

SCHEDULES

SCHEDULE 2

CERTIFICATION OFFICER: EXERCISE OF POWERS WITHOUT APPLICATION ETC

Compliance with political ballot rules

- 5 (1) Section 79 of the 1992 Act (remedy for failure to comply with ballot rules: general) is amended as follows.
- (2) For subsection (1) substitute—
- “(1) A person alleging that a trade union—
- (a) has held a ballot on a political resolution otherwise than in accordance with political ballot rules approved by the Certification Officer, or
- (b) has failed in relation to a proposed ballot on a political resolution to comply with political ballot rules so approved,
- may apply for a declaration under section 80 (by the Certification Officer) or section 81 (by the court); but the Certification Officer may also exercise the powers under section 80 where no application is made.”
- (3) In subsection (2), for “those sections” substitute “section 80 or 81”.