



House of Commons
NOTICES OF AMENDMENTS
 given up to and including
Wednesday 4 November 2015

New Amendments handed in are marked thus ★

☆ *Amendments which will comply with the required notice period at their next appearance*
Amendments tabled since the last publication: 5 to 36 and NC5 to NC10

CONSIDERATION OF BILL (REPORT STAGE)

TRADE UNION BILL, AS AMENDED

NOTE

This document includes all amendments tabled to date and includes any withdrawn amendments at the end. The amendments have been arranged in the order in which they relate to the Bill.

NEW CLAUSES

Angus Robertson
 Chris Stephens
 Dr Lisa Cameron
 Kirsten Oswald
 Stewart Hosie
 Dr Eilidh Whiteford

Jonathan Edwards

NC1

To move the following Clause—

“Industrial action and agency workers

- (1) Subject to subsection (3), an employment business shall not introduce or supply a work-seeker to a hirer to perform—
 - (a) the duties normally performed by a worker who is taking part in a strike or other industrial action (“the first worker“), or

Trade Union Bill, *continued*

- (b) the duties normally performed by any other worker employed by the hirer and who is assigned by the hirer to perform the duties normally performed by the first worker,
unless in either case the employment business does not, and has no reasonable grounds for knowing, that the first worker is taking part in a strike or other industrial action.
- (2) Subject to subsection (3) an employer (“the hirer“) shall not procure an employment agency to supply a work-seeker to perform—
- (a) the duties normally performed by a worker who is taking part in a strike or other industrial action (“the first worker“), or
- (b) the duties normally performed by any other worker employed by the hirer and who is assigned by the hirer to perform the duties normally performed by the first worker,
unless in either case the hirer does not, and has no reasonable grounds for knowing, that the first worker is taking part in a strike or other industrial action.
- (3) Subsections (2) and (3) shall not apply if, in relation to the first workers, the strike or other industrial action in question is an unofficial strike or other unofficial industrial action for the purposes of section 237 of the 1992 Act.
- (4) For the purposes of this section an “employment business” means an employment business as defined by the Employment Agencies Act 1973.
- (5) Breach of the provisions of this section shall be actionable against both the employment business and the hirer for breach of statutory duty.
- (6) For the avoidance of doubt, the duty in subsections (1) and (2) above are owed to—
- (a) any worker who is taking part in the strike or industrial action; and
- (b) any trade union of which such a worker is a member.”

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Stewart Hosie
Dr Eilidh Whiteford

Jonathan Edwards

NC2

To move the following Clause—

“Workplace ballots and ballots by electronic means

- (1) Workplace ballots and balloting by electronic means, shall be permitted in the types of trade union ballots specified in subsection (2) with effect from the commencement date for sections 2 and 3 (Ballot thresholds for industrial action);
- (2) The types of trade union ballots to which subsections (1) and (3) apply are those referred to in Chapters IV (elections for certain positions), V (industrial action), VI (political resolutions) and VII (approval of instruments of amalgamation or transfer).
- (3) In relation to the ballots referred to in subsection (2)—
- (a) the employer shall be under a duty to co-operate generally in connection with the ballot with the union, which shall include not undertaking surveillance of, intercepting or otherwise interfering with any

