

Status: Point in time view as at 25/10/1999.

Changes to legislation: There are currently no known outstanding effects for the Employment Relations Act 1999, SCHEDULE 9. (See end of Document for details)

SCHEDULES

VALID FROM 17/12/1999

SCHEDULE 9

Section 44.

REPEALS

Commencement Information

- II** Sch. 9 partly in force; Sch. 9 not in force at Royal Assent see s. 45; Sch. 9 in force for specified purposes at 17.12.1999 by S.I. 1999/3374, art. 2(c), Sch.; Sch. 9 in force for further specified purposes at 16.7.2001 by S.I. 2001/1187, art. 3(b), Sch. (as amended by S.I. 2001/1461, art. 2)

1.

Ballots and Notices

Chapter	Short title	Extent of repeal
1992 c. 52.	Trade Union and Labour Relations (Consolidation) Act 1992.	In section 226(2) the word “and” at the end of paragraph (b). Section 227(2). In section 234A(7)(a) the words “otherwise than to enable the union to comply with a court order or an undertaking given to a court”.

2.

Leave for family reasons etc

Chapter	Short title	Extent of repeal
1996 c. 17.	Employment Tribunals Act 1996.	In section 13(2)— the word “or” after paragraph (a), paragraph (b), and the words “, or which she held before her absence,”.
1996 c. 18.	Employment Rights Act 1996.	In section 37, subsection (4), the word “and” after subsection (5)(a), and subsection (5)(b).

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S.I. 1994/2479.	Maternity (Compulsory Leave) Regulations 1994.	<p>In section 43, subsection (4), the word “and” after subsection (5)(a), and subsection (5)(b). Section 96. Section 97(6). Section 98(5). Section 105(2). Section 108(3)(a). Section 109(2)(a). Section 114(5). Section 115(4). In section 118(1)(b), the word “, 127”. Section 119(6). Section 127. Section 137. Section 145(7). Section 146(3). Section 156(2). Section 157(6). Section 162(7). In section 199, the words “(subject to subsection (3))” in subsection (2), and subsection (3). In section 200(1), the words “and section 137”. Section 209(6). In section 212— subsection (2), in subsection (3), the word “or” after paragraph (c), and paragraph (d), in subsection (4) the words “or (subject to subsection (2)) subsection (3)(d)”. Section 226(3)(a) and (5)(a). In section 235(1), the definitions of “maternity leave period” and “notified day of return”.</p> <p>The whole instrument.</p>
3.		
Agreement to exclude dismissal rights		
Chapter	Short title	Extent of repeal

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1992 c. 52.	Trade Union and Labour Relations (Consolidation) Act 1992.	In Schedule A1, paragraph 163.
1996 c. 18.	Employment Rights Act 1996.	In section 44(4) the words from the beginning to “the dismissal,”. In section 45A(4) the words from “, unless” to the end. In section 46(2) the words from the beginning to “the dismissal,”. In section 47(2) the words from the beginning to “the dismissal,”. In section 47A(2) the words from the beginning to “the dismissal,”. In section 47B(2) the words from the beginning to “the dismissal,”. Section 197(1) and (2). In section 197(4) the words “(1) or”. In section 203(2)(d) the words “(1) or”. In section 209(2)(g) the words “and 197(1)”.
1999 c. 26	Employment Relations Act 1999.	Section 18(6).
4.		
Power to confer rights on individuals		
Chapter	Short title	Extent of repeal
1996 c. 18.	Employment Rights Act 1996.	Section 209(7).
5.		
ACAS: general duty		
Chapter	Short title	Extent of repeal
1992 c. 52.	Trade Union and Labour Relations (Consolidation) Act 1992.	In section 209 the words from “, in particular” to the end.
1993 c. 19.	Trade Union Reform and Employment Rights Act 1993.	Section 43(1).

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6.

