to the terms of service of such a member.
- (2) In this section “relevant member of the House of Commons staff” has the same meaning as in section 139 of the Employment Protection (Consolidation) Act 1978; and subsections (4) to (9) of that section (person to be treated as employer of House of Commons staff) apply, with any necessary modifications, for the purposes of Parts II and IV as they apply by virtue of this section.”.

Race Relations Discrimination Act 1976 (c.74)

- 7 In Part X of the Race Relations Act 1976 (supplementary provisions), after section 75 (application to Crown) insert—

“75A Application to House of Commons staff.

- (1) Parts II and IV apply to an act done by an employer of a relevant member of the House of Commons staff, and to service as such a member, as they apply to an act done by and to service for the purposes of a Minister of the Crown or government department, and accordingly apply as if references to a contract of employment included references to the terms of service of such a member.
- (2) In this section “relevant member of the House of Commons staff” has the same meaning as in section 139 of the Employment Protection (Consolidation) Act 1978; and subsections (4) to (9) of that section (person to be treated as employer of House of Commons staff) apply, with any necessary modifications, for the purposes of Parts II and IV as they apply by virtue of this section.”.

Aircraft and Shipbuilding Industries Act 1977 (c.3)

- 8 (1) The Aircraft and Shipbuilding Industries Act 1977 is amended as follows.
- (2) In section 6 (machinery for settling terms and conditions of employment), in subsection (2)(b) (resolution of trade disputes) for “within the meaning of the Employment Protection Act 1975” substitute “ within the meaning of Part IV of the Trade Union and Labour Relations (Consolidation) Act 1992 ”.
 - (3) In section 56(1) (interpretation), in the definition of “relevant trade union”—
 - (a) for “as defined in section 30(1) of the Trade Union and Labour Relations Act 1974” substitute “ within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992 ”, and
 - (b) for “as defined by section 126(1) of the Employment Protection Act 1975” substitute “ within the meaning of that Act ”.

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Patents Act 1977 (c.37)

- 9 In section 40 of the Patents Act 1977 (compensation for employees for certain inventions), in subsection (6) in the definition of “relevant collective agreement” for “the Trade Union and Labour Relations Act 1974” substitute “ the Trade Union and Labour Relations (Consolidation) Act 1992 ”.

House of Commons (Administration) Act 1978 (c.36)

- 10 In Schedule 1 to the House of Commons (Administration) Act 1978 (the House of Commons Commission), in paragraph 5 (delegation of functions) for sub-paragraph (6) substitute—
 - “(6) In sub-paragraph (5) “trade union”, and “recognised” in relation to a trade union, have the same meaning as in the Trade Union and Labour Relations (Consolidation) Act 1992.”.

Employment Protection (Consolidation) Act 1978 (c.44)

F⁵11

Textual Amendments
 F5 Sch. 2 para. 11 repealed (22.8.1996) by 1996 c. 18, ss. 242, 243, Sch. 3 Pt. I (with ss. 191-195, 202)

F⁶12

Textual Amendments
 F6 Sch. 2 para. 12 repealed (22.8.1996) by 1996 c. 18, ss. 240, 243, Sch. 3 Pt. I (with ss. 191-195, 202)

F⁷13

Textual Amendments
 F7 Sch. 2 para. 13 repealed (22.8.1996) by 1996 c. 18, ss. 240, 243, Sch. 3 Pt. I (with ss. 191-195, 202)

F⁸14

Textual Amendments
 F8 Sch. 2 para. 14 repealed (22.8.1996) by 1996 c. 18, ss. 240, 243, Sch. 3 Pt. I (with ss. 191-195, 202)

F⁹15

Textual Amendments
 F9 Sch. 2 para. 15 repealed (30.8.1993) by 1993 c. 19, s. 51, Sch.10; S.I. 1993/1908, art. 2(1), Sch.1

F¹⁰16

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Textual Amendments

F10 Sch. 2 para. 16 repealed (22.8.1996) by 1996 c. 18, ss. 240, 243, Sch. 3 Pt. I (with ss. 191-195, 202)

^{F11}17

Textual Amendments

F11 Sch. 2 para. 17 repealed (22.8.1996) by 1996 c. 18, ss. 240, 243, Sch. 3 Pt. I (with ss. 191-195, 202)

^{F12}18

Textual Amendments

F12 Sch. 2 para. 18 repealed (22.8.1996) by 1996 c. 18, ss. 240, 243, Sch. 3 Pt. I (with ss. 191-195, 202)

