
STATUTORY INSTRUMENTS

1997 No. 869

The Race Relations (Northern Ireland) Order 1997

PART VIII **N.I.**

ENFORCEMENT

Enforcement in employment field

Jurisdiction of industrial tribunals **N.I.**

52.—(1) A complaint by any person (“the complainant”) that another person (“the respondent”) —

- (a) has committed an act^{F1} . . . against the complainant which is unlawful by virtue of Part II^{F1}, Article 72ZA or, (in relation to discrimination on grounds of race or ethnic or national origins, or harassment), Article 26]; or
- (b) is by virtue of Article 32 or 33 to be treated as having committed such an act^{F1} . . . against the complainant,

may be presented to an industrial tribunal.

(2) Paragraph (1) does not apply to a complaint under Article 14(1) of an act in respect of which an appeal, or proceedings in the nature of an appeal, may be brought under any statutory provision.

(3) Where a complaint is presented to an industrial tribunal under paragraph (1) and it appears to the tribunal that the act to which the complaint relates is one in respect of which (as being unlawful discrimination within the meaning of the^{F2} Fair Employment and Treatment (Northern Ireland) Order 1998)]—

- (a) a complaint could be made to the Fair Employment Tribunal for Northern Ireland under^{F2} Part VI of that Order]; or
- (b) such a complaint has been made, but the proceedings^{F2} under the Fair Employment and Treatment (Northern Ireland) Order 1998] have not been disposed of,

the tribunal shall not proceed further under this Order in relation to the complaint unless all proceedings which can be taken^{F2} under the Fair Employment and Treatment (Northern Ireland) Order 1998] in respect of the act have been disposed of.

F1 SR 2003/341

F2 1998 NI 21

Changes to legislation:

The Race Relations (Northern Ireland) Order 1997, Section 52 is up to date with all changes known to be in force on or before 17 May 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.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Instrument am. (prosp.) by [1998 c. 17 s.50 Sch.4 para.41](#)
- Instrument am. (prosp.) by [1998 c. 32 s.74\(1\)Sch.4 para.24](#)