

Status: Point in time view as at 16/10/1992.

Changes to legislation: There are currently no known outstanding effects for the Wages Act 1986, SCHEDULE 2. (See end of Document for details)

SCHEDULES

SCHEDULE 2

Section 12(4).

CONSTITUTION ETC. OF WAGES COUNCILS

- 1 A wages council shall consist of—
 - (a) such numbers of persons appointed to represent employers and workers respectively as may be specified in relation to the council by the Secretary of State; and
 - (b) not more than 5 persons appointed by the Secretary of State as being independent persons.

- 2 (1) Subject to sub-paragraph (4), the persons appointed under paragraph 1(a) shall be appointed as follows, namely—
 - (a) those appointed to represent employers shall be appointed by one or more employers' associations for the time being nominated for the purposes of this paragraph by the Secretary of State; and
 - (b) those appointed to represent workers shall be appointed by one or more trade unions (within the meaning of the [F1Trade Union and Labour Relations (Consolidation) Act 1992]) for the time being so nominated;and in this Schedule references to the nominated body or bodies in relation to any appointment in pursuance of paragraph (a) or (b) above are references to the body or bodies falling within that paragraph.
- (2) Unless it appears to the Secretary of State to be inappropriate in all the circumstances for this sub-paragraph to apply to the wages council—
 - (a) the employers' association nominated by him for the purposes of sub-paragraph (1)(a), or
 - (b) where two or more employers' associations are so nominated, at least one of those associations,shall be an employers' association appearing to him to be representative of small businesses within the scope of operation of the wages council.
- (3) On making an appointment in pursuance of sub-paragraph (1)(a) or (b) the nominated body or bodies shall inform the secretary of the wages council in writing of that appointment.
- (4) If for any reason there is a deficiency in the number of persons appointed to a wages council in pursuance of sub-paragraph (1)(a) or (b), the Secretary of State shall, after consulting such persons or organisations as he thinks fit, appoint on behalf of the nominated body or bodies such number of persons to represent employers or (as the case may be) workers as will remedy that deficiency.

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Textual Amendments

F1 Words in Sch. 2, para. 2(1)(b) substituted (16.10.1992) by Trade Union and Labour Relations (Consolidation) Act 1992 (c. 52), ss. 300(2), 302, Sch. 2, para. 34(3)

- 3 Of the independent persons appointed under paragraph 1(b) one shall be appointed by the Secretary of State to act as chairman, and another may be appointed by the Secretary of State to act as chairman in the absence of the chairman.
- 4 The Secretary of State may appoint a secretary for a wages council and such other officers as he thinks fit.
- 5 The proceedings of a wages council shall not be invalidated by any vacancy among the members or by any defect in the appointment of a member.
- 6 (1) A wages council may delegate any of its functions, other than the power to make orders under section 14, to a committee or sub-committee consisting of such number of members of the council as the council thinks fit.
- (2) On any such committee or sub-committee there shall be an equal number of members representing employers and workers respectively.
- 7 The Secretary of State may make regulations as to the meetings and procedure of a wages council and of any committee or sub-committee of such a council, including regulations as to the quorum and the method of voting; but, subject to the provisions of this Part of this Act and to any regulations under this paragraph, a wages council and any committee or sub-committee of such a council may regulate its procedure in such manner as it thinks fit.
- 8 (1) A member of a wages council shall hold and vacate office in accordance with the terms of his appointment, but a member shall not be appointed to hold office for more than 3 years at a time.
- (2) Where the term of office of any members of a wages council comes to an end before their successors are appointed, then, unless—
- (a) in the case of members appointed in pursuance of paragraph 2(1)(a) or (b), the nominated body or bodies directs or direct otherwise, or
 - (b) in the case of members appointed by the Secretary of State, the Secretary of State directs otherwise,
- those members shall continue in office until the new appointments take effect.
- 9 The Secretary of State may pay—
- (a) to the members of a wages council appointed by him under paragraph 1(b) such remuneration, and

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(b) to any member of a wages council such travelling and other allowances, as the Secretary of State may determine with the consent of the Treasury.

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