



Employment And Training Act 1973

1973 CHAPTER 50

An Act to establish public authorities concerned with arrangements for persons to obtain employment and with arrangements for training for employment and to make provision as to the functions of the authorities; to authorise the Secretary of State to provide temporary employment for unemployed persons; to amend the Industrial Training Act 1964 and the law relating to the provision by education authorities of services relating to employment; and for purposes connected with those matters. [25th July 1973]

Modifications etc. (not altering text)

- C1 Act: functions transferred (1.7.1999) (except ss. 2, 4, 5 and 11 for which functions are shared (and modified for s. 2)) by [S.I. 1999/672, art. 2, Sch. 1](#)
- C2 Act extended (*retrospectively*) by [Local Government \(Miscellaneous Provisions\) Act 1982 \(c. 30, SIF 81:1\), s. 45\(1\)](#)
- C3 Act: power to continue certain provisions conferred (1.7.1992) by [Social Security \(Consequential Provisions\) Act 1992 \(c. 6\), ss. 5, 7\(2\), Sch. 3 Pt. II para.15.](#)

1 F1

Textual Amendments

- F1 [S. 1](#) repealed by [Employment Act 1989 \(c. 38, SIF 43:1\), s. 29\(4\), Sch. 7 Pt. I](#)

[^{F2}2] **Functions of the Secretary of State.**

- (1) The Secretary of State shall make such arrangements as he considers appropriate for the purpose of assisting persons to select, train for, obtain and retain employment suitable for their ages and capacities or of assisting persons to obtain suitable employees (including partners and other business associates).
- (2) Arrangements under this section may—

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- (a) include arrangements for providing temporary employment for persons in Great Britain who are without employment;
 - (b) include arrangements for encouraging increases in the opportunities for employment and training that are available to women and girls or to disabled persons;
 - (c) subject to the restriction of paragraph (a) of this subsection to persons in Great Britain, be made in respect of employment and training anywhere in the United Kingdom or elsewhere;
 - (d) include provision for the making of payments by the Secretary of State, by way of grant or loan or otherwise, to persons who provide facilities in pursuance of the arrangements, to persons who use those facilities and to other persons specified in or determined under the arrangements;
 - (e) include provision for the making of payments to the Secretary of State by other parties to the arrangements and by persons who use those facilities;
 - (f) include arrangements for securing that assistance in relation to the matters mentioned in subsection (1) of this section is provided by persons other than the Secretary of State.
- (3) The payments for which arrangements under this section may provide—
- (a) shall include the payment to a person by the Secretary of State of an allowance pending a time when payments will be or may be made to that person in respect of his use of facilities which will be or may be made available to him under any such arrangements;
 - (b) shall not include the payment of any such allowance to a person—
 - (i) for any period after that person has attained the age of eighteen years; or
 - (ii) for any period for which child benefit is payable in respect of that person;
 and
 - (c) shall not include any payment by any person to the Secretary of State, other than a payment for publications issued in pursuance of the arrangements, in respect of the seeking or obtaining for that person of any employment under a contract of service or apprenticeship.
- (4)^{F3}
- (5) No payments shall be made by or on behalf of the Secretary of State by virtue of any power conferred by this section, other than payments under section 11(3) or 12(4) of this Act, unless the Treasury have approved—
- (a) the amounts of the payments or the manner of determining those amounts; and
 - (b) the terms on which they are made or the manner of determining those terms.
- (6)^{F3}]

Textual Amendments

F2 Ss. 2, 3 substituted by [Employment Act 1988 \(c. 19, SIF 43:5\)](#), **s. 25(1)**

F3 Ss. 2(4)(6) which was substituted by [Employment Act 1988 \(c. 19, SIF 43:5\)](#), **s. 25(1)** repealed by [Employment Act 1989 \(c. 38, SIF 43:1\)](#), s. 29(4), **Sch. 7 Pt. I**

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3 F4

Textual Amendments

F4 Ss. 3 which was substituted by Employment Act 1988 (c. 19, SIF 43:5), s. 25(1) repealed by Employment Act 1989 (c. 38, SIF 43:1), s. 29(4), Sch. 7 Pt. I

4 Obtaining and disclosure of information by the Commission and Agencies etc.

(1) F5

(3) Nothing in section 9 of [F6Statistics of Trade Act 1947] (which restricts the disclosure of information obtained under that Act) shall prevent or penalise—

(a) F7

[F8(c) the disclosure by the Secretary of State to a board of relevant information;]

(d) the disclosure by either of the Agencies to the Commission or the other Agency or a board of relevant information which is of a kind specified in a notice in writing given to the disclosing Agency and the recipient of the information by the Secretary of State in pursuance of this paragraph;

(e) the disclosure by the Secretary of State, . . . F9the Commission or either of the Agencies of relevant information, consisting of the name and address of any establishment, the numbers of persons of different descriptions employed there and the nature of the activities carried on there, to

[F10(i) any person who is or is to be engaged in the carrying out on behalf of the Secretary of State . . . F11of any research or survey relating to matters connected with training for employment, with industrial relations or otherwise with employment or unemployment; or]

[F10(ii)] an officer of any of the following bodies who is authorised by that body to receive the information, namely, a local education authority, a local planning authority within the meaning of [F12the Town and Country Planning Act 1990] or the M1Town and Country Planning (Scotland) Act 1972 [F13the Scottish Development Agency][F14the Welsh Development Agency][F15the Development Board for Rural Wales] and a development corporation within the meaning of the M2New Towns Act 1965 or the M3New Towns (Scotland) Act 1968;

(f) the disclosure by the Secretary of State, . . . F16of statistics compiled wholly or partly from relevant information about the numbers of persons employed in any activity or area.

[F17(3A) Where the Secretary of State discloses information to a board or any other person under subsection (3)(c) or (f) of this section, he shall give a notice in writing to that person specifying the purposes for which the information may be used.]

