



# Employment Act 2002

## 2002 CHAPTER 22

### PART 2

#### TRIBUNAL REFORM

##### *Miscellaneous*

#### **28 Pre-hearing reviews**

- (1) Section 9 of the Employment Tribunals Act 1996 (pre-hearing reviews) is amended as follows.
- (2) In subsection (1) (power to make provision for pre-hearing reviews), for paragraph (a) there is substituted—
  - “(a) for authorising an employment tribunal to carry out a review of any proceedings before it at any time before a hearing held for the purpose of determining them (a “pre-hearing review”),”.
- (3) After subsection (2) there is inserted—
  - “(2A) Regulations under subsection (1)(b), so far as relating to striking out, may not provide for striking out on a ground which does not apply outside a pre-hearing review.”

#### **Commencement Information**

**II** S. 28(1)(3) in force at 9.7.2004 by S.I. 2004/1717, art. 2(1)

**Changes to legislation:**

Employment Act 2002, Section 28 is up to date with all changes known to be in force on or before 21 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 7(3)(e) and word inserted by [2023 c. 20 Sch. para. 36\(4\)\(c\)](#)
- s. 15(2)(bb) word omitted by [2023 c. 20 Sch. para. 43\(a\)](#)
- s. 15(2)(bc) inserted by [2023 c. 20 Sch. para. 43\(b\)](#)