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STATUTORY INSTRUMENTS

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**2004 No. 2333**

**TERMS AND CONDITIONS OF EMPLOYMENT**

The ACAS (Flexible Working) Arbitration  
Scheme (Great Britain) Order 2004

<i>Made</i>	- - - -	<i>6th September 2004</i>
<i>Laid before Parliament</i>		<i>9th September 2004</i>
<i>Coming into force</i>	- -	<i>1st October 2004</i>

Whereas—

(1) Under section 212A(1) of the Trade Union and Labour Relations (Consolidation) Act 1992<sup>(1)</sup> (“the 1992 Act”) the Advisory, Conciliation and Arbitration Service (“ACAS”) may prepare a scheme providing for arbitration in the case of disputes involving proceedings, or claims which could be the subject of proceedings, before an employment tribunal arising out of a contravention or alleged contravention of section 80G(1) or section 80H(1)(b) of the Employment Rights Act 1996<sup>(2)</sup>;

(2) In pursuance of sections 212A(1) and (3) of the 1992 Act, ACAS has prepared a revised version of an arbitration scheme for flexible working cases;

(3) In pursuance of section 212A(3) of the 1992 Act, ACAS has submitted a draft of the revised scheme to the Secretary of State and the Secretary of State approves the scheme:

Now, therefore, the Secretary of State, in exercise of the powers conferred upon her by sections 212A(3), (6) and (7) of the 1992 Act hereby makes the following Order:

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(1) 1992 c. 52. Section 212A was inserted by section 7 of the Employment Rights (Dispute Resolution) Act 1998 (c. 8) and amended by paragraph 22 of Schedule 7 to the Employment Act 2002 (c. 22).  
(2) 1996 c. 18. Sections 80G and 80H were inserted by section 47 of the Employment Act 2002.