



# Employment Rights Act 1996

## CHAPTER 18

### EMPLOYMENT RIGHTS ACT 1996

#### PART I

##### EMPLOYMENT PARTICULARS

###### *Right to statements of employment particulars*

- 1 Statement of initial employment particulars.
- 2 Statement of initial particulars: supplementary.
- 3 Note about disciplinary procedures and pensions.
- 4 Statement of changes.
- 5 Exclusion from rights to statements.
- 6 Reasonably accessible document or collective agreement.
- 7 Power to require particulars of further matters.
- 7A Use of alternative documents to give particulars
- 7B Giving of alternative documents before start of employment

###### *Right to itemised pay statement*

- 8 Itemised pay statement.
- 9 Standing statement of fixed deductions.
- 10 Power to amend provisions about pay and standing statements.

###### *Enforcement*

- 11 References to employment tribunals.
- 12 Determination of references.

#### PART II

##### PROTECTION OF WAGES

*Status: Point in time view as at 01/02/2003.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Employment Rights Act 1996. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

---

### *Deductions by employer*

- 13 Right not to suffer unauthorised deductions.
- 14 Excepted deductions.

### *Payments to employer*

- 15 Right not to have to make payments to employer.
- 16 Excepted payments.

### *Cash shortages and stock deficiencies in retail employment*

- 17 Introductory.
- 18 Limits on amount and time of deductions.
- 19 Wages determined by reference to shortages etc.
- 20 Limits on method and timing of payments.
- 21 Limit on amount of payments.
- 22 Final instalments of wages.

### *Enforcement*

- 23 Complaints to employment tribunals.
- 24 Determination of complaints.
- 25 Determinations: supplementary.
- 26 Complaints and other remedies.

### *Supplementary*

- 27 Meaning of “wages” etc.

## **PART III**

### **GUARANTEE PAYMENTS**

- 28 Right to guarantee payment.
- 29 Exclusions from right to guarantee payment.
- 30 Calculation of guarantee payment.
- 31 Limits on amount of and entitlement to guarantee payment.
- 32 Contractual remuneration.
- 33 Power to modify provisions about guarantee payments.
- 34 Complaints to employment tribunals.
- 35 Exemption orders.

## **PART IV**

### **SUNDAY WORKING FOR SHOP AND BETTING WORKERS**

#### *Protected shop workers and betting workers*

- 36 Protected shop workers and betting workers.
- 37 Contractual requirements relating to Sunday work.
- 38 Contracts with guaranteed hours.
- 39 Reduction of pay etc.

#### *Opting-out of Sunday work*

- 40 Notice of objection to Sunday working.
- 41 Opted-out shop workers and betting workers.

*Status: Point in time view as at 01/02/2003.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Employment Rights Act 1996. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

---

- 42 Explanatory statement.
- 43 Contractual requirements relating to Sunday work.

#### **PART IVA**

##### PROTECTED DISCLOSURES

- 43A Meaning of “protected disclosure”.
- 43B Disclosures qualifying for protection.
- 43C Disclosure to employer or other responsible person.
- 43D Disclosure to legal adviser.
- 43E Disclosure to Minister of the Crown.
- 43F Disclosure to prescribed person.
- 43G Disclosure in other cases.
- 43H Disclosure of exceptionally serious failure.
- 43J Contractual duties of confidentiality.
- 43K Extension of meaning of “worker” etc. for Part IVA.
- 43KA Application of this Part and related provisions to police
- 43L Other interpretative provisions.

#### **PART V**

##### PROTECTION FROM SUFFERING DETRIMENT IN EMPLOYMENT

###### *Rights not to suffer detriment*

- 43M Jury service
  - 44 Health and safety cases.
  - 45 Sunday working for shop and betting workers.
- 45A Working time cases.
  - 46 Trustees of occupational pension schemes.
  - 47 Employee representatives.
- 47A Employees exercising right to time off work for study or training.
- 47B Protected disclosures.
- 47C Leave for family and domestic reasons.
- 47D Tax credits
- 47E Flexible working
- 47F Study and training

###### *Enforcement*

- 48 Complaints to employment tribunals.
- 49 Remedies.

###### *Application to police of rights relating to health and safety*

- 49A Application to police of section 44 and related provisions.

