



# Employment Tribunals Act 1996

## 1996 CHAPTER 17

### PART II

#### THE EMPLOYMENT APPEAL TRIBUNAL

##### *Procedure*

### **30 Appeal Tribunal procedure rules.**

- (1) The Lord Chancellor, after consultation with the Lord President of the Court of Session, shall make rules ("Appeal Tribunal procedure rules") with respect to proceedings before the Appeal Tribunal.
- (2) Appeal Tribunal procedure rules may, in particular, include provision—
  - (a) with respect to the manner in which, and the time within which, an appeal may be brought,
  - (b) with respect to the manner in which [<sup>F1</sup>or complaint] to the Appeal Tribunal may be made,
  - (c) for requiring persons to attend to give evidence and produce documents and for authorising the administration of oaths to witnesses,
  - (d) for requiring or enabling the Appeal Tribunal to sit in private in circumstances in which an [<sup>F2</sup>employment tribunal] is required or empowered to sit in private by virtue of [<sup>F3</sup>section 10A] of this Act,
  - (e) <sup>F4</sup> .....
  - (f) for interlocutory matters arising on any appeal or application to the Appeal Tribunal to be dealt with [<sup>F5</sup> by an officer of the Appeal Tribunal ] .

[<sup>F6</sup>(2A) Appeal Tribunal procedure rules may make provision of a kind which may be made by employment tribunal procedure regulations under section 10(2), (5), (6) or (7).

(2B) For the purposes of subsection (2A)—

- (a) the reference in section 10(2) to section 4 shall be treated as a reference to section 28, and

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*Changes to legislation: Employment Tribunals Act 1996, Section 30 is up to date with all changes known to be in force on or before 25 July 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)*

- (b) the reference in section 10(4) to the President or a Regional <sup>F7</sup> Employment Judge ] shall be treated as a reference to a judge of the Appeal Tribunal.
- (2C) Section 10B shall have effect in relation to a direction to or determination of the Appeal Tribunal as it has effect in relation to a direction to or determination of an employment tribunal.]
- (3) Subject to Appeal Tribunal procedure rules <sup>F8</sup> and directions under section 28(1) or 29A(1) ], the Appeal Tribunal has power to regulate its own procedure.

#### Textual Amendments

- F1** Words in s. 30(2)(b) substituted (15.1.2000) by S.I. 1999/3323, **reg. 35(4)**
- F2** Words in s. 30 (2)(d) 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**
- F3** Words in s. 30(2)(d) substituted (16.7.2001) by 1999 c. 26, ss. 41, 45(1), **Sch. 8 para. 5**; S.I. 2001/1187, art. 3(b), **Sch.** (as amended by S.I. 2001/1461, **art. 2(2)**)
- F4** S. 30(2)(e) omitted (31.12.2004) by virtue of Employment Relations Act 2004 (c. 24), ss. 57, 59(2)-(4), **Sch. 1 para. 26**; and the said s. 30(2)(e) repealed (6.4.2005) by {Sch. 2} of the said Employment Relations Act 2004 (c. 24); S.I. 2004/3342, **art. 4(b)** (with arts. 5-12); S.I. 2005/872, **art. 4**, Sch (with arts. 5-21)
- F5** Words in s. 30(2)(f) substituted (25.6.2013) by Enterprise and Regulatory Reform Act 2013 (c. 24), **ss. 12(3), 103(2)** (with s. 24(2))
- F6** S. 30(2A)-(2C) inserted (16.7.2001) by 1999 c. 26, ss. 41, 45(1), **Sch. 8 para. 5**; S.I. 2001/1187, art. 3(b), **Sch.** (as amended by S.I. 2001/1461, **art. 2(2)**)
- F7** Words in s. 30(2B)(b) substituted (1.10.2013) by Crime and Courts Act 2013 (c. 22), s. 61(3), **Sch. 14 para. 13(3)**; S.I. 2013/2200, art. 3(g)
- F8** Words in s. 30(3) inserted (3.11.2008) by Tribunals, Courts and Enforcement Act 2007 (c. 15), s. 148, **Sch. 8 para. 48**; S.I. 2008/2696, art. 5(c)(i) (with art. 3)

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