



# Employment Protection Act 1975

## 1975 CHAPTER 71

### PART V

#### MISCELLANEOUS AND SUPPLEMENTARY PROVISIONS

<sup>F1</sup>108 .....

#### Textual Amendments

**F1** Ss. 99-108 repealed (16.10.1992) by [Trade Union and Labour Relations \(Consolidation\) Act 1992](#) (c. 52), ss. 300(1), 302, [Sch.1](#).

109 .....<sup>F2</sup>

#### Textual Amendments

**F2** Ss. 22-39, 41-88, 108(2)-(8), 109, 112, 119(2)(8)-(11), 120, 121(8), 122(3), 124(2)-(4), 126(3)(5), 128(2), 129(2), Schs. 2-6, [Sch. 12 Pt. II paras. 8-12](#), [Sch. 16 Pts. I,II](#), [Pt. III paras. 8, 10, 11, 13-16, 18-30, 34](#), [Pt.IV para. 14](#), [Sch. 17 paras. 7-10, 16, 17](#) repealed by [Employment Protection \(Consolidation\) Act 1978](#) (c. 44), [Sch. 17](#)

<sup>F3</sup>110 .....

#### Textual Amendments

**F3** S. 110 repealed (16.10.1992) by [Trade Union and Labour Relations \(Consolidation\) Act 1992](#) (c. 52), ss. 300(1), 302, [Sch.1](#).

*Changes to legislation: There are currently no known outstanding effects for the Employment Protection Act 1975, Part V. (See end of Document for details)*

**111 Disentitlement to unemployment benefit and supplementary benefit during trade dispute.**

- F4 (1) .....
- (2) ..... F5

**Textual Amendments**

**F4** S. 111(1) repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\)](#), [Sch. 1 Pt. 8](#)

**F5** S. 111(2) repealed by [Supplementary Benefits Act 1976 \(c. 71\)](#), s. 35(3), [Sch. 8 Pt. II](#)

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**Modifications etc. (not altering text)**

**C1** The text of ss. 97(1)–(4), 111(1), 114–116, 125(3), Sch. 9 Pt. I, Pt. II paras. 2(1)–4(3), 6, Sch. 10 Pt. I, Pt. II paras. 2(1)–4(3), 6, Sch. 13 paras. 1, 2, 3(1)–(3), 4–7, Sch. 14 paras. 3, 6, Sch. 15 paras. 1–14, 15(1)(2), 16(1)–(4), 17, 18(1)(2), 19–21, Sch. 16 Pt. III paras. 1–3, 5–7, 31–33, Pt. IV paras. 2(1)–(4), 3(1)(2)(4), 4(1)–(5), 6, 7(a)(b), 9(1)–(4), 10(1)–(3), 12(1)–(3), 13(1), 17, 18(1)–(3), Sch. 18 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**112** ..... F6

**Textual Amendments**

**F6** Ss. 22–39, 41–88, 108(2)–(8), 109, 112, 119(2)(8)–(11), 120, 121(8), 122(3), 124(2)–(4), 126(3)(5), 128(2), 129(2), Schs. 2–6, [Sch. 12 Pt. II paras. 8–12](#), [Sch. 16 Pts. I, II](#), Pt. III paras. 8, 10, 11, 13–16, 18–30, 34, Pt. IV para. 14, Sch. 17 paras. 7–10, 16, 17 repealed by [Employment Protection \(Consolidation\) Act 1978 \(c. 44\)](#), [Sch. 17](#)

**113** ..... F7

**Textual Amendments**

**F7** S. 113 repealed by [Social Security \(Miscellaneous Provisions\) Act 1977 \(c. 5\)](#), s. 24(6), [Sch. 2](#)

**114 Amendments of the Employment Agencies Act 1973.**

The <sup>M1</sup> Employment Agencies Act 1973 shall have effect subject to the amendments which transfer the licensing functions under that Act from local authorities to the Secretary of State.