#### **PART VI**

##### TIME OFF WORK

###### *Public duties*

- 50 Right to time off for public duties.
- 51 Complaints to employment tribunals.

*Status: Point in time view as at 01/02/2003.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Employment Rights Act 1996. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

---

*Looking for work and making arrangements for training*

- 52 Right to time off to look for work or arrange training.
- 53 Right to remuneration for time off under section 52.
- 54 Complaints to employment tribunals.

*Ante-natal care*

- 55 Right to time off for ante-natal care.
- 56 Right to remuneration for time off under section 55.
- 57 Complaints to employment tribunals.

*Ante-natal care: agency workers*

- 57ZA Right to time off for ante-natal care (agency workers)
- 57ZB Right to remuneration for time off under section 57ZA
- 57ZC Complaint to employment tribunal: agency workers
- 57ZD Agency workers: supplementary

*Dependants*

- 57A Time off for dependants.
- 57B Complaint to employment tribunal.

*Occupational pension scheme trustees*

- 58 Right to time off for pension scheme trustees.
- 59 Right to payment for time off under section 58.
- 60 Complaints to employment tribunals.

*Employee representatives*

- 61 Right to time off for employee representatives.
- 62 Right to remuneration for time off under section 61.
- 63 Complaints to employment tribunals.
- 63A Right to time off for young person for study or training.
- 63B Right to remuneration for time off under section 63A.
- 63C Complaints to employment tribunals.

**PART 6A**

STUDY AND TRAINING

- 63D Statutory right to make request in relation to study or training
- 63E Section 63D application: supplementary
- 63F Employer's duties in relation to application
- 63G Regulations about dealing with applications
- 63H Employee's duties in relation to agreed study or training
- 63I Complaints to employment tribunals
- 63J Remedies
- 63K Supplementary

**PART VII**

SUSPENSION FROM WORK

*Status: Point in time view as at 01/02/2003.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Employment Rights Act 1996. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

---

### *Suspension on medical grounds*

- 64 Right to remuneration on suspension on medical grounds.
- 65 Exclusions from right to remuneration.

### *Suspension on maternity grounds*

- 66 Meaning of suspension on maternity grounds.
- 67 Right to offer of alternative work.
- 68 Right to remuneration.

### *Ending the supply of an agency worker on maternity grounds*

- 68A Meaning of ending the supply of an agency worker on maternity grounds
- 68B Right to offer of alternative work
- 68C Right to remuneration
- 68D Agency workers: supplementary

### *General*

- 69 Calculation of remuneration.
- 69A Calculation of remuneration (agency workers)
- 70 Complaints to employment tribunals.
- 70A Complaints to employment tribunals: agency workers

## **PART VIII**

### **CHAPTER I**

#### **MATERNITY LEAVE**

- 71 (1) An employee may, provided that she satisfies any conditions...
- 72 Compulsory maternity leave.
- 73 Additional maternity leave.
- 74 Redundancy and dismissal.
- 75 Sections 71 to 73: supplemental.

### **CHAPTER 1A**

#### **ADOPTION LEAVE**

- 75A Ordinary adoption leave
- 75B Additional adoption leave
- 75C Redundancy and dismissal
- 75D Chapter 1A: supplemental

### **CHAPTER II**

#### **PARENTAL LEAVE**

- 76 Entitlement to parental leave.
- 77 Rights during and after parental leave.
- 78 Special cases.
- 79 Supplemental.

*Status: Point in time view as at 01/02/2003.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Employment Rights Act 1996. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

---

80 Complaint to employment tribunal.

### CHAPTER 3

#### PATERNITY LEAVE

- 80A Entitlement to paternity leave: birth
- 80AA Entitlement to additional paternity leave: birth
- 80B Entitlement to paternity leave: adoption
- 80BB Entitlement to additional paternity leave: adoption
- 80C Rights during and after paternity leave
- 80D Special cases
- 80E Chapter 3: supplemental

### PART 8A

#### FLEXIBLE WORKING

- 80F Statutory right to request contract variation
- 80G Employer's duties in relation to application under section 80F
- 80H Complaints to employment tribunals
- 80I Remedies

### PART IX

#### TERMINATION OF EMPLOYMENT

##### *Minimum period of notice*

- 86 Rights of employer and employee to minimum notice.
- 87 Rights of employee in period of notice.
- 88 Employments with normal working hours.
- 89 Employments without normal working hours.
- 90 Short-term incapacity benefit and industrial injury benefit.
- 91 Supplementary.

