

SCHEDULES

SCHEDULE 5

UNFAIR DISMISSAL OF STRIKING WORKERS

Employment Rights Act 1996 (c. 18)

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- (1) Section 105 of the Employment Rights Act 1996 (redundancy) shall be amended as follows.

(2) In subsection (1)(c) for “subsections (2) to (7)” there shall be substituted “subsections (2) to (7C).”.

(3) After subsection (7B) (inserted by Schedule 3 to the ^{M1}Tax Credits Act 1999) there shall be inserted—

“(7C) This subsection applies if—

(a) the reason (or, if more than one, the principal reason) for which the employee was selected for dismissal was the reason mentioned in section 238A(2) of the Trade Union and Labour Relations (Consolidation) Act 1992 (participation in official industrial action), and

(b) subsection (3), (4) or (5) of that section applies to the dismissal.”

Marginal Citations

M1 1999 c. 10.

Changes to legislation:

There are currently no known outstanding effects for the Employment Relations Act 1999, Cross
Heading: Employment Rights Act 1996 (c. 18).