Trade Union Bill, *continued*

- communications between the union and its members, and with any person appointed in accordance with section 226B of the Act (Appointment of Scrutineer); and
- (b) every person who is entitled to vote in the ballot shall be permitted to do so without interference or constraint imposed by any employer of the union's members, or any of its employees or any person its behalf.
- (4) Where in any proceedings an employer claims, or will claim, that a union has failed to comply with any requirement referred to in subsection 226 of the Act (Requirement of ballot before action by trade union), the union will have a complete defence to those proceedings if the employer has failed to comply with any part of its duty under subsection (3)(a) or it, or any of its employees or any person on its behalf, has imposed any interference or constraint of a type referred to in subsection (3)(b).
- (5) In this section—
- (a) “Workplace ballot” means a ballot in which votes may be cast in the workplace by such means as is or are determined by the union. Such means of voting in the workplace determined by the union may, but are not required to, include electronic means; and
- (b) “electronic means” means such electronic means as is or determined by the union and, in each case, where section 226B of the Act (Appointment of Scrutineer) imposes an obligation on the union, is confirmed by the person appointed in accordance with that section, before the opening day of the ballot as meeting the required standard.
- (6) Where electronic means are determined by the union, and, if applicable, confirmed by the person appointed under section 226B of the Act as meeting the required standard as provided for in subsection (5), the means of voting in the ballot shall also include postal voting, or some means of voting in a workplace ballot other than electronic means, where determined by the union and, in a case in which section 226B of the Act imposes an obligation on the union (Appointment of Scrutineer), confirmed by the person appointed in accordance with that section as being reasonably necessary to ensure that the required standard is satisfied.
- (7) For the purpose of subsections (5) and (6), a workplace ballot or means of electronic voting satisfies ‘the required standard’ for the ballot if, so far as reasonably practicable—
- (a) those entitled to vote have an opportunity to do so;
- (b) votes cast are secret; and
- (c) the risk of any unfairness or malpractice is minimised.
- (8) Any provision of the Act shall be disapplied to the extent necessary to give effect to this section.”
-

Trade Union Bill, *continued*

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Stewart Hosie
Dr Eilidh Whiteford

Jonathan Edwards

NC3

To move the following Clause—

“Statements on Bills affecting Trade Union political funds

- (1) A Minister of the Crown in charge of a Bill in either House of Parliament must, before Second Reading of the Bill, if the Bill contains provisions which are likely to affect the machinery of Trade Union political funds—
 - (a) make a statement to the effect that the Bill has been introduced with the agreement of the leaders of all the political parties represented in the House of Commons, or
 - (b) make a statement to the effect that the Bill has been introduced without agreement of the leaders of all the political parties represented in the House of Commons as the case may be.
- (2) The statement must be in writing and be published in such manner as the Minister making it considers appropriate.”

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Stewart Hosie
Dr Eilidh Whiteford

Jonathan Edwards

NC4

To move the following Clause—

“Certification Officer

For subsections (2) to (4) of section 254 of the 1992 Act substitute—

- “(2) The Certification Officer shall be appointed by the Judicial Appointments Commission, and the person appointed shall have expertise in trade union law.
 - (3) There shall be a Certification Officer for Scotland, equal in status to the Certification Officer in subsections (1) and (2) above.
 - (4) The Certification Officer for Scotland shall be appointed by the Judicial Appointments Board for Scotland, and the person appointed shall have expertise in trade union law.”
-

Trade Union Bill, *continued*

Jeremy Corbyn [R]
 Ms Angela Eagle [R]
 Ian Murray [R]
 Ms Rosie Winterton [R]
 Kevin Brennan [R]

