



Trade Union Act 2016

2016 CHAPTER 15

Timing and duration of industrial action

9 Expiry of mandate for industrial action

- (1) In section 234 of the 1992 Act (period after which ballot ceases to be effective), for subsection (1) substitute—

“(1) Industrial action that is regarded as having the support of a ballot shall cease to be so regarded at the end of the period, beginning with the date of the ballot—

- (a) of six months, or
- (b) of such longer duration not exceeding nine months as is agreed between the union and the members' employer.

(1A) Subsection (1) has effect—

- (a) without prejudice to the possibility of the industrial action getting the support of a fresh ballot; and
- (b) subject to the following provisions.”

- (2) Subsection (1) and paragraphs 13 and 14 of Schedule 4 do not apply to any industrial action the ballot for which opened before the day on which this section comes into force.

For this purpose a ballot is “opened” on the first day when a voting paper is sent to any person entitled to vote in the ballot.

Commencement Information

- II** [S. 9](#) in force at 1.3.2017 by [S.I. 2017/139](#), [reg. 2\(g\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Trade Union Act 2016, Section 9.