##### *Written statement of reasons for dismissal*

- 92 Right to written statement of reasons for dismissal.
- 93 Complaints to employment tribunal.

### PART X

#### UNFAIR DISMISSAL

### CHAPTER I

#### RIGHT NOT TO BE UNFAIRLY DISMISSED

##### *The right*

- 94 The right.

##### *Dismissal*

- 95 Circumstances in which an employee is dismissed.
- 96 Failure to permit return after childbirth treated as dismissal.
- 97 Effective date of termination.

*Status: Point in time view as at 01/02/2003.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Employment Rights Act 1996. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

---

### *Fairness*

- 98 General.
- 98A Procedural fairness
- 98B Jury service
- 99 Leave for family reasons.
- 100 Health and safety cases.
- 101 Shop workers and betting workers who refuse Sunday work.
- 101A Working time cases.
- 102 Trustees of occupational pension schemes.
- 103 Employee representatives.
- 103A Protected disclosure.
- 104 Assertion of statutory right.
- 104A The national minimum wage.
- 104B Tax credits
- 104C Flexible working
- 105 Redundancy.
- 106 Replacements.
- 107 Pressure on employer to dismiss unfairly.

### *Retirement*

- 98ZA No normal retirement age: dismissal before 65
- 98ZB No normal retirement age: dismissal at or after 65
- 98ZC Normal retirement age: dismissal before retirement age
- 98ZD Normal retirement age 65 or higher: dismissal at or after retirement age
- 98ZE Normal retirement age below 65: dismissal at or after retirement age
- 98ZF Reason for dismissal: particular matters
- 98ZG Retirement dismissals: fairness
- 98ZH Interpretation

### *Other dismissals*

- 104E Study and training
- 104F Blacklists

### *Exclusion of right*

- 108 Qualifying period of employment.
- 109 Upper age limit.
- 110 Dismissal procedures agreements.

## **CHAPTER II**

### **REMEDIES FOR UNFAIR DISMISSAL**

#### *Introductory*

- 111 Complaints to employment tribunal.
- 112 The remedies: orders and compensation.

#### *Orders for reinstatement or re-engagement*

- 113 The orders.
- 114 Order for reinstatement.
- 115 Order for re-engagement.

*Status: Point in time view as at 01/02/2003.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Employment Rights Act 1996. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

---

- 116 Choice of order and its terms.
- 117 Enforcement of order and compensation.

#### *Compensation*

- 118 General.
- 119 Basic award.
- 120 Basic award: minimum in certain cases.
- 121 Basic award of two weeks' pay in certain cases.
- 122 Basic award: reductions.
- 123 Compensatory award.
- 124 Limit of compensatory award etc.
- 124A Adjustments under the Employment Act 2002
- 125 Special award.
- 126 Acts which are both unfair dismissal and discrimination.
- 127 Dismissal of woman at or after end of maternity leave period.
- 127A Internal appeal procedures.
- 127B Dismissal as a result of protected disclosure.

#### *Interim relief*

- 128 Interim relief pending determination of complaint.
- 129 Procedure on hearing of application and making of order.
- 130 Order for continuation of contract of employment.
- 131 Application for variation or revocation of order.
- 132 Consequence of failure to comply with order.

### **CHAPTER III**

#### SUPPLEMENTARY

- 133 Death of employer or employee.
- 134 Teachers in aided schools.
- 134A Application to police.

### **PART XI**

#### REDUNDANCY PAYMENTS ETC.

### **CHAPTER I**

#### RIGHT TO REDUNDANCY PAYMENT

- 135 The right.

### **CHAPTER II**

#### RIGHT ON DISMISSAL BY REASON OF REDUNDANCY

#### *Dismissal by reason of redundancy*

- 136 Circumstances in which an employee is dismissed.
- 137 Failure to permit return after childbirth treated as dismissal.
- 138 No dismissal in cases of renewal of contract or re-engagement.
- 139 Redundancy.



*Status: Point in time view as at 01/02/2003.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Employment Rights Act 1996. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

---

### *Exclusions*

- 140 Summary dismissal.
- 141 Renewal of contract or re-engagement.
- 142 Employee anticipating expiry of employer's notice.
- 143 Strike during currency of employer's notice.
- 144 Provisions supplementary to section 143.

