
STATUTORY INSTRUMENTS

2021 No. 1373

**The Trade Union Act 2016 (Commencement
No. 4 and Transitional) Regulations 2021**

PART 2

Provisions coming into force

Provisions coming into force on 8th December 2021

3. The following provisions of the 2016 Act come into force on 8th December 2021—
- (a) section 17 (Investigatory powers etc), for the purpose of enabling the exercise of the power to make regulations under section 256D of, and paragraphs 6, 7 and 8 of Schedule A4 to, the 1992 Act⁽¹⁾, in so far as section 17 relates to:
 - (i) the insertion of section 256C of the 1992 Act (which gives effect to a new Schedule A3 to the 1992 Act);
 - (ii) paragraph 5(1) of Schedule 1 to the 2016 Act (inserted as Schedule A3 to the 1992 Act), which comprises part of the definition of an “enforcement order” set out in Schedule A4 to the 1992 Act; and
 - (iii) paragraphs 7(1) and (3) of Schedule 2 to the 2016 Act (to the extent that they amend section 82(2A) of the 1992 Act), which comprises part of the definition of an “enforcement order” set out in Schedule A4 to the 1992 Act;
 - (b) section 19(1) and (2) (Further powers of Certification Officer where enforcement order made), for the purpose of enabling the exercise of the power to make regulations under section 256D of, and paragraphs 6, 7 and 8 of Schedule A4 to, the 1992 Act;
 - (c) section 20 (Power to impose levy).

Provisions coming into force on 1st April 2022

4. The following provisions of the 2016 Act come into force on 1st April 2022—
- (a) section 16 (Certification Officer not subject to ministerial direction);
 - (b) section 17 (Investigatory powers etc), to the extent that it is not then already in force;
 - (c) section 19 (Further powers of Certification Officer where enforcement order made), to the extent that it is not then already in force;
 - (d) section 21 (Rights of appeal not limited to questions of law);
 - (e) section 22 (Minor and consequential amendments), to the extent that it is not then already in force.

(1) Sections 256D and Schedule A4 are inserted by section 19(1) and (2) of, and Schedule 3 to, the 2016 Act.