(4) In the preceding subsection—

“a board” means an industrial training board [F18established under section 1 of the Industrial Training Act 1964 or section 1 of the Industrial Training Act 1982]; and

“relevant information” means information obtained under the said Act of 1947;

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and any reference in that subsection to the Secretary of State, a government department . . . ^{F19}, . . . ^{F20} or such a board includes respectively a reference to an officer of his or of that body and also, in the case of a reference to such a board, a reference to any committee appointed by the board, to any officer of such a committee and to any person entitled to take part in proceedings of the board.

(5) A person to whom information is disclosed in pursuance of subsection (3) of this section shall not use the information for a purpose other than—

- (a) ^{F21}
- (c) in a case falling within paragraph (c) . . . ^{F22} or (f) of that subsection, a purpose specified in the notice given with respect to the information in pursuance of [^{F23}subsection (3A) of this section];
- [^{F24}(cc) in the case of information given to such a person as is mentioned in paragraph (e)(i) of that subsection, a purpose related to the carrying out of the research or survey in the carrying out of which that person is or is to be engaged;]
- (d) in the case of information given to an officer of a local education authority or a local planning authority, the purposes of the functions conferred on the authority by section 8 of this Act or, as the case may be, by Part II of [^{F25}the said Act of 1990] or 1972 (which relate to development plans);
- [^{F26}(dd) in the case of information given to an officer of the Scottish Development Agency, the purposes of functions conferred on that Agency by the ^{M4}Scottish Development Agency Act 1975;]
- [^{F28}(dd) in the case of information given to an officer of the Welsh Development Agency, the purposes of functions conferred on that Agency by the ^{M5}Welsh Development Agency Act 1975;]
- (e) in the case of information given to an officer of a development corporation, the purposes of functions conferred on the corporation by section 3 of the said Act of 1965 or 1968 (which relate to the laying out and development of new towns);
- [^{F29}(f) in the case of information given to an officer of the Development Board for Rural Wales, the purposes of functions conferred or imposed on that Board by the ^{M6}Development of Rural Wales Act 1976;]

and a person who contravenes the provisions of this subsection shall be guilty of an offence and liable on summary conviction to a fine of an amount not exceeding [^{F30}level 5 on the standard scale].

(6) ^{F31}

Textual Amendments

- F5** S. 4(1)(2) repealed by [Employment Act 1989 \(c. 38, SIF 43:1\)](#), s. 29(4), **Sch. 7 Pt. I**
- F6** Words substituted by [Employment Act 1989 \(c. 38, SIF 43:1\)](#), s. 29(3), **Sch. 6 para. 9(2)(a)**
- F7** S. 4(3)(a)(b) repealed by [Employment Act 1989 \(c. 38, SIF 43:1\)](#), s. 29(4), **Sch. 7 Pt. I**
- F8** S. 4(3)(c) substituted by [Employment Act 1989 \(c. 38, SIF 43:1\)](#), s. 29(3), **Sch. 6 para. 9(2)(c)**
- F9** Words repealed by virtue of [Employment Act 1989 \(c. 38, SIF 43:1\)](#), s. 29(3)(4), **Sch. 6 para. 9(2)(d), Sch. 7 Pt. I**
- F10** Words inserted by [Employment Act 1988 \(c. 19, SIF 43:5\)](#), s. 28(1)
- F11** Words repealed by [Employment Act 1989 \(c. 38, SIF 43:1\)](#), s. 29(3)(4), **Sch. 6 para. 9(2)(d), Sch. 7 Pt. I**

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- F12** Words substituted by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 4, **Sch. 2 para. 30(a)**
- F13** Words repealed (1.4.1991) by Enterprise and New Towns (Scotland) Act 1990 (c. 35, SIF 64), s. 38(2), **Sch. 5 Pt. I**
- F14** Words inserted by Welsh Development Agency Act 1975 (c. 70), s. 24(6)(a)
- F15** Words inserted by Development of Rural Wales Act 1976 (c. 75), s. 17(2)(a)
- F16** Words repealed by Employment Act 1989 (c. 38, SIF 43:1), s. 29(3)(4), Sch. 6 para. 9(2)(e), **Sch. 7 Pt. I**
- F17** S. 4(3A) inserted by Employment Act 1989 (c. 38, SIF 43:1), s. 29(3), **Sch. 6 para. 9(3)**
- F18** Words substituted by Industrial Training Act 1982 (c. 10, SIF 43:1), s. 20, **Sch. 3 para. 3**
- F19** Words repealed by Employment Act 1989 (c. 38, SIF 43:1), s. 29(4), **Sch. 7 Pt. I**
- F20** Words repealed by Employment and Training Act 1981 (c. 57, SIF 43:1), s. 11(2), **Sch. 3**
- F21** S. 4(5)(a)(b) repealed by Employment Act 1989 (c. 38, SIF 43:1), s. 29(4), **Sch. 7 Pt. I**
- F22** Words repealed by Employment Act 1989 (c. 38, SIF 43:1), s. 29(4), **Sch. 7 Pt. I**
- F23** Words substituted by Employment Act 1989 (c. 38, SIF 43:1), s. 29(3), **Sch. 6 para. 9(4)**
- F24** S. 4(5)(cc) inserted by Employment Act 1988 (c. 19, SIF 43:5), s. 28(2)
- F25** Words substituted by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 4, **Sch. 2 para. 30(b)**
- F26** S. 4(5)(dd) inserted (S.) by Scottish Development Agency Act 1975 (c. 69), s. 11(6)(b)
- F27** S. 4(5)(dd) (as inserted by section 11(6)(b) of the Scottish Development Agency Act 1975 and not as inserted by section 24(6)(b) of the Welsh Development Agency Act 1975) repealed (1.4.1991) by Enterprise and New Towns (Scotland) Act 1990 (c. 35, SIF 64), s. 38(2), **Sch. 5 Pt. I**
- F28** S. 4(5)(dd) inserted (W.) by Welsh Development Agency Act 1975 (c. 70), s. 24(6)(b)
- F29** S. 4(5)(f) inserted by Development of Rural Wales Act 1976 (c. 75), s. 17(2)(b)
- F30** Words substituted by virtue of (E.W.) Criminal Justice Act 1982 (c. 48, SIF 39:1), ss. 38, 46 and (S.) Criminal Procedure (Scotland) Act 1975 (c. 21, SIF 39:1), ss. 289F, 289G
- F31** S. 4(6) repealed by Employment Act 1989 (c. 38, SIF 43:1), s. 29(4), **Sch. 7 Pt. I**

Marginal Citations

- M1** 1972 c. 52.
- M2** 1965 c. 59.
- M3** 1968 c. 16.
- M4** 1975 c. 69.
- M5** 1975 c. 70.
- M6** 1976 c. 75.