**Modifications etc. (not altering text)**

**C2** The text of ss. 97(1)–(4), 111(1), 114–116, 125(3), Sch. 9 Pt. I, Pt. II paras. 2(1)–4(3), 6, Sch. 10 Pt. I, Pt. II paras. 2(1)–4(3), 6, Sch. 13 paras. 1, 2, 3(1)–(3), 4–7, Sch. 14 paras. 3, 6, Sch. 15 paras. 1–14, 15(1)(2), 16(1)–(4), 17, 18(1)(2), 19–21, Sch. 16 Pt. III paras. 1–3, 5–7, 31–33, Pt. IV paras. 2(1)–(4), 3(1)(2)(4), 4(1)–(5), 6, 7(a)(b), 9(1)–(4), 10(1)–(3), 12(1)–(3), 13(1), 17, 18(1)–(3), Sch. 18 is in the

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**Marginal Citations**

**M1** [1973 c.35](#)

**115 Amendments of the Employment and Training Act 1973.**

The <sup>M2</sup> Employment and Training Act 1973 shall have effect subject to the amendments specified in Schedule 14 to this Act, being amendments which provide for the status of the bodies established under section 1(1) of that Act and enlarge the powers of the Secretary of State to make arrangements for the purpose of providing or obtaining employment.

**Modifications etc. (not altering text)**

**C3** The text of ss. 97(1)–(4), 111(1), 114–116, 125(3), Sch. 9 Pt. I, Pt. II paras. 2(1)–4(3), 6, Sch. 10 Pt.I, Pt.II paras. 2(1)–4(3), 6, Sch. 13 paras. 1, 2, 3(1)–(3), 4–7, Sch. 14 paras. 3, 6, Sch. 15 paras. 1–14, 15(1)(2), 16(1)–(4), 17, 18(1)(2), 19–21, Sch. 16 Pt. III paras. 1–3, 5–7, 31–33, Pt.IV paras. 2(1)–(4), 3(1)(2)(4), 4(1)–(5), 6, 7(a)(b), 9(1)–(4), 10(1)–(3), 12(1)–(3), 13(1), 17, 18(1)–(3), Sch. 18 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.

**Marginal Citations**

**M2** [1973 c.50](#)

**116 Amendments of the Health and Safety at work etc. Act 1974.**

The <sup>M3</sup> Health and Safety at Work etc. Act 1974 shall have effect subject to the amendments which restrict the appointment of safety representatives to those appointed by recognised trade unions, remove the special provisions relating to health and safety at work in agriculture and enable certain statements to be given notwithstanding the restrictions on disclosure of information obtained under that Act.

**Modifications etc. (not altering text)**

**C4** The text of ss. 97(1)–(4), 111(1), 114–116, 125(3), Sch. 9 Pt. I, Pt. II paras. 2(1)–4(3), 6, Sch. 10 Pt.I, Pt.II paras. 2(1)–4(3), 6, Sch. 13 paras. 1, 2, 3(1)–(3), 4–7, Sch. 14 paras. 3, 6, Sch. 15 paras. 1–14, 15(1)(2), 16(1)–(4), 17, 18(1)(2), 19–21, Sch. 16 Pt. III paras. 1–3, 5–7, 31–33, Pt.IV paras. 2(1)–(4), 3(1)(2)(4), 4(1)–(5), 6, 7(a)(b), 9(1)–(4), 10(1)–(3), 12(1)–(3), 13(1), 17, 18(1)–(3), Sch. 18 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.

**Marginal Citations**

**M3** [1974 c.37](#)

*Changes to legislation: There are currently no known outstanding effects for the Employment Protection Act 1975, Part V. (See end of Document for details)*

**Textual Amendments**

**F8** Ss. 117-119 repealed (16.10.1992) by [Trade Union and Labour Relations \(Consolidation\) Act 1992](#) (c. 52), ss. 300(1), 302, [Sch.1](#).

**F9** **118** .....

**Textual Amendments**

**F9** Ss. 117-119 repealed (16.10.1992) by [Trade Union and Labour Relations \(Consolidation\) Act 1992](#) (c. 52), ss. 300(1), 302, [Sch.1](#).

**F10** **119** .....

**Textual Amendments**

**F10** Ss. 117-119 repealed (16.10.1992) by [Trade Union and Labour Relations \(Consolidation\) Act 1992](#) (c. 52), ss. 300(1), 302, [Sch.1](#).

**120** ..... **F11**

**Textual Amendments**

**F11** Ss. 22–39, 41–88, 108(2)–(8), 109, 112, 119(2)(8)–(11), 120, 121(8), 122(3), 124(2)–(4), 126(3)(5), 128(2), 129(2), Schs. 2–6, Sch. 12 Pt. II paras. 8–12, Sch. 16 Pts. I,II, Pt. III paras. 8, 10, 11, 13–16, 18–30, 34, Pt.IV para. 14, Sch. 17 paras. 7–10, 16, 17 repealed by [Employment Protection \(Consolidation\) Act 1978](#) (c. 44), [Sch. 17](#)

**F12** **121** .....

**Textual Amendments**

**F12** Ss. 121-123 repealed (16.10.1992) by [Trade Union and Labour Relations \(Consolidation\) Act 1992](#) (c. 52), ss. 300(1), 302, [Sch.1](#).

