STATUTORY INSTRUMENTS

1973 No. 661

COUNTER-INFLATION

The Counter-Inflation (Modification of Wages Councils Act 1959) Order 1973

Made - - -	*1st April* 1973
Coming into Operation	*1st April* 1973
To be laid before Parliament	*2nd April* 1973

The Secretary of State in exercise of the powers conferred on him by section 8(1) of, and paragraph 1(1) and (2) of Schedule 2 to, the Counter-Inflation Act 1973(**a**) (hereinafter referred to as "the 1973 Act") and of all other powers enabling him in that behalf, hereby makes the following Order:—

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Counter-Inflation (Modification of Wages Councils Act 1959) Order 1973 and shall come into operation on 1st April 1973.

(2) In this Order "the Board" means the Pay Board established under section 1(1) of the 1973 Act.

(3) For the purposes of this Order the cases in which wages regulation proposals are to be taken to relate to increases in remuneration shall include cases where the proposals relate to any improvement in the terms and conditions of employment.

(4) The Interpretation Act 1889(**b**) shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

Modification of the Wages Councils Act 1959

2.—(1) So long as Part II of the 1973 Act is in force the Wages Councils Act 1959(**c**) (hereinafter referred to as "the 1959 Act") shall have effect subject to the modifications set out in this Article.

(2) The requirements of section 11(3) of the 1959 Act shall be subject to a prior requirement that the wages council shall submit to the Board any wages regulation proposals relating to increases in remuneration for approval and accordingly a wages council shall not publish any wages regulation proposals or give notice of such proposals to persons affected thereby, under section 11(3) of the 1959 Act, until the wages regulation proposals relating to increases in remuneration have been approved by the Board in accordance with Article 3 of this Order.

(**a**) 1973 c. 9. (**b**) 1889 c. 63. (**c**) 1959 c. 69.

(3) Where wages regulation proposals relating to increases in remuneration have already been published by a wages council under section 11(3) of the 1959 Act the wages council may submit the proposals to the Board for approval.

(4) Where, in the case of any wages regulation proposals to which paragraph (3) of this Article applies, the Board, pursuant to paragraph 2(2) and (3) of Schedule 2 to the 1973 Act, approves the proposals subject to amendments or modifications, section 11(3) of the 1959 Act shall not impose a duty on the wages council to re-publish, or give notice to the persons affected thereby, the proposals as so amended or modified.

(5) Section 11(4) of the 1959 Act shall not impose a duty on the Secretary of State to make an order giving effect to any wages regulation proposals relating to increases in remuneration which have not been approved by the Board in accordance with Article 3 of this Order.

Approval of wages regulation orders

3.—(1) The Board shall entertain any proposals for increases in remuneration contained in any wages regulation proposals submitted to them by a wages council.

(2) Where the Board is satisfied that the increases contained in any wages regulation proposals submitted to them by a wages council under paragraph (1) of this Article ought to be allowed it shall approve the proposals.

(3) The Board shall give their decision whether or not to approve the proposals submitted to them under paragraph (1) of this Article within 8 weeks of the date upon which they receive the proposals.

(4) Where the Board have not given their decision under paragraph (3) of this Article at the expiration of the prescribed period of 8 weeks the Board shall for the purposes of paragraph 2(1) of Schedule 2 to the 1973 Act be deemed to have given their approval to the proposals as submitted.

Signed by order of the Secretary of State.

R. Chichester-Clark,
Minister of State,
Department of Employment.

1st April 1973.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, which has effect from 1st April 1973, modifies the Wages Councils Act 1959, so long as Part II of the Counter-Inflation Act 1973 remains in force, so as to enable wages councils to submit wages regulation proposals to the Pay Board for approval and to relieve the Secretary of State of the obligation under section 11(4) of the 1959 Act to make wages regulation orders giving effect to wages regulation proposals, until they have been approved by the Pay Board.

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