Additional Powers of Secretary of State

5 Additional Powers of Secretary of State.

- (1) ^{F32}
- (2) The Secretary of State may—
 - (a) appoint such persons as he thinks fit for the purpose of advising him with respect to the performance of any of the functions conferred on him by virtue of this Act, excluding the following section; and
 - (b) pay to any person appointed in pursuance of the preceding paragraph such subsistence and travelling allowances and such compensation for loss of remunerative time as the Secretary of State may determine with the approval of the Minister for the Civil Service.
- (3) The Secretary of State may arrange for or make payments in respect of—

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- (a) research into any matter connected with any of his functions relating to employment, unemployment or training for employment . . . ^{F33}
 - (b) the dissemination of information derived from such research.
- (4) The Secretary of State shall not make any payments in pursuance of subsection . . . ^{F34}(3) of this section unless the amounts of the payments and the terms on which they are made are approved by the Treasury.

Textual Amendments

F32 S. 5(1) repealed by [Employment Act 1988 \(c. 19, SIF 43:5\)](#), s. 33(2), **Sch. 4**

F33 Words repealed by [Employment Act 1989 \(c. 38, SIF 43:1\)](#), s. 29(4), **Sch. 7 Pt. I**

F34 Words repealed by [Employment Act 1988 \(c. 19, SIF 43:5\)](#), s. 33(2), **Sch. 4**

Modification of Industrial Training Act 1964 and other enactments

6 Modification of Act of 1964.

- (1) ^{F35}
- (3) The preceding provisions of this section shall not have effect in relation to the Agricultural, Horticultural and Forestry Industry Training Board, and—
- (a) the Industrial Training Act 1964 ^{M7} shall have effect in relation to that Board subject to the provisions of Part III of Schedule 2 to this Act; and
 - (b) that Board shall be called the Agricultural Training Board;
- and, without prejudice to the powers conferred by the said Act of 1964 to amend or revoke any order in respect of that Board which was made under that Act before this subsection comes into force, nothing in the preceding provisions of this subsection or in the said Part III shall affect the validity of such an order.
- (4) In accordance with the preceding subsection, sections 1 to 3, 5 and 9 of the said Act are to have effect in relation to the Agricultural Training Board, after the coming into force of that subsection and Part III of Schedule 2 to this Act, as set out in Part IV of that Schedule.
- (5) ^{F36}

Textual Amendments

F35 S. 6(1)(2) repealed by [Industrial Training Act 1982 \(c. 10, SIF 43:1\)](#), s. 20(3), **Sch. 4**

F36 S. 6(5) repealed by [Industrial Training Act 1982 \(c. 10, SIF 43:1\)](#), s. 20(3), **Sch. 4**

Modifications etc. (not altering text)

C4 S. 6(3)(4) repealed in relation to Agricultural Training Board by [Agricultural Training Board Act 1982 \(c. 9, SIF 2:1\)](#), s. 11(1), **Sch. 2**

Marginal Citations

M7 1964 c. 16.

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Textual Amendments

F37 S. 7 repealed by [Employment Protection Act 1975 \(c. 71\)](#), [Sch. 18](#)

Careers services of education authorities

[^{F38}8] **Provision of services by education authorities.**

- (1) Subject to subsections (3) to (5) of this section, it shall be the duty of each local education authority—
- (a) to make arrangements for the purpose of assisting persons who are attending, either full-time or part-time, educational institutions in Great Britain other than universities—
 - (i) to determine what employments will, having regard to their capabilities, be suitable for them and available to them when they leave the institutions, and
 - (ii) to determine what training will then be required by them and available to them in order to fit them for those employments;
 - (b) to make arrangements for the purpose of assisting persons leaving institutions mentioned in the preceding paragraph to obtain such employments and training as are so mentioned; and
 - (c) to make the arrangements made in pursuance of the preceding paragraphs available to persons who seek to make use of them and are either such persons as are mentioned in those paragraphs or persons attending or leaving universities in Great Britain;
- and it shall also be the duty of each local education authority to arrange for officers of the authority to be appointed to administer the arrangements made by the authority in pursuance of this subsection.
- (2) A local education authority may, and shall so far as the Secretary of State directs it to do so, make arrangements in accordance with the following subsection—
- (a) for the purpose of assisting persons (other than those mentioned in paragraphs (a) and (b) of the preceding subsection) who are seeking employment or different employment to determine—
 - (i) what employments are suitable for persons having their capabilities, and
 - (ii) what training they require and is available to them in order to fit them for those employments; and
 - (b) for the purpose of assisting those persons to obtain such employments and training as are mentioned in the preceding paragraph.
- (3) The arrangements made in pursuance of subsection (1) or (2) of this section shall be arrangements—
- (a) for the giving of assistance by collecting and furnishing information about persons seeking and offering employment and persons providing facilities for training; and
 - (b) for providing advice and guidance for the purposes mentioned in that subsection,

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and may include arrangements for the provision of services calculated to facilitate the carrying out of arrangements made in pursuance of paragraph (a) or (b) of this subsection.

