



Employment Protection (Consolidation) Act 1978

1978 CHAPTER 44

PART IX

MISCELLANEOUS AND SUPPLEMENTAL

[^{F1} House of Lords staff

VALID FROM 22/08/1996

[^{F1}139A ^{F2}Provisions as to House of Lords staff.

^{F3}(1)

^{F3}(2)

(3) For the purposes of the application of the enactments applied by subsection (1) in relation to a relevant member of the House of Lords staff—

^{F4}(a)

^{F3}(b)

^{F3}(4)

^{F3}(5)

^{F3}(6)]

Textual Amendments

F1 S. 139A and cross heading inserted (30.11.1993) by 1993 c. 19, s. 49(1), **Sch. 7 para.11**; S.I. 1993/2503, art. 2(2), **Sch.2**

Status: Point in time view as at 16/10/1992. This version of this provision is not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the Employment Protection (Consolidation) Act 1978, Section 139A. (See end of Document for details)

- F2** S. 139A inserted (30.11.1993) by 1993 c. 19, s. 49(1), **Sch. 7 para. 11**; S.I. 1993/2503, art. 2(2), **Sch. 2**
- F3** S. 139A(1)(2)(3)(b)(4)-(6) repealed (22.8.1996) by 1996 c. 18, ss. 242, 243, **Sch. 3 Pt. I** (with ss. 191-195, 202) and subject to an amendment to s. 139A(2) (1.8.1998) by 1998 c. 8, s. 1(2) (with s. 16(2)); S.I. 1998/1658, art. 2, **Sch. 1**
- F4** S. 139A(3)(a) repealed (22.8.1996) by 1996 c. 17, ss. 45, 46, **Sch. 3 Pt. I** (with s. 38)

139A ^{F5} **Provisions as to House of Lords staff.** **E+W+S**

- (1) The provisions of Parts I, II, III, V and VIII, and this Part and section 53 shall apply in relation to employment as a relevant member of the House of Lords staff as they apply to other employment.
- (2) Nothing in any rule of law or the law or practice of Parliament shall prevent a relevant member of the House of Lords staff from bringing a civil employment claim before the court or from bringing before an industrial tribunal proceedings of any description which could be brought before such a tribunal by a person who is not such a member.
- (3) For the purposes of the application of the enactments applied by subsection (1) in relation to a relevant member of the House of Lords staff—
 - (a) the reference in paragraph 1(5)(c) of Schedule 9 to a person’s undertaking or any undertaking in which he works shall be construed as a reference to the national interest or, if the case so requires, the interests of the House of Lords; and
 - (b) any other reference to an undertaking shall be construed as a reference to the House of Lords.
- (4) Where the terms of his contract of employment restrict the right of a relevant member of the House of Lords staff to take part in—
 - (a) certain political activities, or
 - (b) activities which may conflict with his official functions,
 nothing in section 29 shall require him to be allowed time off work for public duties connected with any such activities.
- (5) In this section—

“relevant member of the House of Lords staff” means any person who is employed under a contract of employment with the Corporate Officer of the House of Lords;

“civil employment claim” means a claim arising out of or relating to a contract of employment or any other contract connected with employment, or a claim in tort arising in connection with a person’s employment; and

“the court” means the High Court or the county court.
- (6) For the purposes of the application of the enactments applied by subsection (1) and of any civil employment claim in relation to a person continuously employed in or for the purposes of the House of Lords up to the time when he became so employed under a contract of employment with the Corporate Officer of the House of Lords, his employment shall not be treated as having been terminated by reason only of a change in his employer before or at that time.

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Changes to legislation: There are currently no known outstanding effects for the Employment Protection (Consolidation) Act 1978, Section 139A. (See end of Document for details)

Textual Amendments

- F5** S. 139A inserted (30.11.1993) by 1993 c. 19, s. 49(1), **Sch. 7 para.11**; S.I. 1993/2503, art. 2(2), **Sch. 2**

Status:

Point in time view as at 16/10/1992. This version of this provision is not valid for this point in time.

Changes to legislation:

There are currently no known outstanding effects for the Employment Protection (Consolidation) Act 1978, Section 139A.