### *Supplementary*

- 145 The relevant date.
- 146 Provisions supplementing sections 138 and 141.

## **CHAPTER III**

### RIGHT BY REASON OF LAY-OFF OR SHORT-TIME

#### *Lay-off and short-time*

- 147 Meaning of "lay-off" and "short-time".
- 148 Eligibility by reason of lay-off or short-time.

### *Exclusions*

- 149 Counter-notices.
- 150 Resignation.
- 151 Dismissal.
- 152 Likelihood of full employment.

### *Supplementary*

- 153 The relevant date.
- 154 Provisions supplementing sections 148 and 152.

## **CHAPTER IV**

### GENERAL EXCLUSIONS FROM RIGHT

- 155 Qualifying period of employment.
- 156 Upper age limit.
- 157 Exemption orders.
- 158 Pension rights.
- 159 Public offices etc.
- 160 Overseas government employment.
- 161 Domestic servants.

## **CHAPTER V**

### OTHER PROVISIONS ABOUT REDUNDANCY PAYMENTS

- 162 Amount of a redundancy payment.
- 163 References to employment tribunals.
- 164 Claims for redundancy payment.
- 165 Written particulars of redundancy payment.

*Status: Point in time view as at 01/02/2003.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Employment Rights Act 1996. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

---

## CHAPTER VI

### PAYMENTS BY SECRETARY OF STATE

- 166 Applications for payments.
- 167 Making of payments.
- 168 Amount of payments.
- 169 Information relating to applications for payments.
- 170 References to employment tribunals.

## CHAPTER VII

### SUPPLEMENTARY

#### *Application of Part to particular cases*

- 171 Employment not under contract of employment.
- 172 Termination of employment by statute.
- 173 Employees paid by person other than employer.

#### *Death of employer or employee*

- 174 Death of employer: dismissal.
- 175 Death of employer: lay-off and short-time.
- 176 Death of employee.

#### *Equivalent payments*

- 177 References to employment tribunals.

#### *Other supplementary provisions*

- 178 Old statutory compensation schemes.
- 179 Notices.
- 180 Offences.
- 181 Interpretation.

## PART XII

### INSOLVENCY OF EMPLOYERS

- 182 Employee's rights on insolvency of employer.
- 183 Insolvency.
- 184 Debts to which Part applies.
- 185 The appropriate date.
- 186 Limit on amount payable under section 182.
- 187 Role of relevant officer.
- 188 Complaints to employment tribunals.
- 189 Transfer to Secretary of State of rights and remedies.
- 190 Power to obtain information.

*Status: Point in time view as at 01/02/2003.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Employment Rights Act 1996. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

---

## PART XIII

### MISCELLANEOUS

#### CHAPTER I

##### PARTICULAR TYPES OF EMPLOYMENT

###### *Crown employment etc.*

- 191 Crown employment.
- 192 Armed forces.
- 193 National security.

###### *Parliamentary staff*

- 194 House of Lords staff.
- 195 House of Commons staff.

###### *Excluded classes of employment*

- 196 Employment outside Great Britain.
- 197 Fixed-term contracts.
- 198 Short-term employment.
- 199 Mariners.
- 200 Police officers.

###### *Offshore employment*

- 201 Power to extend employment legislation to offshore employment.

#### CHAPTER II

##### OTHER MISCELLANEOUS MATTERS

###### *Restrictions on disclosure of information*

- 202 National security.

###### *Contracting out etc. and remedies*

- 203 Restrictions on contracting out.
- 204 Law governing employment.
- 205 Remedy for infringement of certain rights.

###### *General provisions about death of employer or employee*

- 206 Institution or continuance of tribunal proceedings.
- 207 Rights and liabilities accruing after death.

###### *Mediation in certain cross-border dispute*

- 207A Extension of time limits because of mediation in certain cross-border disputes

###### *Modifications of Act*

- 208 Review of limits.

*Status: Point in time view as at 01/02/2003.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Employment Rights Act 1996. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

---

209 Powers to amend Act.

## **PART XIV**

### INTERPRETATION

#### **CHAPTER I**

##### CONTINUOUS EMPLOYMENT

- 210 Introductory.
- 211 Period of continuous employment.
- 212 Weeks counting in computing period.
- 213 Intervals in employment.
- 214 Special provisions for redundancy payments.
- 215 Employment abroad etc.
- 216 Industrial disputes.
- 217 Reinstatement after military service.
- 218 Change of employer.
- 219 Reinstatement or re-engagement of dismissed employee.

