



Trade Union and Labour Relations (Consolidation) Act 1992

1992 CHAPTER 52

PART I

TRADE UNIONS

CHAPTER III

TRADE UNION ADMINISTRATION

Supplementary

44 Discharge of duties in case of union having branches or sections.

- (1) The following provisions apply where a trade union consists of or includes branches or sections.
- (2) Any duty falling upon the union in relation to a branch or section under the provisions of—
section 28 (duty to keep accounting records),
[^{F1}sections 32 and 33 to 37] (annual return, accounts and audit), or
sections 38 to 42 (members' superannuation schemes),
shall be treated as discharged to the extent to which a branch or section discharges it instead of the union.
- (3) In sections 29 to 31 (right of member to access to accounting records) references to a branch or section do not include a branch or section which is itself a trade union.
- (4) Any duty falling upon a branch or section by reason of its being a trade union under—
section 24 (register of members' names and addresses),

Status: Point in time view as at 05/12/2005. This version of this provision has been superseded.

Changes to legislation: Trade Union and Labour Relations (Consolidation) Act 1992, Section 44 is up to date with all changes known to be in force on or before 05 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)

section 28 (duty to keep accounting records),
 [F1sections 32 and 33 to 37] (annual return, accounts and audit), or
 section 38 to 42 (members' superannuation schemes),
 shall be treated as discharged to the extent to which the union of which it is a branch
 or section discharges the duty instead of it.

[F2(5) Where the duty falling on a trade union under section 32 to send to the Certification Officer a return relating to its affairs is treated as discharged by the union by virtue of subsection (2) or (4) of this section, the duties imposed by section 32A in relation to the return shall be treated as duties of the branch or section of the union, or the trade union of which it is a branch or section, by which that duty is in fact discharged.]

Textual Amendments

- F1** Words in s. 44(2)(4) substituted (1.1.1994) by 1993 c. 19, s. 49(2), **Sch. 8 para. 44(a)**; S.I. 1993/1908, art. 2(3), **Sch. 3**
- F2** S. 44(5) inserted (1.1.1994) by 1993 c. 19, s. 49(2), **Sch. 8 para. 44(b)**; S.I. 1993/1908, art. 2(3), **Sch.3**

Status:

Point in time view as at 05/12/2005. This version of this provision has been superseded.

Changes to legislation:

Trade Union and Labour Relations (Consolidation) Act 1992, Section 44 is up to date with all changes known to be in force on or before 05 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.