^{F13}19

Textual Amendments

F13 Sch. 2 para. 19 repealed (22.8.1996) by 1996 c. 17, ss. 45, 46, Sch. 3 Pt. I (with s. 38)

^{F14}20

Textual Amendments

F14 Sch. 2 para. 20 repealed (22.8.1996) by 1996 c. 17, ss. 45, 46, Sch. 3 Pt. I (with s. 38)

^{F15}21

Textual Amendments

F15 Sch. 2 para. 21 repealed (22.8.1996) by 1996 c. 18, ss. 240, 243, Sch. 3 Pt. I (with ss. 191-195, 202)

^{F16}22

Textual Amendments

F16 Sch. 2 para. 22 repealed (22.8.1996) by 1996 c. 18, ss. 240, 243, Sch. 3 Pt. I (with ss. 191-195, 202)

^{F17}23

Textual Amendments

F17 Sch. 2 para. 23 repealed (22.8.1996) by 1996 c. 18, ss. 240, 243, Sch. 3 Pt. I (with ss. 191-195, 202)

24 ^{F18}(1)

^{F18}(2)

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F19(3)

Textual Amendments

- F18 Sch. 2 para. 24(1)(2) repealed (22.8.1996) by 1996 c. 17, ss. 45, 46, **Sch. 3 Pt. I** (with s. 38)
- F19 Sch. 2 para. 24(3) repealed (30.11.1993) by 1993 c. 19, s. 51, **Sch. 10**; S.I. 1993/2503, art. 2(2), **Sch. 2**

F2025

Textual Amendments

- F20 Sch. 2 para. 25 repealed (22.8.1996) by 1996 c. 17, ss. 45, 46, **Sch. 3 Pt. I** (with s. 38)

Crown Agents Act 1979 (c.43)

F2126

Textual Amendments

- F21 Sch. 2 para. 26 repealed (21.3.1997) by 1995 c. 24, s. 13(2), **Sch. 2 Pt. I**; S.I. 1997/1139, **art. 2**

Agricultural Training Board Act 1982 (c.9)

27 F22

Textual Amendments

- F22 Sch. 2 para. 27 repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), **s. 1(1)**, {Sch. 1 Pt. 2 Group 2}

Industrial Training Act 1982 (c.10)

28 In section 21 of the Industrial Training Act 1982 (short title, extent and commencement), before subsection (2) (extent) insert—

“(1A) Section 287(2) of the Trade Union and Labour Relations (Consolidation) Act 1992 (power to extend provisions to offshore employment) applies to the provisions of this Act as to the provisions of that Act.”;

and in subsection (2) for “Paragraph 4 of Schedule 3 to this Act extends” substitute “ Subsection (1A) above and paragraph 4 of Schedule 3 extend ”.

Oil and Gas (Enterprise) Act 1982 (c.23)

F2329

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Textual Amendments

F23 Sch. 2 para. 29 repealed (15.2.1999) by 1998 c. 17, s. 51, **Sch. 5 Pt. I** (with Sch. 3 para. 5(1)); S.I. 1999/161, **art. 2(1)**

Employment Act 1982 (c.46)

F24³⁰

Textual Amendments

F24 Sch. 2 para. 30 repealed (22.8.1996) by 1996 c. 18, ss. 240, 243, **Sch. 3 Pt. I** (with ss. 191-195, 202)

Insurance Companies Act 1982 (c.50)

31 In section 2(2) of the Insurance Companies Act 1982 (exceptions from requirement of authorisation under that Act), and in section 15(3) of that Act (exceptions from regulatory provisions), for “assigned to them by section 28 of the Trade Union and Labour Relations Act 1974” substitute “ respectively assigned by section 1 and section 122(1) of the Trade Union and Labour Relations (Consolidation) Act 1992 ”.