#### **CHAPTER II**

##### A WEEK'S PAY

###### *Introductory*

220 Introductory.

###### *Employments with normal working hours*

- 221 General.
- 222 Remuneration varying according to time of work.
- 223 Supplementary.

###### *Employments with no normal working hours*

224 Employments with no normal working hours.

###### *The calculation date*

- 225 Rights during employment.
- 226 Rights on termination.

###### *Maximum amount of week's pay*

227 Maximum amount.

###### *Miscellaneous*

- 228 New employments and other special cases.
- 229 Supplementary.

*Status: Point in time view as at 01/02/2003.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Employment Rights Act 1996. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

---

## CHAPTER III

### OTHER INTERPRETATION PROVISIONS

- 230 Employees, workers etc.
- 231 Associated employers.
- 232 Shop workers.
- 233 Betting workers.
- 234 Normal working hours.
- 235 Other definitions.

## PART XV

### GENERAL AND SUPPLEMENTARY

#### *General*

- 236 Orders and regulations.
- 237 Financial provisions.

#### *Reciprocal arrangements*

- 238 Reciprocal arrangements with Northern Ireland.
- 239 Reciprocal arrangements with Isle of Man.

#### *Final provisions*

- 240 Consequential amendments.
- 241 Transitionals, savings and transitory provisions.
- 242 Repeals and revocations.
- 243 Commencement.
- 244 Extent.
- 245 Short title.

---

## SCHEDULES

### SCHEDULE 1 — Consequential amendments

#### *The Equal Pay Act 1970 (c.41)*

- 1 (1) Section 1 of the Equal Pay Act 1970 is...

#### *The Atomic Energy Authority Act 1971 (c.11)*

- 2 (1) Section 10 of the Atomic Energy Authority Act 1971...

#### *The Attachment of Earnings Act 1971 (c.32)*

- 3 Paragraph 3 of Part I of Schedule 3 to the...

#### *The British Library Act 1972 (c.54)*

- 4 In paragraph 13(3)(a) of the Schedule to the British Library...

#### *The Health and Safety at Work etc. Act 1974 (c.37)*

- 5 In section 80(2A) of the Health and Safety at Work...

*Status: Point in time view as at 01/02/2003.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Employment Rights Act 1996. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

---

*The Sex Discrimination Act 1975 (c.65)*

6 (1) The Sex Discrimination Act 1975 is amended as follows....

*The Scottish Development Agency Act 1975 (c.69)*

7 In paragraph 6 of Schedule 3 to the Scottish Development...

*The Welsh Development Agency Act 1975 (c.70)*

8 In paragraph 7 of Schedule 2 to the Welsh Development...

*The Lotteries and Amusements Act 1976 (c.32)*

9 In section 23(1) of the Lotteries and Amusements Act 1976,...

*The Race Relations Act 1976 (c.74)*

10 (1) The Race Relations Act 1976 is amended as follows....

*The Development of Rural Wales Act 1976 (c.75)*

11 .....

*The New Towns (Scotland) Act 1977 (c.16)*

12 In section 3(6) of the New Towns (Scotland) Act 1977,...

*The National Health Service (Scotland) Act 1978 (c.29)*

13 In section 12C(3) of the National Health Service (Scotland) Act...

*The House of Commons (Administration) Act 1978 (c.36)*

14 In paragraph 1 of Schedule 2 to the House of...

*The New Towns Act 1981 (c.64)*

15 In section 54(5) of the New Towns Act 1981, for...

*The Wildlife and Countryside Act 1981 (c.69)*

16 In paragraph 8(4) of Schedule 13 to the Wildlife and...

*The Hops Marketing Act 1982 (c.5)*

17 In section 2(7) of the Hops Marketing Act 1982, for...

*The Oil and Gas (Enterprise) Act 1982 (c.23)*

18 .....

*The Local Government Finance Act 1982 (c.32)*

19 .....

