



Employment Tribunals Act 1996

1996 CHAPTER 17

PART II **E+W+S**

THE EMPLOYMENT APPEAL TRIBUNAL

Jurisdiction

21 **Jurisdiction of Appeal Tribunal.** **E+W+S**

(1) An appeal lies to the Appeal Tribunal on any question of law arising from any decision of, or arising in any proceedings before, an [^{F1}employment tribunal] under or by virtue of—

- (a) ^{M1} the Equal Pay Act 1970,
- (b) ^{M2} the Sex Discrimination Act 1975,
- (c) ^{M3} the Race Relations Act 1976,
- (d) ^{M4} the Trade Union and Labour Relations (Consolidation) Act 1992,
- (e) ^{M5} the Disability Discrimination Act 1995, ^{F2} . . .
- (f) ^{M6} the Employment Rights Act 1996 [^{F3F4} . . .
- [the National Minimum Wage Act 1998, ^{F6} . . .]

^{F5}(ff)

[^{F7}]

(fg)

(g) this Act]

[^{F8}(h) the Working Time Regulations 1998, ^{F9} . . .

(i) the Transnational Information and Consultation of Employees Regulations 1999.]

[^{F10F11} . . .

(j) the Part-time Workers (Prevention of Less Favourable Treatment) Regulations 2000.]

[^{F12F13} . . .

Status: Point in time view as at 02/12/2003.

Changes to legislation: Employment Tribunals Act 1996, Cross Heading: Jurisdiction is up to date with all changes known to be in force on or before 27 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)

- (k) the Fixed-term Employees (Prevention of Less Favourable Treatment) Regulations 2002.^[F14F15] . . .
 - (l) the Employment Equality (Sexual Orientation) Regulations 2003^[F16] or
 - (m) the Employment Equality (Religion or Belief) Regulations 2003]
- (2) No appeal shall lie except to the Appeal Tribunal from any decision of an ^[F1]employment tribunal] under or by virtue of the Acts listed ^[F17]or the Regulations referred to] in subsection (1).
- (3) Subsection (1) does not affect any provision contained in, or made under, any Act which provides for an appeal to lie to the Appeal Tribunal (whether from an ^[F1]employment tribunal], the Certification Officer or any other person or body) otherwise than on a question to which that subsection applies.
- ^[F18](4) The Appeal Tribunal also has any jurisdiction in respect of matters other than appeals which is conferred on it by or under—
- (a) the Trade Union and Labour Relations (Consolidation) Act 1992,
 - (b) this Act, or
 - (c) any other Act.]

Textual Amendments

- F1** Words in s. 21 substituted (1.8.1998) by 1998 c. 8, s. 1(2)(a) (with s. 16(2)); S.I. 1998/1658, art. 2(1), **Sch. 1**
- F2** Word in s. 21(1)(e) repealed (1.8.1998) by 1998 c. 8, s. 15, **Sch. 2**; S.I. 1998/1658, art. 2(1), **Sch. 1**
- F3** S. 21(1)(g) and word “or” immediately preceding inserted (*retrospectively*) by 1998 c. 8, ss. 15, 17(3), **Sch. 1 para. 17(1)(2)**
- F4** Word at the end of s. 21(1)(f) repealed (1.11.1998) by 1998 c. 39, s. 53, **Sch. 3** (with s. 36); S.I. 1998/2574, art. 2(1), **Sch. 1**
- F5** S. 21(1)(ff) inserted (1.11.1998) by 1998 c. 39, s. 29 (with s. 36); S.I. 1998/2574, art. 2(1), **Sch. 1**
- F6** Word in s. 21(1)(ff) omitted (5.10.1999) by virtue of 1999 c. 10, ss. 7, 19(4), 20(2), Sch. 3 para. 5, **Sch. 6** and expressed to be omitted (15.1.2000) by virtue of S.I. 1999/3323, **reg. 35(3)(a)**
- F7** S. 21(1)(fg) inserted (5.10.1999) by 1999 c. 10, ss. 7, 19(4), 20(2), Sch. 3 para. 5, Sch. 6 and repealed (6.4.2003) by 2002 c. 21, ss. 60, 61, **Sch. 6**; S.I. 2003/962, **art. 2(3)(e)**, Sch. 1 (subject to arts. 3, 4)
- F8** S. 21(1)(h)(i) substituted (15.1.2000) for words at the end of subsection (1) by S.I. 1999/3323, **reg. 35(3)**
- F9** Word at the end of s. 21(1)(h) omitted (1.7.2000) by virtue of S.I. 2000/1551, reg. 10, **Sch. para. 1(b)(i)**
- F10** S. 21(1)(j) and word “or” immediately preceding it inserted (1.7.2000) by S.I. 2000/1551, reg. 10, **Sch. para. 1(b)(ii)**
- F11** Word at the end of s. 21(1)(i) omitted (1.10.2002) by virtue of S.I. 2002/2034, **reg. 11 Sch. 2 para. 2(b)(i)**
- F12** S. 21(1)(k) inserted (1.10.2002) by S.I. 2002/2034, **reg. 11 Sch. 2 para. 2(b)(ii)**
- F13** Word at the end of s. 21(1)(j) omitted (1.12.2003) by virtue of The Employment Equality (Sexual Orientation) Regulations 2003 (S.I. 2003/1661), reg. 39, **Sch. 5 para. 1(b)(i)**
- F14** S. 21(1)(l) and preceding word inserted (1.12.2003) by The Employment Equality (Sexual Orientation) Regulations 2003 (S.I. 2003/1661), reg. 39, **Sch. 5 para. 1(b)(ii)**
- F15** Word at the end of s. 21(1)(k) omitted (2.12.2003) by virtue of The Employment Equality (Religion or Belief) Regulations 2003 (S.I. 2003/1660), reg. 39(2), **Sch. 5 para. 1(b)(i)**
- F16** S. 21(1)(m) and preceding word inserted (2.12.2003) by The Employment Equality (Religion or Belief) Regulations 2003 (S.I. 2003/1660), reg. 39(2), **Sch. 5 para. 1(b)(ii)**
- F17** Words in s. 21(2) inserted (1.10.1998) by S.I. 1998/1833, **reg. 34(b)**
- F18** S. 21(4) inserted (1.8.1998) by 1998 c. 8, s. 15, **Sch. 1 para. 17(3)**; S.I. 1998/1658, art. 2(1), **Sch. 1**

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Marginal Citations

- M1** 1970 c.41
- M2** 1975 c.65
- M3** 1976 c.74
- M4** 1992 c.52
- M5** 1995 c.50
- M6** 1996 c.18

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