(4) Subject to the following subsection, it shall be the duty of local education authorities to consult and co-operate with one another to the extent appropriate for the purpose of securing that the functions conferred on them by subsections (1) and (2) of this section are performed efficiently; and, without prejudice to the powers exercisable by an authority for the purpose of performing that duty, any two or more local education authorities may make arrangements on such terms as they think fit (which may include terms as to the making of payments by one authority to another)—

- (a) for any of the authorities to perform any of those functions on behalf of another of the authorities as respects the whole or part of the other authority’s area;
- (b) for the authorities to act jointly in performing any of those functions as respects the whole or parts of their areas.

(5) F39

(7) The reference to part-time attendance in paragraph (a) of subsection (1) of this section does not include—

- (a) part-time attendance where none of the relevant classes begins on any day before five o’clock in the evening; and
- (b) any other part-time attendance as to which the Secretary of State directs that it shall be disregarded for the purposes of that paragraph;

except that the said reference does include part-time attendance by persons who satisfy the local education authority in question that their attendance is with a view to employment.]

<p>Textual Amendments</p> <p>F38 S. 8 repealed (S.) by Education (Scotland) Act 1980 (c. 44), Sch. 5</p> <p>F39 S. 8(5)(6) repealed by S.I. 1981/494, art. 2</p> <hr/> <p>Modifications etc. (not altering text)</p> <p>C5 S. 8 amended by Sex Discrimination Act 1975 (c. 65), s. 16 and Race Relations Act 1976 (c. 74), s. 15</p>

[^{F409} **Records of vocational advice.**

(1) It shall be the duty of each local education authority to keep records of the vocational advice given on behalf of the authority to such persons as are mentioned in subsection (1)(a) of the preceding section.

(2) Where a person ceases to attend an educational institution (other than a university) in the area of an authority and begins to attend such an institution in the area of another authority it shall be the duty of the first-mentioned authority, on the request of the other authority, to furnish to the other authority any records relating to that person which have been kept by the first-mentioned authority in pursuance of the preceding subsection or transmitted to that authority in pursuance of this subsection and any records of vocational advice given to that person by the Secretary of State which have been transmitted to the first-mentioned authority by the Secretary of State.

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(3) Where to the knowledge of an authority a person ceases to attend a school in the area of the authority otherwise than with a view to attending another school in the area of that or another authority, then, subject to the following subsection, it shall be the duty of the authority—

- (a) to give him a written summary of any vocational advice already given to him on behalf of the authority and of any vocational advice relating to him of which records were transmitted to the authority in pursuance of the preceding subsection or by the Secretary of State; and
- (b) to keep a copy of the summary for two years beginning with the date on which he ceased to attend the school in question; and
- (c) to comply with a request for a copy of the summary which during that period is made to the authority by him; and
- (d) to comply with a request for a copy of the summary which, during that period and at a time when the person to whom it relates is under the age of eighteen, is made to the authority by his parent or guardian;

but an authority shall not be required by virtue of paragraph (c) or (d) of this subsection to furnish more than one copy of the summary to the person to whom it relates or more than one copy of it to a parent or guardian of his.

(4) An authority shall not be required by virtue of paragraph (a) of the preceding subsection to furnish a person with the summary mentioned in that paragraph in a case where the authority has, or the authority and other authorities and the Secretary of State between them have, already furnished him with written statements which together contain the information which apart from this subsection would fall to be included in the summary; and that subsection shall have effect in such a case as if paragraph (a) were omitted and any reference to the summary in any other provision of that subsection were a reference to the statements.

(5) F41

(6) In this section—

“authority” means local education authority;

“parent”, in relation to Scotland, has the meaning assigned to it by section 145(33) of the ^{M8}Education (Scotland) Act 1962;

“school”, in relation to England and Wales, has the meaning assigned to it by section 114(1) of the ^{M9}Education Act 1944 and, in relation to Scotland, has the meaning assigned to it by section 145(42) of the said Act of 1962; and

“vocational advice” means advice and guidance given in pursuance of arrangements made for the purposes of subsection (1)(a) of the preceding section or in pursuance of the ^{M10}Employment and Training Act 1948.]

Textual Amendments

F40 S. 9 repealed (S) by [Education \(Scotland\) Act 1980 \(c. 44\)](#), [Sch. 5](#)

F41 S. 9(5) repealed by [S.I. 1981/494](#), [art. 2](#)

Marginal Citations

M8 1962 c. 47.

M9 1944 c. 31.

M10 1948 c. 46.

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[^{F42}10 Control of education authorities by Secretary of State.

- (1) It shall be the duty of each local education authority—
- (a) to perform the functions conferred on the authority by sections 8 and 9 of this Act in accordance with such guidance of a general character as the Secretary of State may give to the authority; and
 - (b) to provide the Secretary of State, in such manner and at such times as he may specify, with such information and facilities for obtaining information as he may specify with respect to the performance by the authority of those functions.
- (2) The Secretary of State may make arrangements with one or more other Ministers of the Crown—
- (a) for constituting a body consisting of officers of his and of the other Ministers and of such other persons, if any, as may be determined in pursuance of the arrangements; and
 - (b) for the performance by that body on behalf of the Secretary of State of functions conferred on him by the preceding subsection.]

Textual Amendments

F42 S. 10 repealed (S.) by [Education \(Scotland\) Act 1980 \(c. 44\)](#), [Sch. 5](#)

VALID FROM 01/04/1994

[^{F43}10A Provision of ancillary goods and services.