*The Administration of Justice Act 1982 (c.53)*

20 In section 10(d) of the Administration of Justice Act 1982—...

*Status: Point in time view as at 01/02/2003.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Employment Rights Act 1996. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

---

*The Health and Social Services and Social Security Adjudications Act 1983 (c.41)*

21 In paragraph 23 of Part II of Schedule 3 to...

*The National Audit Act 1983 (c.44)*

22 In paragraph 2(3) of Schedule 2 to the National Audit...

*The National Heritage Act 1983 (c.47)*

23 In— (a) paragraph 5(5) of Part I of Schedule 1,...

*The National Heritage (Scotland) Act 1985 (c.16)*

24 In— (a) paragraph 5(5) of Part I, and

*The Prosecution of Offences Act 1985 (c.23)*

25 (1) The Prosecution of Offences Act 1985 is amended as...

*The Local Government Act 1985 (c.51)*

26 (1) The Local Government Act 1985 is amended as follows....

*The Trustee Savings Banks Act 1985 (c.58)*

27 In section 3(7) of the Trustee Savings Banks Act 1985,...

*The Housing (Consequential Provisions) Act 1985 (c.71)*

28 In paragraph 7(2)(b) of Schedule 4 to the Housing (Consequential...

*The Insolvency Act 1986 (c.45)*

29 In paragraph 13 of Schedule 6 to the Insolvency Act...

*The Legal Aid (Scotland) Act 1986 (c.47)*

30 In paragraph 10(1) of Schedule 1 to the Legal Aid...

*The Debtors (Scotland) Act 1987 (c.18)*

31 In section 73(3)(g) of the Debtors (Scotland) Act 1987, for...

*The Pilotage Act 1987 (c.21)*

32 In section 25(6) of the Pilotage Act 1987, for “Schedule...

*The Housing (Scotland) Act 1987 (c.26)*

33 In paragraph 10(2)(b) of Schedule 22 to the Housing (Scotland)...

*The Consumer Protection Act 1987 (c.43)*

34 In section 22(5) of the Consumer Protection Act 1987, for...

*The Income and Corporation Taxes Act 1988 (c.1)*

35 (1) The Income and Corporation Taxes Act 1988 is amended...

*Status: Point in time view as at 01/02/2003.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Employment Rights Act 1996. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

---

*The Legal Aid Act 1988 (c.34)*

36 .....

*The Education Reform Act 1988 (c.40)*

37 (1) The Education Reform Act 1988 is amended as follows....

*The Local Government Finance Act 1988 (c.41)*

38 In paragraph 6(4) of Schedule 11 to the Local Government...

*The Housing (Scotland) Act 1988 (c.43)*

39 In paragraph 12(1) of Schedule 1 to the Housing (Scotland)...

*The Health and Medicines Act 1988 (c.49)*

40 In section 18 of the Health and Medicines Act 1988,...

*The Housing Act 1988 (c.50)*

41 .....

*The Dock Work Act 1989 (c.13)*

42 In section 6(3) of the Dock Work Act 1989—

*The Electricity Act 1989 (c.29)*

43 (1) The Electricity Act 1989 is amended as follows.

*The Local Government and Housing Act 1989 (c.42)*

44 In section 10 of the Local Government and Housing Act...

*The National Health Service and Community Care Act 1990 (c.19)*

45 (1) The National Health Service and Community Care Act 1990...

*The Enterprise and New Towns (Scotland) Act 1990 (c.35)*

46 In paragraph 17(1) of Schedule 1 to the Enterprise and...

*The Environmental Protection Act 1990 (c.43)*

47 In paragraph 15 of Schedule 10 to the Environmental Protection...

*The Natural Heritage (Scotland) Act 1991 (c.28)*

48 In paragraph 4 of Schedule 4 to the Natural Heritage...

*The Coal Mining Subsidence Act 1991 (c.45)*

49 In section 30(7) of the Coal Mining Subsidence Act 1991—...

*The Ports Act 1991 (c.52)*

50 In section 24(8) of the Ports Act 1991, for the...



*Status: Point in time view as at 01/02/2003.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Employment Rights Act 1996. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

---

*The Social Security Contributions and Benefits Act 1992 (c.4)*

51 (1) The Social Security Contributions and Benefits Act 1992 is...

*The Further and Higher Education Act 1992 (c.13)*

52 (1) The Further and Higher Education Act 1992 is amended...

