ANGUILLA

REVISED REGULATIONS OF ANGUILLA

under

TRADE UNIONS ACT
R.S.A. c. T35

Showing the Law as at 15 December 2000

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Revised Regulations of Anguilla: T35-1

TRADE UNIONS ACT (R.S.A. c. T35)

HIGH COURT (TRADE UNIONS) RULES

Note: These Regulations are enabled under section 14(e) of the Trade Unions Act, R.S.A. c. T35.

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Interpretation

1. In these Rules—

"Court" means the High Court;

"Registrar" means the Registrar of Trade Unions appointed pursuant to the provisions of the Trade Unions Act.

Method of bringing appeals

2. All appeals to the Court from a refusal of the Registrar to register a trade union or against the Registrar's decision to cancel the registration of a trade union shall be commenced by originating notice of motion within 2 months of the decision of the Registrar or within such further time as the Registrar of the Court may think fit to allow, and the Rules of the High Court for the time being in force shall (except if and so far as otherwise provided by these Rules) apply to all proceedings on any such appeal.

Notice of motion

3. The notice of motion shall be headed with a reference to the Trade Unions Act and also with a reference to the decision of the Registrar which is appealed against and shall contain or have scheduled or annexed thereto a concise statement of the grounds of the appeal, and no grounds other than those comprised in such statement shall (except with the leave of the Court and on such terms, if any, as the Court shall think just) be allowed to be taken by the appellant at the hearing of the motion.

Directions of Court in relation to motion

4. (1) The Court may at any stage of the motion direct that the same be served on any persons that the Court may think proper, but, except where the trade union or alleged trade unions in question are themselves the appellants, such trade union or alleged trade unions, or any person who appeared before the Registrar and in whose favour he decided shall (unless the Court shall otherwise order) be respondents or one of the respondents to the motion.

(2) At any stage of the motion the Court may, if it shall appear to be expedient so to do, cause notice to be given by advertisement or otherwise of the time when the motion will be, or is likely to be, heard and disposed of, or otherwise make provision for enabling any person interested in the trade union or alleged trade union in question or in the subject matter of the appeal to appear and be heard on the motion.

(3) At any stage of the motion the Court may, if it thinks fit, give any such special directions for the hearing and disposal of the motion either on affidavit evidence or with witnesses or otherwise and generally at such time and in such manner as may be just and convenient.

Powers of Court

5. In all proceedings on any such appeal the Court shall have all the powers vested by the Trade Unions Act in the Registrar, and may make any order which might or ought to have been made by the Registrar.

Hearing of appeals

6. All appeals shall be heard in Chambers unless the Court shall otherwise direct.

Costs

7. In all proceedings on any such appeal the costs of and incident thereto, including the costs of and incident to any proceedings before the Registrar, shall be in the discretion of the Court.

Citation

8. These Regulations may be cited as the High Court (Trade Unions) Rules, Revised Regulations of Anguilla T35-1.

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