- (1) The functions of a local education authority or education authority shall include power to enter into agreements for the supply of goods or services authorised by this section with any person (other than an authority) who provides, or arranges for the provision of, relevant services and is a person with whom this section authorises such arrangements to be made.
- (2) This section authorises the making of such arrangements with any person—
- (a) who, under arrangements (or joint arrangements) made with that person under section 10(1) or (3) of this Act provides, or arranges for the provision of, the services;
 - (b) who provides the services jointly with an authority under section 10(3) of this Act;
 - (c) who is the means by which, under section 10(8), an authority provides, or arranges for the provision of, the services.
- (3) Subject to subsections (4), (5) and (6) below, this section authorises—
- (a) the supply by the authority to the person of any goods;
 - (b) the provision by the authority for the person of any administrative, professional or technical services;
 - (c) the use by the person of any vehicle, plant or apparatus belonging to the authority and, without prejudice to paragraph (b) above, the placing at the disposal of the person of the services of any person employed in connection with the vehicle or other property in question;

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- (d) the carrying out by the authority of works of maintenance in connection with land or buildings for the maintenance of which the person is responsible; and the authority may purchase and store any goods which in their opinion they may require for the purposes of paragraph (a) above.
- (4) The supply by an authority of goods or services to any person is authorised by this section only for the purpose of the provision by that person of relevant services.
- (5) The supply by an authority of goods or services to any person is authorised by this section only during the period of two years beginning with the day on which that person first provides relevant services in the area of that authority.
- (6) Goods and services shall be supplied on such terms as can reasonably be expected to secure that the full cost of making the supply is recovered by the authority.
- (7) The supply by an authority of goods or services to any person is authorised outside as well as within the area of that authority.
- (8) This section is without prejudice to the generality of any other enactment conferring functions on local education authorities or education authorities.
- (9) In this section—
“goods” includes materials; and
“relevant services” has the meaning given in section 8(2) of this Act.]

Textual Amendments

F43 S. 10A inserted (1.4.1994 in relation to England and Scotland and 1.4.1995 for all other purposes) by 1993 c. 19, s.46; S.I. 1993/2503, art. 2(3), Sch.3.

VALID FROM 01/04/2001

[^{F44}10B Inspection.

- (1) Her Majesty’s Chief Inspector of Schools in England—
- shall advise the Secretary of State on request about matters relating to services provided in England in pursuance of section 8 or 9,
 - may give the Secretary of State other advice about those matters,
 - shall, when requested to do so by the Secretary of State, inspect and report on the provision of those services by any person or institution, and
 - may undertake such other inspections of the provision of those services by persons or institutions as he thinks fit.
- (2) A request under subsection (1)(c)—
- may be general or in relation to specific matters,
 - may relate to a specific person or institution providing services, or to a specific class of person or institution, and
 - may relate to a specific area.
- (3) An inspection under subsection (1)(c) or (d) may not relate to services provided for persons who have attained the age of 20.

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.
Changes to legislation: Employment And Training Act 1973 is up to date with all changes known to be in force on or before 05 March 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)

- (4) A reference in subsection (1) to the provision of services includes a reference to the management and use of resources in providing services.
- (5) Subsections (6) to (8) apply to an inspection under subsection (1)(c) or (d) of services provided in pursuance of arrangements under section 10(1) of this Act.
- (6) A person carrying out or participating in the inspection shall have the same powers as an Inspector of Schools under the following provisions of the School Inspections Act 1996—
 - (a) section 3(3)(a) and (b) (right of access), and
 - (b) section 42 (computer records).
- (7) Section 42A of the 1996 Act (publication of reports) shall apply.
- (8) A person who wilfully obstructs a person in carrying out or participating in the inspection—
 - (a) shall be guilty of an offence, and
 - (b) shall be liable on summary conviction to a fine not exceeding level 4 on the standard scale.]

Textual Amendments

F44 S. 10B inserted (1.4.2001) by 2000 c. 21, s. 122 (with s. 150); S.I. 2001/654, art. 2(2), Sch. Pt. II (with savings and transitional provisions in art. 3)

Supplemental

11 Financial provisions.

- (1) ^{F45}
- (2) There shall be paid out of money provided by Parliament—
 - (a) any expenses incurred by the Secretary of State for the purposes of this Act; and
 - (b) any increase attributable to the provisions of this Act in the sums payable under any other Act out of money so provided;
 and any sums received by the Secretary of State by virtue of this Act shall be paid into the Consolidated Fund.
- (3) Where it appears to the [^{F46}Secretary of State] or an industrial training board [^{F47}established under section 1 of the Industrial Training Act 1964 or section 1 of the Industrial Training Act 1982] that any person would have been entitled, by reference to an injury or disease developed by him or another person in consequence of attendance at a course provided or approved [^{F48}by or on behalf of the Secretary of State or by] the board or in consequence of the use of facilities so provided or approved, to receive any benefit or increase in benefit in pursuance of [^{F49}Part II of the ^{M11}Social Security Act 1975 but for the fact that he or the other person was not at a relevant time an employed earner], the [^{F46}Secretary of State] or the board may make to him payments equal to the whole or part of the benefit or increase in question; . . . ^{F50}

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Textual Amendments

- F45 S. 11(1) repealed by [Employment Act 1989 \(c. 38, SIF 43:1\)](#), s. 29(4), [Sch. 7 Pt. 1](#)
- F46 Words substituted by [Employment Act 1988 \(c. 19, SIF 43:5\)](#), s. 25, [Sch. 2 para. 1\(a\)](#)
- F47 Words substituted by [Industrial Training Act 1982 \(c. 10, SIF 43:1\)](#), s. 20, [Sch. 3 para. 3](#)
- F48 Words substituted by [Employment Act 1988 \(c. 19, SIF 43:5\)](#), s. 25, [Sch. 2 para. 1\(b\)](#)
- F49 Words substituted by [Social Security \(Consequential Provisions\) Act 1975 \(c. 18\)](#), [Sch. 2 Pt. 1 para. 68](#)
- F50 Words repealed by [Employment Act 1988 \(c. 19, SIF 43:5\)](#), s. 33(2), [Sch. 4](#)

Marginal Citations

- M11 [1975 c. 14](#).

12 Ancillary and transitional provisions.

(1) It shall be the duty of the ^{F51}Secretary of State] in exercising any power to select disabled persons for courses of training and other courses or any power to submit for engagements the names of persons registered as handicapped by disablement . . . ^{F52}, to give preference, so far as ^{F53}he . . . ^{F54}] considers it consistent with the efficient exercise of that power, to persons of the classes specified in section 16 of the ^{M12}Disabled Persons (Employment) Act 1944 (which specifies the classes of ex-service men and women to whom preference is to be given in pursuance of that section); and in this subsection “disabled person” and “person registered as handicapped by disablement” have the same meanings as in that Act.