NC5

★ To move the following Clause—

“Voting by electronic means in trade union ballots for industrial action

- (1) Trade union members shall be permitted to vote by electronic means for the purposes of Part V of the 1992 Act (Industrial Action) with effect from the commencement date for sections 2 and 3.
- (2) In this section “electronic means” means such electronic means, including means of secure voting electronically in the workplace, as is, or are determined by the union and, in a case in which section 226B of the 1992 Act (Appointment of Scrutineer) imposes an obligation on the union, confirmed by the person appointed in accordance with that section, before the opening day of the ballot as meeting the required standard.
- (3) Where electronic means are determined by the union, and, if applicable, confirmed by the person appointed under section 226B of the Act as meeting the required standard as provided for in subsection (2), the means of voting in the ballot shall also include postal voting where determined by the union and, in a case in which section 226B of the 1992 Act (Appointment of Scrutineer) imposes an obligation on the union, confirmed by the person appointed in accordance with that section as being reasonably necessary to ensure that the required standard is satisfied.
- (4) For the purpose of subsections (2) and (3), a means of electronic voting satisfies “the required standard” for the ballot if, so far as reasonably practicable—
 - (a) those entitled to vote have an opportunity to do so;
 - (b) votes cast are secret; and
 - (c) the risk of any unfairness or malpractice is minimised.
- (5) In relation to the ballots referred to in subsection (1)—
 - (a) the employer shall be under a duty to co-operate generally in connection with the ballot with the union, which shall include not undertaking surveillance of, intercepting or otherwise interfering with any communications between the union and its members, and with any person appointed in accordance with section 226B of the 1992 Act (Appointment of Scrutineer); and
 - (b) every person who is entitled to vote in the ballot shall be permitted to do so without interference or constraint imposed by any employer of the union’s members, or any of its employees or any person on its behalf.
- (6) Where in any proceedings an employer claims, or will claim, that a union has failed to comply with any requirement referred to in section 226 of the 1992 Act (Requirement of ballot before action by trade union), the union will have a complete defence to those proceedings if the employer has failed to comply with any part of its duty under subsection (5)(a) or it, or any of its employees or any person on its behalf, has imposed any interference or constraint of a type referred to in subsection (5)(b).

Trade Union Bill, *continued*

- (7) Any provision of the Act shall be disapplied to the extent necessary to give effect to this section.”

Member’s explanatory statement

The new Clause would permit electronic voting in ballots for industrial action.

Jeremy Corbyn [R]
Ms Angela Eagle [R]
Ian Murray [R]
Ms Rosie Winterton [R]
Kevin Brennan [R]

NC6

- ★ To move the following Clause—

“Voting by electronic means in trade union ballots

- (1) The provisions in New Clause 5 [*Voting by electronic means in trade union ballots for industrial action*] apply to ballots and elections for the purposes of Chapters IV (elections for certain positions), VI (political resolutions) and VII (approval of instruments of amalgamation or transfer) of the 1992 Act.
- (2) The electronic means adopted for the purposes of subsection (1) must also be capable of allowing union members to vote in ballots and elections for the purposes of Chapters IV (elections for certain positions), VI (political resolutions) and VII (approval of instruments of amalgamating or transfer) of the 1992 Act.”

Member’s explanatory statement

The new Clause would permit electronic voting in union elections and ballots other than those for industrial action.

Jeremy Corbyn [R]
Ms Angela Eagle [R]
Ian Murray [R]
Ms Rosie Winterton [R]
Kevin Brennan [R]

NC7

- ★ To move the following Clause—

“Secure workplace ballots for industrial action

- (1) Trade union members shall be permitted to vote in person at their place of work by means of a secure workplace ballot for the purposes of Part V of the 1992 Act (Industrial Action) with effect from the commencement date for sections 2 and 3.
- (2) In this section “secure workplace ballot” means a ballot in which votes may be cast in the workplace by such means as is or are determined by the union. These may, but are not required to, include electronic means and, in a case in which section 226B of the 1992 Act (Appointment of Scrutineer) imposes an obligation on the union to ensure that the required standard is satisfied, confirmed by the person appointed in accordance with that section, before the opening day of the ballot as meeting the required standard.

Trade Union Bill, *continued*

- (3) For the purpose of subsection (2), a workplace ballot satisfies “the required standard” if, so far as reasonably practicable—
 - (a) those entitled to vote have an opportunity to do so;
 - (b) those entitled to vote can do so in privacy;
 - (c) votes cast are secret; and
 - (d) the risk of any unfairness or malpractice is minimised.
- (4) In relation to the ballots referred to in subsection (1)—
 - (a) the employer shall be under a duty to co-operate generally in connection with the ballot with the union, which shall include not undertaking surveillance of, intercepting or otherwise interfering with any communications between the union and its members, and with any person appointed in accordance with section 226B of the 1992 Act (Appointment of Scrutineer); and
 - (b) every person who is entitled to vote in the ballot shall be permitted to do so without interference or constraint imposed by any employer of the union’s members, or any of its employees or any person its behalf.
- (5) Where in any proceedings an employer claims, or will claim, that a union has failed to comply with any requirement referred to in section 226 of the 1992 Act (Requirement of ballot before action by trade union), the union will have a complete defence to those proceedings if the employer has failed to comply with any part of its duty under subsection (4)(a) or it, or any of its employees or any person on its behalf, has imposed any interference or constraint of a type referred to in subsection (4)(b).
- (6) Any provision of the Act shall be disapplied to the extent necessary to give effect to this section.”