**F13** **122** .....

**Textual Amendments**

**F13** Ss. 121-123 repealed (16.10.1992) by [Trade Union and Labour Relations \(Consolidation\) Act 1992](#) (c. 52), ss. 300(1), 302, [Sch.1](#).

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<sup>F14</sup>123 .....

**Textual Amendments**

**F14** Ss. 121-123 repealed (16.10.1992) by [Trade Union and Labour Relations \(Consolidation\) Act 1992](#) (c. 52), ss. 300(1), 302, [Sch.1](#).

**124 Financial provisions.**

- (1) Subject to the following provisions of this section, there shall be defrayed out of moneys provided by Parliament—
  - (a) all expenses incurred by the Secretary of State or any other Minister of the Crown or any government department in consequence of the provisions of this Act;
  - <sup>F15</sup>(b) .....
  - (c) any increase attributable to the provisions of this Act in the sums payable out of moneys so provided under any other enactment.
- (2) ..... <sup>F16</sup>
- (5) There shall be paid into the Consolidated Fund any sums received by a Minister of the Crown by virtue of this Act, except sums which are expressly required to be paid into <sup>F17</sup>... the Redundancy Fund or the National Insurance Fund.
- (6) As respects any increase attributable to the provisions of this Act in the expenses which under [<sup>F18</sup>section 163(2)(a) of the Social Security Administration Act 1992] are to be paid out of moneys provided by Parliament, subsection (1)(c) above is without prejudice to the provision made by [<sup>F19</sup>section 165(5) of that Act] for reimbursement out of the National Insurance Fund.

**Textual Amendments**

- F15** S. 124(1)(b) repealed (16.10.1992) by [Trade Union and Labour Relations \(Consolidation\) Act 1992](#) (c. 52), ss. 300(1), 302, [Sch.1](#).
- F16** Ss. 22–39, 41–88, 108(2)–(8), 109, 112, 119(2)(8)–(11), 120, 121(8), 122(3), 124(2)–(4), 126(3)(5), 128(2), 129(2), Schs. 2–6, Sch. 12 Pt. II paras. 8–12, Sch. 16 Pts. I,II, Pt. III paras. 8, 10, 11, 13–16, 18–30, 34, Pt.IV para. 14, Sch. 17 paras. 7–10, 16, 17 repealed by [Employment Protection \(Consolidation\) Act 1978](#) (c. 44), [Sch. 17](#)
- F17** Words in s. 124(5) repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004](#) (c. 14), [Sch. 1 Pt. 8](#)
- F18** Words in s. 124(6) substituted (1. 7. 1992) by [Social Security \(Consequential Provisions\) Act 1992](#) (c. 6), ss. 4, 7(2), [Sch. 2 para. 43\(a\)](#).
- F19** Words in s. 124(6) substituted (1. 7. 1992) by [Social Security \(Consequential Provisions\) Act 1992](#) (c. 6), ss. 4, 7(2), [Sch. 2 para. 43\(b\)](#).

**125 Minor and consequential amendments, transitional provisions and repeals.**

- (1) <sup>F20</sup>... the enactments specified in Part IV of that Schedule, shall have effect subject to the amendments so specified respectively, being minor amendments and amendments consequential on any provisions of this Act.
- (2) The transitional provisions in Schedule 17 to this Act shall have effect.

*Changes to legislation: There are currently no known outstanding effects for the Employment Protection Act 1975, Part V. (See end of Document for details)*

(3) The enactments specified in Schedule 18 to this Act are hereby repealed to the extent specified in column 3 of that Schedule.

**Textual Amendments**

**F20** Words in s. 125(1) repealed (16.10.1992) by [Trade Union and Labour Relations \(Consolidation\) Act 1992 \(c. 52\)](#), ss. 300(1), 302, [Sch.1](#).