^{F55}(1A) It shall be the duty . . . ^{F56} of each local education authority to furnish the Secretary of State with such information in its possession as the Secretary of State may specify as being information required by him in connection with the determination of questions relating to the exercise by him of any power under this Act to make payments to any persons; and any information falling to be furnished in pursuance of this subsection shall be furnished in such form and at such times as the Secretary of State may direct.]

^{F57}(2) It shall be the duty of each local education authority and the Commission to furnish the Secretary of State with such information in its possession as the Secretary of State may require as being information required in connection with the determination of questions relating to contributions or benefit under—

- (a) the benefit Acts as defined in section 84(1) of the Social Security Act ^{M13}1986;
- (b) the ^{M14}Social Security Act 1988;

and any information falling to be furnished in pursuance of this subsection shall be furnished in such a form and at such times as the Secretary of State may direct.]

(3) ^{F58}

(4) The ^{F59}Secretary of State] or an industrial training board may make to any person payments by way of travelling and subsistence allowances and compensation for loss of remunerative time which ^{F60}, in the case of payments by such a board, are approved by the Secretary of State and which the Secretary of State] or board considers are appropriate in connection with the person’s attendance at any examination connected with a claim for payments from the ^{F61}Secretary of State] or board in pursuance of subsection (3) of the preceding section; . . . ^{F62}

(5) ^{F63}

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- (6) If the term of office of any person as a member of a Youth Employment Committee would apart from this subsection expire on or after the day when this subsection comes into force but before the date when the Committee is abolished, the term shall by virtue of this subsection be extended so as to expire on that date.

Textual Amendments

- F51** Words substituted by [Employment Act 1988 \(c. 19, SIF 43:5\)](#), s. 25(2), **Sch. 2 para. 2(1)(a)**
- F52** Words substituted by [Employment Act 1988 \(c. 19, SIF 45:3\)](#), s. 25(2), **Sch. 2 para. 2(1)(b)** and repealed by [Employment Act 1989 \(c. 38, SIF 43:1\)](#), s. 29(4), **Sch. 7 Pt. I**
- F53** Words substituted by [Employment Act 1988 \(c. 19, SIF 43:5\)](#), s. 25(2), **Sch. 2 para. 2(1)(c)**
- F54** Words repealed by [Employment Act 1989 \(c. 38, SIF 43:1\)](#), s. 29(4), **Sch. 7 Pt. I**
- F55** [S. 12\(1A\)](#) inserted by [Employment Act 1988 \(c. 19, SIF 43:5\)](#), s. 25(2), **Sch. 2 para. 2(2)**
- F56** Words repealed by [Employment Act 1989 \(c. 38, SIF 43:1\)](#), s. 29(4), **Sch. 7 Pt. I**
- F57** [S. 12\(2\)](#) substituted by [Social Security Act 1988 \(c. 7, SIF 113:1\)](#), s. 16, **Sch. 4 para. 2**
- F58** [S. 12\(3\)](#) repealed by [S.I. 1981/494](#), **art. 2**
- F59** Words substituted by [Employment Act 1988 \(c. 19, SIF 43:5\)](#), s. 25(2), **Sch. 2 para. 2(3)(a)**
- F60** Words substituted by [Employment Act 1988 \(c. 19, SIF 43:5\)](#), s. 25(2), **Sch. 2 para. 2(3)(b)**
- F61** Words substituted by [Employment Act 1988 \(c. 19, SIF 43:5\)](#), s. 25(2), **Sch. 2 para. 2(3)(a)**
- F62** Words repealed by [Employment Act 1988 \(c. 19, SIF 43:5\)](#), s. 33, **Sch. 4**
- F63** [S. 12\(5\)](#) repealed by [Statute Law \(Repeals\) Act 1977 \(c. 18\)](#), **Sch. 1 Pt. XIII**

Marginal Citations

- M12** [1944 c. 10](#).
- M13** [1986 c.50 \(113:1\)](#).
- M14** [1988 c.7 \(113:1\)](#).

13 Interpretation etc.

- (1) In this Act, apart from Schedule 2, the following expressions have the following meanings—

..... ^{F64}

..... ^{F65}

“employee”, . . . ^{F66}, includes a person engaged under a contract for services, and “employer” shall be construed accordingly;

“employment”, . . . ^{F66}, means employment under a contract of service or apprenticeship or a contract for services or otherwise than under a contract, and “employed” shall be construed accordingly;

“facilities” includes services;

“functions” includes powers and duties;

“local education authority”, in relation to Scotland, means an education authority as defined in section 145(16) of the ^{M15}Education (Scotland) Act 1962;

..... ^{F65}

“training” includes any education with a view to employment, and cognate expressions shall be construed accordingly; and

“university”, in relation to Scotland, includes a central institution and a college of education as defined in section 145 of the ^{M16}Education (Scotland) Act 1962.

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- [^{F67}(1A) Any reference in this Act to redundancy shall be construed as a reference to the existence of one or other of the facts specified in section 1(2)(a) and (b) of the ^{M17}Redundancy Payments Act 1965.]
- (2) A reference in this Act to any enactment is a reference to it as amended, and includes a reference to it as applied, by or under any other enactment.
- (3) The powers conferred on the Secretary of State by this Act are in addition to and not in substitution for any powers exercisable by him apart from this Act.
- (4) Any power to make an order which is conferred on the Secretary of State by this Act apart from Schedule 2 shall be exercisable by statutory instrument, and an order made in the exercise of such a power—
- (a) may include such supplemental and incidental provisions as the Secretary of State considers appropriate for the purposes of the order;
- (b) may, except in the case of an order made by virtue of section 8(6) or 12(3) of this Act, be varied or revoked by a subsequent order so made, so however that an order appointing a day shall not be varied or revoked by virtue of this subsection on or after that day.
- (5) ^{F68}

Textual Amendments

- F64** Definition repealed by [Employment and Training Act 1981 \(c. 57, SIF 43:1\)](#), ss. 11(2), 20, [Sch. 3](#)
- F65** Definitions repealed by [Employment Act 1989 \(c. 38, SIF 43:1\)](#), s. 29(4), [Sch. 7 Pt. I](#)
- F66** Words repealed by [Employment Protection Act 1975 \(c. 71\)](#), [Sch. 18](#)
- F67** S. 13(1A) inserted by [Employment Protection Act 1975 \(c. 71\)](#), [Sch. 14 para. 3](#)
- F68** S. 13(5) repealed by [Employment Protection Act 1975 \(c. 71\)](#), [Sch. 18](#)

Marginal Citations

- M15** 1962 c. 47.
- M16** 1962 c. 47
- M17** 1965 c. 62.

