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

I1 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.