STATUTORY INSTRUMENTS

1975 No. 2138

WAGES COUNCILS

The Wages Councils and Statutory Joint Industrial Councils (Notices) Regulations 1975

Made - - - -	16*th December* 1975
Laid before Parliament	30*th December* 1975
Coming into Operation	21*st January* 1976

The Secretary of State, in exercise of the powers conferred by section 22 of the Wages Councils Act 1959(**a**) (hereinafter referred to as "the Act") as amended by the Employment Protection Act 1975(**b**), and now vested in him (**c**), and of all other powers enabling him in that behalf, hereby makes the following Regulations:—

Citation, commencement, interpretation and revocation

1.—(1) These Regulations may be cited as the Wages Councils and Statutory Joint Industrial Councils (Notices) Regulations and shall come into operation on 21st January 1976.

(2) The Interpretation Act 1889(**d**) shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

(3) References in these Regulations to sections and schedules of the Act shall be construed as references to those sections and schedules as amended.

(4) The Wages Councils (Notices) Regulations 1951(**e**) are hereby revoked.

2.—(1) The following notices shall be published in the London Gazette or Edinburgh Gazette, or both of them as the case may require:—

(*a*) a notice of intention to make a wages council order which the Secretary of State is required to publish by paragraph 2 of Schedule 1 to the Act; and

(*b*) a notice which the Advisory, Conciliation and Arbitration Service is required to publish by section 9(2) of the Act; and

(*c*) a notice of proposals by a wages council or statutory joint industrial council to make an order under section 11 of the Act.

(**a**) 1959 c. 69. (**b**) 1975 c. 71.
(**c**) S.I. 1959/1769, 1968/729 (1959 I, p.1795; 1968 II, p.2108).
(**d**) 1889 c. 63. (**e**) S.I. 1951/954 (1951 II, p.872).

(2) The date which is to be taken for the purposes of the Act as the date of publication of a notice to which paragraph (1) of this Regulation refers shall be the date of publication of the issue of the London Gazette or Edinburgh Gazette, as the case may be, in which the notice is published.

Notice of proposal to make an order under section 11 of the Act

3. As soon as may be after the publication by a wages council or a statutory joint industrial council under Regulation 2 above of a notice of proposals, that council shall send to every employer appearing to the council to be affected thereby, whose name and address are known to the council, a notice of the proposed new terms and conditions of employment, the date from which the council intends its proposals to come into operation, the place where copies of the proposals may be obtained and the period (which shall not be less than fourteen days from the date of publication of the notice) within which written representations with respect to the proposals may be sent to the council.

Notice to employers of orders made under section 11 of the Act

4.—(1) As soon as may be after a wages council or a statutory joint industrial council has made an order under section 11 of the Act that council shall send notice of the order and the contents thereof to every employer appearing to the council to be affected thereby, whose name and address are known to the council.

(2) Where the order made by a wages council or a statutory joint industrial council amends or revokes a previous order made by the Secretary of State or that council the notice sent by the council under paragraph 1 of this Regulation may be embodied in a consolidated notice containing particulars of the matters previously in force left unaffected by such amendment or revocation and indicating the matters amended or revoked.

(3) Where in any order made by a wages council or a statutory joint industrial council under section 11 of the Act provision is made for statutory minimum remuneration to vary according to the index of retail prices or other similar contingency, the council shall give notice of any such variation, and of the date upon which it becomes operative, to every employer appearing to the council to be affected thereby, whose name and address are known to the council.

Posting of notices

5.—(1) An employer of any worker who is affected by any notice mentioned in Regulation 3 or 4 of these Regulations shall on receipt thereof post up and keep posted up a sufficient number of true copies thereof in prominent positions on his premises or on premises under his control in such manner as to ensure that the notice shall be brought to the knowledge of, and can conveniently be read by, all workers employed by him who are affected thereby.

(2) Where before the coming into operation of this Regulation a wages council has sent to an employer of any worker who is affected thereby a notice of any order made by the Secretary of State which has effect as if it were an order made under section 11 of the Act that employer shall be under the like obligation to post up and to keep posted up the said notice as if it were a notice to which paragraph 1 of this Regulation applies.

(3) Where any notice to which this Regulation applies refers to some

prior notice or notices in such manner that, properly to be understood, it must be read in conjunction with such prior notice or some part or parts thereof, a sufficient number of true copies of that notice and of the notice or notices to which it refers shall be posted up in the manner aforesaid together, so that that notice and the notice or notices or part or parts thereof to which it refers may be construed as one notice.

Signed by order of the Secretary of State.

16th December 1975.

Harold Walker,

Joint Parliamentary Under Secretary of State,
Department of Employment.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations deal with the giving of notices by the Secretary of State, the Advisory, Conciliation and Arbitration Service, wages councils and statutory joint industrial councils under the Wages Councils Act 1959 as amended by the Employment Protection Act 1975 and the posting of notices by employers.

The provisions of the Wages Councils (Notices) Regulations 1951 are revoked.

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