14 Minor and consequential amendments of enactments, and repeals.

- (1) The enactments mentioned in Schedule 3 to this Act shall have effect subject to the provisions of that Schedule; . . . ^{F69}
- (2) The enactments mentioned in the first and second columns of Schedule 4 to this Act are hereby repealed to the extent specified in the third column of that Schedule; but nothing in this subsection affects the application of the Industrial Training Act 1964 to the Agricultural Training Board.

Textual Amendments

- F69** Words repealed by [Industrial Development Act 1982 \(c. 52, SIF 64\)](#), ss. 19, 20, [Sch. 2 Pt. I para. 1](#), [Sch. 3](#)

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

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Modifications etc. (not altering text)

- C6** Words repealed in relation to Agricultural Training Board by [Agricultural Training Board Act 1982](#) (c. 9, SIF 2:1), s. 11(1), [Sch. 2](#)

15 Short title, commencement and extent.

- (1) This Act may be cited as the Employment and Training Act 1973.
- (2) This Act shall come into force on such day as the Secretary of State may by order appoint, and—
 - (a) different days may be appointed in pursuance of this subsection for the purposes of different provisions of this Act or for different purposes of the same provision of this Act; and
 - (b) any such order may contain such transitional provisions as the Secretary of State considers appropriate in connection with the order.
- (3) This Act, except section 12(5), paragraphs . . . ^{F70} 9 and . . . ^{F71} of Schedule 3 and Schedule 4 so far as it relates to section 20 of the ^{M18}Employment and Training Act 1948 and to the ^{M19}Agriculture Act 1970, does not extend to Northern Ireland.

Textual Amendments

- F70** Words repealed by [House of Commons Disqualification Act 1975](#) (c. 24), [Sch. 3](#) and [Employment Protection Act 1975](#) (c. 71), [Sch. 18](#)
- F71** Words repealed by [Employment Protection Act 1975](#) (c. 71), [Sch. 18](#)

Modifications etc. (not altering text)

- C7** Power of appointment conferred by section 15(2) partly exercised: [S.I. 1973/2063](#), 1974/398, 1463, 1975/689

Marginal Citations

- M18** 1948 c. 46.
- M19** 1970 c. 40.

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

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SCHEDULES

SCHEDULE

1.....
F72

Textual Amendments

F72 Sch. 1 repealed (with saving for para. 6) by [Employment Act 1989 \(c. 38, SIF 43:1\)](#), ss. 22(5), 29(4), [Sch. 5 para. 5\(1\)](#), [Sch. 7 pt. I](#)

SCHEDULE 2

PARTS. I, II..... F73

Textual Amendments

F73 Sch. 2 Pts. I, II repealed by [Industrial Training Act 1982 \(c. 10, SIF 43:1\)](#), s. 20(3), [Sch. 4](#)

PARTS. III, IV..... F74

Textual Amendments

F74 Sch. 2 Pts. III, IV repealed (in relation to Agricultural Training Board) by [Agricultural Training Board Act 1982 \(c. 9, SIF 2:1\)](#), s. 11(1), [Sch. 2](#)

SCHEDULE 3

Section 14(1).

MINOR AND CONSEQUENTIAL AMENDMENTS OF ENACTMENTS

Modifications etc. (not altering text)

C8 The text of Sch. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

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The ^{M20} Unemployment Insurance Act 1935

Marginal Citations

M20 1935 c. 8.

- 1 Section 80 of the Unemployment Insurance Act 1935 (which provides for payments out of the National Insurance Fund in respect of the attendance at certain courses of persons entitled to unemployment benefit) shall cease to have effect.

The ^{M21} Disabled Persons (Employment) Act 1944

Marginal Citations

M21 1944 c. 10.

- 2 Sections 2 to 5 of the Disabled Persons (Employment) Act 1944 (which relate to vocational training and industrial rehabilitation courses) shall cease to have effect, and in section 16 of that Act (which requires the Secretary of State to give preference to ex-service men and women in selecting persons for such courses and in selecting disabled persons as candidates for engagements) the words “vocational training and industrial rehabilitation and” and the words from “and in selecting” to “engagements” shall be omitted.

The ^{M22} National Assistance Act 1948

Marginal Citations

M22 1948 c. 29.

- 3 In section 29(4)(c) of the National Assistance Act 1948 (which relates to the provision by local authorities of workshops and hostels for persons for whom work or training is provided in pursuance of the Disabled Persons (Employment) Act 1944), after the word “1944”, there shall be inserted the words “or the Employment and Training Act 1973”.

- 4 **F75**

Textual Amendments

F75 Sch. 3 para. 4 repealed by House of Commons Disqualification Act 1975 (c. 24), Sch. 3

- 5 **F76**

Textual Amendments

F76 Sch. 3 paras. 5, 13 repealed by Employment Protection Act 1975 (c. 71), Sch. 18

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.
Changes to legislation: Employment And Training Act 1973 is up to date with all changes known to be in force on or before 05 March 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)

The ^{M23}Factories 1961

Marginal Citations

M23 1961 c. 34.

