
STATUTORY INSTRUMENTS

2003 No. 1964

The Education (Modification of Enactments
Relating to Employment) (England) Order 2003

Trade disputes

5.—(1) Subject to paragraph (2), a dispute between staff employed to work at a school having a delegated budget and the school's governing body, which relates wholly or mainly to one of the matters set out in section 244(1) of the Trade Union and Labour Relations (Consolidation) Act 1992⁽¹⁾ is a trade dispute within the meaning of that Act.

(2) In any case where there is a trade dispute only by virtue of this article, nothing in section 219 of that Act⁽²⁾ prevents an act from being actionable in tort where the inducement, interference or threat mentioned in that section relates to a contract the performance of which does not affect directly or indirectly the school over which the governing body in question exercises its functions.

(1) 1992 c. 52.

(2) Section 219 is amended by the Trade Union Reform and Employment Rights Act 1993.