Commissioners

Chapter	Short title	Extent of repeal
1967 c. 13.	Parliamentary Commissioner Act 1967.	In Schedule 2, the entries relating to— the Office of the Commissioner for Protection Against Unlawful Industrial Action, and the Office of the Commissioner for the Rights of Trade Union Members.
1975 c. 24.	House of Commons Disqualification Act 1975.	In Part III of Schedule 1, the entries relating to— the Commissioner for Protection Against Unlawful Industrial Action, and the Commissioner for the Rights of Trade Union Members.
1975 c. 25.	Northern Ireland Assembly Disqualification Act 1975.	In Part III of Schedule 1, the entries relating to— the Commissioner for Protection Against Unlawful Industrial Action, and the Commissioner for the Rights of Trade Union Members.
1992 c. 52.	Trade Union and Labour Relations (Consolidation) Act 1992.	In section 65(3) the words “the Commissioner for the Rights of Trade Union Members or”. In Part I, Chapter VIII. Sections 235B and 235C. Section 266 (and the heading immediately preceding it) and sections 267 to 271. In Schedule 2, paragraphs 1 and 4(4).
1993 c. 19.	Trade Union Reform and Employment Rights Act 1993.	In Schedule 7, paragraph 20. In Schedule 8, paragraphs 2, 6, 7, 58 to 60 and 79 to 84.

7.

The Certification Officer

Chapter	Short title	Extent of repeal
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<p>1992 c. 52.</p>	<p>Trade Union and Labour Relations (Consolidation) Act 1992.</p>	<p>In section 24(6), the second sentence. In section 24A(6), the second sentence. In section 25(2)(b) the words “where he considers it appropriate,”. Section 26(2). In section 45C(2)(a) the words “, where he considers it appropriate,” and section 45C(3) and (4). In section 54(1), the second sentence. In section 55(2)(b) the words “where he considers it appropriate,”. Section 56(2). In section 79(1), the second sentence. In section 80(2)(b) the words “where he considers it appropriate,”. Section 81(2).</p>
<p>8.</p>		
<p>Employment Agencies</p>		
<p>Chapter</p>	<p>Short title</p>	<p>Extent of repeal</p>
<p>1973 c. 35.</p>	<p>Employment Agencies Act 1973.</p>	<p>In section 9(4)(a)(iv) the words “pursuant to or arising out of this Act”.</p>
<p>9.</p>		
<p>Employment rights: employment outside Great Britain</p>		
<p>Chapter</p>	<p>Short title</p>	<p>Extent of repeal</p>
<p>1996 c. 18.</p>	<p>Employment Rights Act 1996.</p>	<p>Section 196. In section 199(6), the words “Section 196(6) does not apply to an employee, and”. In section 201(3)(g), the word “196,”. Section 204(2). In section 209(2)(g), the words “196(1) and”. In section 209(5), the words “, 196(2), (3) and (5)”.</p>

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10.

Sections 33 to 36

Chapter	Short title	Extent of repeal
1992 c. 52.	Trade Union and Labour Relations (Consolidation) Act 1992.	Section 157. Section 158. Section 159. Section 176(7) and (8).
1996 c. 18.	Employment Rights Act 1996.	In section 117, subsection (4)(b) and the word “or” before it, and subsections (5) and (6). Section 118(2) and (3). Section 120(2). Section 124(2). Section 125. Section 186(2). Section 208. Section 227(2) to (4). Section 236(2)(c). In section 236(3) the words “120(2), 124(2)”. In Schedule 1, paragraph 56(10) and (11).
1998 c. 8.	Employment Rights (Dispute Resolution) Act 1998.	Section 14(1).

11.

Compensatory award: removal of limit in certain cases

Chapter	Short title	Extent of repeal
1996 c. 18.	Employment Rights Act 1996.	In section 112(4), the words “or in accordance with regulations under section 127B”. In section 117(2) and (3), the words “and to regulations under section 127B”. In section 118(1), the words “Subject to regulations under section 127B,”. Section 127B.
1998 c. 23.	Public Interest Disclosure Act 1998.	Section 8. Section 18(4)(b).

12.

National Security

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Chapter	Short title	Extent of repeal
1995 c. 50.	Disability Discrimination Act 1995.	Paragraph 4(1)(b) of Schedule 3, and the word “or” immediately before it.
1996 c. 17.	Employment Tribunals Act 1996.	Section 4(7). Section 28(5).
1998 c. 23.	Public Interest Disclosure Act 1998.	Section 11.

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