[^{F77}6 In section 119A(2) of the Factories Act 1961 , for paragraph (a) (which contains a definition for the purposes of that section of “the local careers office”), there shall be substituted the following paragraph—

(a) “the local careers office” means the premises from which, under arrangements made in pursuance of subsection (1), (4) or (5) of section 8 of the Employment and Training Act 1973, the facilities provided in pursuance of the said subsection (1) are made available in the area (as determined in pursuance of the arrangements) in which the factory is situated ; and.]

Textual Amendments

F77 Sch. 3 para. 6 repealed (*prosp.*) by Employment Act 1989 (c. 38, SIF 43:1), ss. 27(2)(3), 29(4), **Sch. 7 Pt. III**

7 ^{F78}

Textual Amendments

F78 Sch. 3 para. 7 repealed by Social Security Act 1973 (c. 38), **Sch. 28 Pt. I**

Modifications etc. (not altering text)

C9 Sch. 3 para. 7: power to continue conferred (1.7.1992) by Social Security (Consequential Provisions) Act 1992 (c. 6), ss. 5 **Sch. 3 Pt. II** para. 15

The ^{M24}National Insurance (Industrial Injuries) Act 1965

Marginal Citations

M24 1965 c. 52.

8 (1) Section 25(2)(c) of the National Insurance (Industrial Injuries) Act 1965 (which relates to the attendance at courses provided under the Disabled Persons (Employment) Act 1944 of persons claiming or receiving injury or disablement benefit) shall cease to have effect.

(2) Section 72 of that Act (under which arrangements may be made for securing that persons entitled to disablement benefit may take full advantage of courses and facilities provided under the said Act of 1944) shall cease to have effect.

9 ^{F79}

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.
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Textual Amendments
F79 Sch. 3 para. 9 repealed by Parliamentary and Health Service Commissioners Act 1987 (c. 39, SIF 89), s. 10(2), Sch. 2 and also expressed to be repealed by Employment Act 1989 (c.38, SIF 43:1), s. 29(4), Sch. 7 Pt. I

10 F80

Textual Amendments
F80 Sch. 3 para. 10 repealed by Race Relations Act 1976 (c. 74), Sch. 5

The^{M25} Chronically Sick and Disabled Persons Act 1970

Marginal Citations
M25 1970 c 44.

- 11 (1) In subsection (1) of section 13 of the Chronically Sick and Disabled Persons Act 1970 (which provides that the Central Youth Employment Executive shall include at least one person with special responsibility for the employment of disabled persons), for the words “the Central Youth Employment Executive” there shall be substituted the words “any body constituted in pursuance of section 10(2)(a) of the Employment and Training Act 1973”.
- (2) In subsection (2) of that section (which relates to the membership of any of the bodies constituted under section 8(1) of the Employment and Training Act 1948), for the words from “to be members” to “respectively” there shall be substituted the words “in pursuance of section 5(2)(a) of the Employment and Training Act 1973 to advise the Secretary of State with respect to the performance of the functions conferred on him by virtue of section 10(1) of that Act”, and the words “the body in question” shall be omitted.

12 F81

Textual Amendments
F81 Sch. 3 paras. 12, 15 repealed by Industrial Development Act 1982 (c. 52, SIF 64), s. 19, Sch. 2 Pt. I para. 1, Sch. 3

13 F82

Textual Amendments
F82 Sch. 3 paras. 5, 13 repealed by Employment Protection Act 1975 (c. 71), Sch. 18

14 F83

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

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Textual Amendments

F83 Sch. 3 para. 14 repealed by Health and Safety at Work etc. Act 1974 (c. 37), Sch. 10

15 **F84**

Textual Amendments

F84 Sch. 3 paras. 12, 15 repealed by Industrial Development Act 1982 (c. 52, SIF 64), s. 19, Sch. 2 Pt. I para. 1, Sch. 3

SCHEDULE 4

14(2).

REPEALS

Modifications etc. (not altering text)

C10 The text of Sch. 4 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991

Chapter	Short title	Extent of repeal
25 & 26 Geo. 5. c. 8.	The Unemployment Insurance Act 1935.	Section 80 .
7 & 8 Geo. 6. c. 10.	The Disabled Persons (Employment) Act 1944.	Sections 2 to 5. In section 16 the words “vocational training and industrial rehabilitation courses and” and the words from “and in selecting” to “engagements”.
11 & 12 Geo. 6. c. 46.	The Employment and Training Act 1948.	The whole Act.
12, 13 & 14 Geo. 6. c. 37.	The Agriculture (Miscellaneous Provisions) Act 1949.	Section 8(5).
1963 c. 33.	The London Government Act 1963.	Section 34.
1964 c. 16.	The Industrial Training Act 1964.	Section 2(1)(f). In section 3(1) the words from “, in accordance” to “section 7 of this Act.”.

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

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		In section 5, in subsection (1) the words “out of moneys provided by Parliament”, subsection (3), and in subsection (4) the words from “and any” onwards.
		In section 6, subsection (1), in subsection (2) the words from “and any” to “board”, in the second place where it occurs, and in subsections (6) and (7)(a) the words “subsection (1) or”.
		Sections 11, 13 and 17.
		In the Schedule, paragraph 6(2).
1965 c. 51.	The National Insurance Act 1965.	Sections 81(7) and 83(1)(b) (iv). In section 114(1), the definition of “employment exchange”.
1965 c. 52.	The National Insurance (Industrial Injuries) Act 1965.	Sections 25(2)(c) and 72.
1967 c. 80.	The Criminal Justice Act 1967.	In Schedule 3 the entry relating to the Employment and Training Act 1948.
1970 c. 40.	The Agriculture Act 1970.	Section 104.
1970 c. 44.	The Chronically Sick and Disabled Persons Act 1970.	In section 13(2) the words “the body in question”.
1972 c. 5.	The Local Employment Act 1972.	Section 6.
1972 c. 28.	The Employment Medical Advisory Service Act 1972.	Section 5(2).
1972 c. 70.	The Local Government Act 1972.	Section 209.

Status:

Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation:

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