



# Employment Rights (Dispute Resolution) Act 1998

## 1998 CHAPTER 8

### PART II

#### OTHER METHODS OF DISPUTE RESOLUTION

##### *Other provisions*

#### **11 Settlements of redundancy cases.**

- (1) In section 18(1) of the <sup>M1</sup>Employment Tribunals Act 1996 (which specifies the proceedings in relation to which the provisions about conciliation apply), in paragraph (d) (proceedings under the Employment Rights Act 1996), for “or 92,” substitute “, 92 or 135, ”.
- (2) In section 166(2) of the <sup>M2</sup>Employment Rights Act 1996 (which defines “employer’s payment” for the purposes of the provisions requiring the Secretary of State to make a payment to an employee whose employer is liable to pay him an employer’s payment), after paragraph (a) insert—
  - “(aa) a payment which his employer is liable to make to him under an agreement to refrain from instituting or continuing proceedings for a contravention or alleged contravention of section 135 which has effect by virtue of section 203(2)(e) or (f), or”.
- (3) In section 168(1) of that Act (which specifies the amount which the Secretary of State is required to pay in respect of an employer’s payment), after paragraph (a) insert—
  - “(aa) where the employer’s payment to which the employee’s application under section 166 relates is a payment which his employer is liable to make to him under an agreement having effect by virtue of section 203(2)(e) or (f), is a sum equal to the amount of the employer’s payment or of any redundancy payment which the employer would

---

**Changes to legislation:** *There are currently no known outstanding effects for the Employment Rights (Dispute Resolution) Act 1998, Section 11. (See end of Document for details)*

---

have been liable to pay to the employee but for the agreement, whichever is less, and”.

.....

**Marginal Citations**

**M1** 1996 c. 17.

**M2** 1996 c. 18.

**Changes to legislation:**

There are currently no known outstanding effects for the Employment Rights (Dispute Resolution) Act 1998, Section 11.