*The Timeshare Act 1992 (c.35)*

53 In section 1 of the Timeshare Act 1992—

*The Further and Higher Education (Scotland) Act 1992 (c.37)*

54 In section 33(3)(b) of the Further and Higher Education (Scotland)...

*The Museums and Galleries Act 1992 (c.44)*

55 In section 1(7) of the Museums and Galleries Act 1992,...

*The Trade Union and Labour Relations (Consolidation) Act 1992 (c.52)*

56 (1) The Trade Union and Labour Relations (Consolidation) Act 1992...

*The Tribunals and Inquiries Act 1992 (c.53)*

57 In section 11(2) of the Tribunals and Inquiries Act 1992,...

*The Social Security Act 1993 (c.3)*

58 In section 2(4)(b) of the Social Security Act 1993, for...

*The Education Act 1993 (c.35)*

59 .....

*The Railways Act 1993 (c.43)*

60 (1) The Railways Act 1993 is amended as follows.

*The Pension Schemes Act 1993 (c.48)*

61 (1) The Pension Schemes Act 1993 is amended as follows....

*The Finance Act 1994 (c.9)*

62 In paragraph 27 of Schedule 24 to the Finance Act...

*The Local Government (Wales) Act 1994 (c.19)*

63 (1) The Local Government (Wales) Act 1994 is amended as...

*The Coal Industry Act 1994 (c.21)*

64 In paragraph 4(11) of Schedule 5 to the Coal Industry...

*The Criminal Justice and Public Order Act 1994 (c.33)*

65 In section 126(2) of the Criminal Justice and Public Order...

*Status: Point in time view as at 01/02/2003.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Employment Rights Act 1996. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

---

*The Local Government etc. (Scotland) Act 1994 (c.39)*

66 (1) The Local Government etc. (Scotland) Act 1994 is amended...

*The Jobseekers Act 1995 (c.18)*

67 (1) The Jobseekers Act 1995 is amended as follows.

*The Environment Act 1995 (c.25)*

68 In paragraph 3 of Schedule 2 to the Environment Act...

*The Disability Discrimination Act 1995 (c.50)*

69 (1) The Disability Discrimination Act 1995 is amended as follows....

SCHEDULE 2 — Transitional provisions, savings and transitory provisions  
Part I — TRANSITIONAL PROVISIONS AND SAVINGS

*General transitionals and savings*

- 1 The substitution of this Act for the provisions repealed or...
- 2 (1) Anything done, or having effect as done, (including the...
- 3 Any reference (express or implied) in this Act or any...
- 4 (1) Any reference (express or implied) in any enactment, or...
- 5 Paragraphs 1 to 4 have effect in place of section...

*Preservation of old transitionals and savings*

- 6 (1) The repeal by this Act of an enactment previously...

*Employment particulars*

- 7 (1) In this paragraph “pre-TURERA employee” means an employee whose...

*Monetary limits in old cases*

- 8 In relation to any case in which (but for this...

*Shop workers and betting workers to whom old maternity provisions applied*

- 9 (1) This paragraph applies where an employee exercised a right...

*Validity of provisions deriving from certain regulations*

- 10 Any question as to the validity of any of sections...

*Unfair dismissal*

- 11 Part X does not apply to a dismissal from employment...

*Redundancy payments*

- 12 (1) Section 135 does not apply to an employee who...

*Periods of employment*

- 13 (1) The reference in section 215(2)(b) to a person being...

*Status: Point in time view as at 01/02/2003.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Employment Rights Act 1996. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

---

- 14 (1) Subject to paragraph 13 and sub-paragraphs (2) and (3)...  
Part II — TRANSITORY PROVISIONS

*Occupational pension scheme trustees*

- 15 (1) If sections 42 to 46 of the Pensions Act...

*Armed forces*

- 16 (1) If section 31 of the Trade Union Reform and...  
17 (1) If Part XI of the Reserve Forces Act 1996...

*Disability discrimination*

- 18 .....

SCHEDULE 3 — Repeals and revocations

Part I — REPEALS

Part II — REVOCATIONS

*TABLE OF DERIVATIONS*

- 1 *Notes:*  
2 The following abbreviations are used in the Table— BGLA =...

**Status:**

Point in time view as at 01/02/2003.

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to Employment Rights Act 1996. Any changes that have already been made by the team appear in the content and are referenced with annotations.