**Modifications etc. (not altering text)**

- C5** In s. 125(1) 'that Schedule' refers to Schedule 16 to this Act.
- C6** The text of ss. 97(1)–(4), 111(1), 114–116, 125(3), Sch. 9 Pt. I, Pt. II paras. 2(1)–4(3), 6, Sch. 10 Pt.I, Pt.II paras. 2(1)–4(3), 6, Sch. 13 paras. 1, 2, 3(1)–(3), 4–7, Sch. 14 paras. 3, 6, Sch. 15 paras. 1–14, 15(1)(2), 16(1)–(4), 17, 18(1)(2), 19–21, Sch. 16 Pt. III paras. 1–3, 5–7, 31–33, Pt.IV paras. 2(1)–(4), 3(1)(2)(4), 4(1)–(5), 6, 7(a)(b), 9(1)–(4), 10(1)–(3), 12(1)–(3), 13(1), 17, 18(1)–(3), Sch. 18 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.

**F21** 126 .....

**Textual Amendments**

**F21** Ss. 126-128 repealed (16.10.1992) by [Trade Union and Labour Relations \(Consolidation\) Act 1992 \(c. 52\)](#), ss. 300(1), 302, [Sch.1](#).

**F22** 126A.....

**Textual Amendments**

**F22** S. 126A inserted by [Employment Act 1982 \(c. 46, SIF 43:5\)](#), s. 21, [Sch. 3 para. 13\(3\)](#)  
Ss. 126-128 repealed (16.10.1992) by [Trade Union and Labour Relations \(Consolidation\) Act 1992 \(c. 52\)](#), ss. 300(1), 302, [Sch.1](#).

**F23** 127 .....

**Textual Amendments**

**F23** Ss. 126-128 repealed (16.10.1992) by [Trade Union and Labour Relations \(Consolidation\) Act 1992 \(c. 52\)](#), ss. 300(1), 302, [Sch.1](#).

**F24** 128 .....

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### Textual Amendments

**F24** Ss. 126-128 repealed (16.10.1992) by [Trade Union and Labour Relations \(Consolidation\) Act 1992](#) (c. 52), ss. 300(1), 302, **Sch.1**.

## 129 Short title, commencement and extent.

- (1) This Act may be cited as the Employment Protection Act 1975.
- (2) ..... <sup>F25</sup>
- (3) The other provisions of this Act shall come into operation on such day as the Secretary of State may by order appoint, and different days may be so appointed for different purposes.
- (4) Any reference in this Act to the commencement of any provision of this Act shall be construed as a reference to the day appointed under this section for the coming into operation of that provision.
- (5) <sup>F26</sup> . . . an order under this section may contain such transitional provision or savings as appear to the Lord Chancellor or, as the case may be, the Secretary of State to be necessary or expedient in connection with the provisions of this Act which are thereby brought (wholly or in part) into operation, including such adaptations of those provisions then in force as appear to the Lord Chancellor or, as the case may be, the Secretary of State to be necessary or expedient in consequence of their partial operation (whether before, on or after the day appointed by the order).
- (6) <sup>F26</sup> . . . any provision of this Act which amends or repeals any provision of the <sup>M4</sup>House of Commons Disqualification Act 1975 or the <sup>M5</sup>Northern Ireland Assembly Disqualification Act 1975 shall extend to Northern Ireland, but except as aforesaid this Act shall not extend there.

### Textual Amendments

**F25** Ss. 22–39, 41–88, 108(2)–(8), 109, 112, 119(2)(8)–(11), 120, 121(8), 122(3), 124(2)–(4), 126(3)(5), 128(2), 129(2), Schs. 2–6, Sch. 12 Pt. II paras. 8–12, Sch. 16 Pts. I,II, Pt. III paras. 8, 10, 11, 13–16, 18–30, 34, Pt.IV para. 14, Sch. 17 paras. 7–10, 16, 17 repealed by [Employment Protection \(Consolidation\) Act 1978](#) (c. 44), **Sch. 17**

**F26** Words in s. 129(5)(6) repealed (16.10.1992) by [Trade Union and Labour Relations \(Consolidation\) Act 1992](#) (c. 52), ss. 300(1), 302, **Sch. 1**.

### Modifications etc. (not altering text)

- C7** Power of appointment conferred by s. 129(3) fully exercised
- C8** “The other provisions” means ss. 87, 88 and Sch. 6

### Marginal Citations

- M4** 1975 c. 24.
- M5** 1975 c. 25.

**Changes to legislation:**

There are currently no known outstanding effects for the Employment Protection Act 1975, Part V.