Member’s explanatory statement

The new Clause would permit secure workplace ballots for industrial action. These can involve electronic or non-electronic means.

Jeremy Corbyn [R]
 Ms Angela Eagle [R]
 Ian Murray [R]
 Ms Rosie Winterton [R]
 Kevin Brennan [R]

NC8

★ To move the following Clause—

“Secure workplace balloting and voting for trade union elections and other matters

- (1) The provisions in New Clause 7 [*Secure workplace ballots for industrial action*] shall apply to ballots and elections for the purposes of Chapters IV (elections for certain positions), VI (political resolutions) and VII (approval of instruments of amalgamation or transfer) of the 1992 Act.
- (2) The arrangements adopted for the purposes of subsection (1) shall allow union members to vote in workplace ballots for the purposes of Chapters IV (elections

Trade Union Bill, *continued*

for certain positions), VI (political resolutions) and VII (approval of instruments of amalgamating or transfer) of the 1992 Act.”

Member's explanatory statement

The new Clause would permit secure workplace ballots in union elections and ballots other than those for industrial action.

Jeremy Corbyn [R]
 Ms Angela Eagle [R]
 Ian Murray [R]
 Ms Rosie Winterton [R]
 Kevin Brennan [R]

NC9

★ To move the following Clause—

“Methods of voting in ballots for industrial action, trade union elections and other matters

- (1) Voting in a ballot or election carried out to meet the requirements of the 1992 Act as amended can be carried out by postal ballot, electronic means, secure workplace ballot or a combination of these methods.
 - (2) The combination of methods is to be determined by the union and, in a case in which section 226B of the 1992 Act (Appointment of Scrutineer) imposes an obligation on the union, confirmed by the person appointed in accordance with that section, before the opening day of the ballot.”
-

Angus Robertson
 Chris Stephens
 Dr Lisa Cameron
 Kirsten Oswald
 Steward Hosie
 Dr Eilidh Whiteford

NC10

★ To move the following Clause—

“Application of provisions to public sector employees across the UK

The extent and provisions of this Bill shall only apply to the public sector in the UK,

- (a) By consent of the Scottish Parliament, Welsh Assembly, Northern Ireland Assembly, Mayor of London and other public bodies and local authorities in England in their areas of responsibility.
 - (b) Where consent has been granted, this consent can be withdrawn at any time.”
-

Trade Union Bill, *continued*

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Steward Hosie
Dr Eilidh Whiteford

15

★ Clause 2, page 1, line 14, at end insert—

“(3) The provisions of this section shall only apply with the consent of the Scottish Government, Welsh Government, Northern Ireland Executive, the Mayor of London and Local Authorities in England in their areas or responsibility.”

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Steward Hosie
Dr Eilidh Whiteford

16

★ Clause 3, page 2, line 32, at end insert—

“(4) The provisions of this section shall only apply with the consent of the Scottish Government, Welsh Government, Northern Ireland Executive, the Mayor of London and Local Authorities in England in their areas of responsibility.”

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Steward Hosie
Dr Eilidh Whiteford

17

★ Clause 4, page 3, line 7, at end insert—

“(3) The provisions of this section shall only apply with the consent of the Scottish Government, Welsh Government, Northern Ireland Executive, the Mayor of London and Local Authorities in England in their areas of responsibility.”

Trade Union Bill, *continued*

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Steward Hosie
Dr Eilidh Whiteford

18

★ Clause 5, page 3, line 31, at end insert—

“(3) The provisions of this section shall only apply with the consent of the Scottish Government, Welsh Government, Northern Ireland Executive, the Mayor of London and Local Authorities in England in their areas of responsibility.”

