



# Trade Union and Labour Relations Act 1974 (<sup>F1</sup>repealed 16.10.1992)

## CHAPTER 52

### TRADE UNION AND LABOUR RELATIONS ACT 1974 (REPEALED 16.10.1992)

#### *Repeal of Industrial Relations Act 1971*

- 1 Repeal of Industrial Relations Act 1971 and re-enactment of certain provisions.
- 1A .....

#### *Status and regulation of trade unions and employers' associations*

- 2 Status of trade unions.
- 3 Status of employers' associations.
- 4 Supplementary provisions about property of trade unions and unincorporated employers' associations.
- 5 .....
- 6 .....
- 7 Right to terminate membership of trade union.
- 8 Lists of trade unions and employers' associations.
- 9 Application of existing Acts referring to registered trade unions, employers' associations, etc.
- 10 Duty to keep accounting records.
- 11 Duties as to annual returns, auditors and members' superannuation schemes.
- 12 Offences.

#### *Restrictions on legal liability and legal proceedings*

- 13 Acts in contemplation or furtherance of trade disputes.

*Changes to legislation:* There are currently no known outstanding effects for the Trade Union and Labour Relations Act 1974 (repealed 16.10.1992). (See end of Document for details)

- 14 .....
- 15 Peaceful picketing.
- 16 No compulsion to work.
- 17 Restriction on grant of ex parte injunctions and interdicts.

*Collective Agreements*

- 18 Enforceability of collective agreements.

*Miscellaneous*

- 19 Transitional provisions for trade unions and employers' associations ceasing to be incorporated.
- 20—24 .....
- 25 Miscellaneous amendments, and transitional provisions and repeals.

*Supplementary*

- 26 Regulations and orders.
- 27 Expenses.
- 28 Meaning of trade union and employers' association.
- 29 Meaning of trade dispute.
- 30 General provisions as to interpretation.
- 31 Short title, commencement and extent.

SCHEDULES

SCHEDULE 1 — Re-Enacted Provisions of Industrial Relations Act 1971

NOTE: The cross heading in square brackets at the beginning...

Part I

- 1—3 .....

Part II

- 4—15 .....

Part III

- 16 .....
- 17 (1) .....
- 18 .....
- 19 .....
- 20—25 .....

Part IV — CONCILIATION OFFICERS, AND MISCELLANEOUS AND SUPPLEMENTARY PROVISIONS

- 26, 27 .....
- 28 .....
- 29 .....
- 30 .....

*Nominations by members of trade unions*

*[Section 155]*

- 31 (1) Regulations may make provision— (a) for enabling members of...

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*Restrictions on contracting out*

[Section 161]

32 (1) . . . . .

*Employment under the Crown*

[Section 162]

33 (1) Subject to the following provisions of this paragraph, the...

SCHEDULE 2 — Administrative Provisions Relating to Trade Unions and  
Employers' Associations  
Part I — ANNUAL RETURNS, AND QUALIFICATIONS, APPOINTMENT AND  
REMOVAL, AND FUNCTIONS, OR AUDITORS

*Annual returns*

- 1 (1) Subject to paragraph 5 below, the annual return of...
- 2 Every annual return shall contain— (a) revenue accounts indicating  
the...
- 3 Every revenue account, every balance sheet and every other account...
- 4 Every return, in addition to containing the accounts mentioned in...
- 5 The Certification Officer, if in any particular case he considers...

*Qualifications of auditors*

- 6 Subject to paragraphs 7 to 9 below, a person shall...
- 7 Notwithstanding anything in paragraph 6 above, a Scottish firm may...
- 8 A person who is not qualified under paragraph 6 above...
- 9 (1) Two or more persons who are not qualified under...
- 10 (1) None of the following persons shall act as auditor...

*Appointment and removal of auditors*

- 11 The rules of every trade union and every employers' association...
- 12 Notwithstanding anything in the rules of a trade union or...
- 13 (1) Notwithstanding anything in the rules of a trade union...
- 14 Regulations may make provision as to the procedure to be...
- 15 (1) Where any regulations made under paragraph 14 above require...

*Auditor's right of access to books and information and right to be heard at meetings*

- 16 Every auditor of a trade union or an employers' association—...
- 17 Every auditor of a trade union or an employers' association...

*Auditors' reports*

- 18 The auditor or auditors of a trade union or an...
- 19 The report shall state whether, in the opinion of the...
- 20 It shall be the duty of the auditor or auditors,...
- 21 If an auditor fails to obtain all the information and...

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- 22 In this Part of this Schedule “accounting period”, in relation...  
Part II — MEMBERS’ SUPERANNUATION SCHEMES

*Examination of superannuation schemes*

- 23 Subject to paragraphs 29 to 31 below, every trade union...  
24 Where a members’ superannuation scheme to which paragraph 23  
above...  
25 The report made by the actuary on the results of...  
26 A copy of any report made by an actuary under...  
27 Subject to paragraphs 30 and 31 below, no trade union...  
28 A copy of any report made to a trade union...  
29 Where on the application of a trade union or employers’...  
30 The Certification Officer, on the application of a trade union...  
31 The Certification Officer may at any time revoke any exemption...

*Periodical re-examination of schemes*

- 32 (1) Subject to paragraph 33A below where a trade union...  
33 The provisions of paragraphs 24 to 26 and paragraph 28...  
33A The Certification Officer, on the application of a trade union...  
33B The Certification Officer may at any time revoke any exemption...

*Separate fund for members’s superannuation scheme*

- 34 After the commencement of this Part of this Schedule no...  
35 After the end of the period of five years beginning...

*Interpretation of Part II*

- 36 In this Part of this Schedule— (a) “members’ superannuation scheme”...

SCHEDULE 3 — Miscellaneous Amendments

*The Conspiracy, and Protection of Property Act 1875 (c. 86)*

- 1 In section 3 of the Conspiracy, and Protection of Property...

*The Trade Union Act 1913 (2 & 3 Geo. 5. c. 30)*

- 2 (1) The Trade Union Act 1913 shall be amended in...  
3 .....  
4 .....

*The Industrial Assurance and Friendly Societies Act 1948 (c.39)*

- 5 (1) The Industrial Assurance and Friendly Societies Act 1948 shall...  
6 .....

*The Insurance Companies Act 1958 (c. 72)*

- 7 In section 1 of the Insurance Companies Act 1958, after...  
8 .....  
9 .....

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*The Trade Union (Amalgamations, etc.) Act 1964 (c. 24)*

10 (1) The Trade Union (Amalgamations, etc.) Act 1964 shall be...

*The Trade Union (Amalgamations etc.) Act (Northern Ireland) 1965 (c. 2) (N.I.)*

11 .....

*The Companies Act 1967 (c. 81)*

12 In section 60(1) of the Companies Act 1967 for the...

13 .....

*The Merchant Shipping Act 1970 (c. 36)*

14 In section 42 of the Merchant Shipping Act 1970, ....

15 .....

16 .....

17 .....

SCHEDULE 4 — Transitional Provisions

1 .....

2 Subject to any provision to the contrary contained in section...

3 .....

4 .....

5 Schedule 2 to this Act shall apply to a trade...

6 (1) In so far as anything done or treated as...

7 Any enactment or document which refers, whether specifically or by...

8 Nothing in this Schedule shall be construed as prejudicing sections...

SCHEDULE 5 — Enactments Repealed

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