



Employment Tribunals Act 1996

1996 CHAPTER 17

PART II

THE EMPLOYMENT APPEAL TRIBUNAL

Decisions and further appeals

35 Powers of Appeal Tribunal.

- (1) For the purpose of disposing of an appeal, the Appeal Tribunal may—
 - (a) exercise any of the powers of the body or officer from whom the appeal was brought, or
 - (b) remit the case to that body or officer.
- (2) Any decision or award of the Appeal Tribunal on an appeal has the same effect, and may be enforced in the same manner, as a decision or award of the body or officer from whom the appeal was brought.

36 Enforcement of decisions etc.

- (1) Any sum payable in England and Wales in pursuance of an award of the Appeal Tribunal—
 - (a) made under section 67 or 176 of the ^{M1}Trade Union and Labour Relations (Consolidation) Act 1992, and
 - (b) registered in accordance with Appeal Tribunal procedure rules,is, if a county court so orders, recoverable by execution issued from the county court or otherwise as if it were payable under an order of that court.
- (2) Any order by the Appeal Tribunal for the payment in Scotland of any sum in pursuance of such an award (or any copy of such an order certified by the Secretary of the Tribunals) may be enforced as if it were an extract registered decree arbitral bearing a warrant for execution issued by the sheriff court of any sheriffdom in Scotland.

Status: Point in time view as at 22/08/1996.

Changes to legislation: Employment Tribunals Act 1996, Cross Heading: Decisions and further appeals is up to date with all changes known to be in force on or before 06 August 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)

- (3) Any sum payable in pursuance of an award of the Appeal Tribunal under section 67 or 176 of the Trade Union and Labour Relations (Consolidation) Act 1992 shall be treated as if it were a sum payable in pursuance of a decision of an industrial tribunal for the purposes of section 14 of this Act.
- (4) No person shall be punished for contempt of the Appeal Tribunal except by, or with the consent of, a judge.
- (5) A magistrates' court shall not remit the whole or part of a fine imposed by the Appeal Tribunal unless it has the consent of a judge who is a member of the Appeal Tribunal.

Marginal Citations

M1 1992 c. 52.

37 Appeals from Appeal Tribunal.

- (1) Subject to subsection (3), an appeal on any question of law lies from any decision or order of the Appeal Tribunal to the relevant appeal court with the leave of the Appeal Tribunal or of the relevant appeal court.
- (2) In subsection (1) the “relevant appeal court” means—
 - (a) in the case of proceedings in England and Wales, the Court of Appeal, and
 - (b) in the case of proceedings in Scotland, the Court of Session.
- (3) No appeal lies from a decision of the Appeal Tribunal refusing leave for the institution or continuance of, or for the making of an application in, proceedings by a person who is the subject of a restriction of proceedings order made under section 33.
- (4) This section is without prejudice to section 13 of the ^{M2}Administration of Justice Act 1960 (appeal in case of contempt of court).

Marginal Citations

M2 1960 c. 65.

Status:

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Changes to legislation:

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