



Employment Rights Act 1996

1996 CHAPTER 18

PART X

UNFAIR DISMISSAL

CHAPTER I

RIGHT NOT TO BE UNFAIRLY DISMISSED

Other dismissals

102 Trustees of occupational pension schemes.

(1) An employee who is dismissed shall be regarded for the purposes of this Part as unfairly dismissed if the reason (or, if more than one, the principal reason) for the dismissal is that, being a trustee of a relevant occupational pension scheme which relates to his employment, the employee performed (or proposed to perform) any functions as such a trustee.

[^{F1}(1A) This section applies to an employee who is a director of a company which is a trustee of a relevant occupational pension scheme as it applies to an employee who is a trustee of such a scheme (references to such a trustee being read for this purpose as references to such a director).]

(2) In this section “relevant occupational pension scheme” means an occupational pension scheme (as defined in section 1 of the ^{M1}Pension Schemes Act 1993) established under a trust.

Textual Amendments

F1 S. 102(1A) inserted (11.11.1999 for specified purposes and otherwise 25.4.2000) by 1999 c. 30, ss. 18, 89(1)(5)(a), **Sch. 2 para. 19(4)**; S.I. 2000/1047, art. 2(2), **Sch. Pt. II**

Status: Point in time view as at 17/03/2014.

Changes to legislation: Employment Rights Act 1996, Section 102 is up to date with all changes known to be in force on or before 11 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)

Modifications etc. (not altering text)

- C1** S. 102 applied (11.11.1999 for specified purposes and otherwise 8.10.2001) by 1999 c. 30, **s. 6(1)**, (with s. 8(6)); **S.I. 2000/1047, art. 2(2), Sch. Pt. V**

Commencement Information

- I1** S. 102 wholly in force at 6.10.1996, see Sch. 2 para. 15(1) and **S.I. 1996/2514, art. 2**

Marginal Citations

- M1** 1993 c. 48.

Status:

Point in time view as at 17/03/2014.

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