Value Added Tax Act 1983 (c.55)

F25³²

Textual Amendments

F25 Sch. 2 para. 32 repealed (1.9.1994) by 1994 c. 23, ss. 100(2), 101(1), **Sch. 15**

Insolvency Act 1986 (c.45)

F26³³

Textual Amendments

F26 Sch. 2 para. 33 repealed (22.8.1996) by 1996 c. 18, ss. 240, 243, **Sch. 3 Pt. I** (with ss. 191-195, 202)

Wages Act 1986 (c.48)

34 F27⁽¹⁾

F27⁽²⁾

F28⁽³⁾

Textual Amendments

F27 Sch. 2 para. 34(1)(2) repealed (22.8.1996) by 1996 c. 18, ss. 240, 243, **Sch. 3 Pt. I** (with ss. 191-195, 202)

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F28 Sch. 2 para. 34(3) repealed (30.8.1993) by 1993 c. 19, s. 51, **Sch. 10**; S.I. 1993/1908, art. 2(1), **Sch. 1**

Building Societies Act 1986 (c.53)

- 35 In section 7(4)(c)(iii) of the Building Societies Act 1986 (shares held and deposits made by or on behalf of trade union) for “Trade Union and Labour Relations Act 1974” substitute “ Trade Union and Labour Relations (Consolidation) Act 1992 ”.

Sex Discrimination Act 1986 (c.59)

- 36 In section 6 of the Sex Discrimination Act 1986 (application of provisions to collective agreements), in subsection (6) (meaning of “collective agreement”) for the words from “section 29(1)” to “trade dispute)” substitute “ section 178(2) of the Trade Union and Labour Relations (Consolidation) Act 1992 ”.

Income and Corporation Taxes Act 1988 (c.1)

F29 37

Textual Amendments

F29 Sch. 2 para. 37 repealed (with effect in accordance with s. 1184(1) of the amending Act) by **Corporation Tax Act 2010 (c. 4)**, s. 1184(1), **Sch. 3 Pt. 1** (with **Sch. 2**)

Local Government Act 1988 (c.9)

- 38 In section 17 of the Local Government Act 1988 (local and other public authority contracts: exclusion of non-commercial considerations), in subsection (8)—
- (a) in the definition of “industrial dispute”, for “the Trade Union and Labour Relations Act 1974” substitute “ Part V of the Trade Union and Labour Relations (Consolidation) Act 1992 ”, and
 - (b) in the closing words, for “Trade Union and Labour Relations Act 1974” substitute “ Trade Union and Labour Relations (Consolidation) Act 1992 ”.

Local Government and Housing Act 1989 (c.42)

- 39 (1) In section 12 of the Local Government and Housing Act 1989 (conflict of interest in staff negotiations), subsection (2) (definitions) is amended as follows.
- (2) For the definition of “member” substitute—
- ““member”, in relation to a trade union consisting wholly or partly of, or of representatives of, constituent or affiliated organisations, includes a member of any of its constituent or affiliated trade unions;”.
- (3) In the definition of “official” and “trade union” for “the Trade Union and Labour Relations Act 1974” substitute “ the Trade Union and Labour Relations (Consolidation) Act 1992 ”.

Industrial Relations (Northern Ireland) Order 1992 (S.I. 1992 No. 807 (N.I. 5))

- 40 (1) The Industrial Relations (Northern Ireland) Order 1992 is amended as follows.

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- (2) In Article 5 (lists of trade unions and employers' associations)—
- (a) in paragraph (5)(a) for “either list maintained under section 8 of the Trade Union and Labour Relations Act 1974” substitute “ the list of trade unions or the list of employers' associations kept under the Trade Union and Labour Relations (Consolidation) Act 1992 ”;
 - (b) in paragraph (11) for “or employers' associations maintained under section 8 of the Trade Union and Labour Relations Act 1974” substitute “ or the list of employers' associations kept under the Trade Union and Labour Relations (Consolidation) Act 1992 ” and for “subsection (10) of that section” substitute “ section 2(5) or 123(5) of that Act ”.
- (3) In Article 6 (certification as independent trade union), in paragraphs (12) and (13) for “section 8 of the Employment Protection Act 1975” substitute “ section 6 of the Trade Union and Labour Relations (Consolidation) Act 1992 ”.
- (4) In Article 12 (returns by trade unions and employers' associations outside Northern Ireland), in paragraph (1) for “section 11 of the Trade Union and Labour Relations Act 1974” substitute “ section 32 of the Trade Union and Labour Relations (Consolidation) Act 1992 ” and for “subsection (2)” substitute “ subsection (1) ”.

- F30(5)
- F30(6)
- F30(7)
- F30(8)
- F30(9)

Textual Amendments

F30 Sch. 2 para. 40(5)-(9) repealed (1.10.1995) by S.I. 1995/1980 (N.I. 12), art. 150(4), **Sch. 4**; S.R. 1995/354, art. 2(1)

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