



# Employment Relations Act 2004

## 2004 CHAPTER 24

### PART 1

#### UNION RECOGNITION

#### 15 Power to amend Schedule A1 to the 1992 Act

- (1) Paragraph 166 of Schedule A1 to the 1992 Act (power of Secretary of State to amend that Schedule) is amended as follows.
- (2) For sub-paragraphs (1) and (2) substitute—
  - “(1) This paragraph applies if the CAC represents to the Secretary of State that a provision of this Schedule has an unsatisfactory effect and should be amended.
  - (2) The Secretary of State, with a view to rectifying the effect—
    - (a) may amend the provision by exercising (if applicable) any of the powers conferred on him by paragraphs 7(6), 29(5), 121(6), 166A, 166B, 169A, 169B and 171A, or
    - (b) may amend the provision by order in such other way as he thinks fit.
  - (2A) The Secretary of State need not proceed in a way proposed by the CAC (if it proposes one).
  - (2B) Nothing in this paragraph prevents the Secretary of State from exercising any of the powers mentioned in sub-paragraph (2)(a) in the absence of a representation from the CAC.”
- (3) In sub-paragraph (3), for “this paragraph” substitute “ sub-paragraph (2)(b) ”.

#### Commencement Information

**II** S. 15 in force at 31.12.2004 by S.I. 2004/3342, art. 4(a) (with art. 6)

**Changes to legislation:**

There are currently no known outstanding effects for the Employment Relations Act 2004, Section 15.