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Steward Hosie
Dr Eilidh Whiteford

19

★ Clause 6, page 4, line 5, at end insert—

“(3) The provisions of this section shall only apply with the consent of the Scottish Government, Welsh Government, Northern Ireland Executive, the Mayor of London and Local Authorities in England in their areas of responsibility.”

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Steward Hosie
Dr Eilidh Whiteford

20

★ Clause 7, page 4, line 14, at end insert—

“(3) The provisions of this section shall only apply with the consent of the Scottish Government, Welsh Government, Northern Ireland Executive, the Mayor of London and Local Authorities in England in their areas of responsibility.”

Trade Union Bill, *continued*

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Steward Hosie
Dr Eilidh Whiteford

21

★ Clause 8, page 4, line 29, at end insert—

“(3) The provisions of this section shall only apply with the consent of the Scottish Government, Welsh Government, Northern Ireland Executive, the Mayor of London and Local Authorities in England in their areas of responsibility.”

Jeremy Corbyn [R]
Ms Angela Eagle [R]
Ian Murray [R]
Ms Rosie Winterton [R]
Kevin Brennan [R]

6

★ Page 4, line 31, leave out Clause 9

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Steward Hosie
Dr Eilidh Whiteford

10

★ Clause 9, page 5, leave out lines 7 to 19 and insert—

“(3) A picket supervisor is required to show a constable a letter of authorisation only if—

- (a) the constable provides documentary evidence that he or she is a constable;
 - (b) the constable provides his or her name, and the name of the police station to which he or she is attached; and
 - (c) the constable explains the reasons for the request to see the letter of authorisation.
- (4) If a picket supervisor complies with a constable’s request to produce a letter of authorisation, the police officer shall provide the picket supervisor with a written record of the request, the reasons for it, and an acknowledgment that the request was complied with.
 - (5) If a picket supervisor fails to comply with a constable’s request to produce a letter of authorisation, the police officer shall provide the picket supervisor with a written record of the request, the reasons for it, and an acknowledgment that the request was not complied with.
 - (6) Information about the identity of a picket supervisor and any information relating to the production of a letter of authorisation shall be retained by the police only for the purposes of giving evidence in legal proceedings directly related to the picketing to which it is connected.
 - (7) For the avoidance of doubt neither a member of the public nor an employer shall be entitled to request a picket supervisor to produce a letter of authorisation.”

Trade Union Bill, continued

Secretary Sajid Javid

- 2
- ☆ Clause 9, page 5, leave out line 16 and insert “the picketing is approved by the union.”
Member’s explanatory statement
This amendment would make clear that the purpose of the letter from the union, held by picket supervisor, is to confirm that the picketing has been approved by the union. Approval of the picketing would require the union to supervise the picketing in accordance with the requirements inserted by clause 9.

Secretary Sajid Javid

- 3
- ☆ Clause 9, page 5, leave out lines 17 to 19 and insert—
“(6) If an individual who is, or is acting on behalf of, the employer asks the picket supervisor for sight of the approval letter, the picket supervisor must show it to that individual as soon as reasonably practicable.”
Member’s explanatory statement
This amendment would oblige the picket supervisor to show the approval letter as soon as reasonably practicable if requested to do so, and also specifies that such a request can be made only by the employer or someone acting on the employer’s behalf.

Secretary Sajid Javid

- 4
- ☆ Clause 9, page 5, line 27, leave out “section “picketing”” and insert “section—
“approval letter” means the letter referred to in subsection (5);
“employer” means the employer to which the trade dispute relates;
“picketing””
Member’s explanatory statement
This amendment inserts definitions of expressions used in amendment 3.

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Steward Hosie
Dr Eilidh Whiteford

- 27
- ★ Page 5, line 31, leave out Clause 10

Mr Douglas Carswell

- 1
- Clause 10, page 7, line 6, at end insert—
“(2A) After section 85 of the 1992 Act insert—
“85A Payment of political funds directly to political parties
(1) The opt-in notice at section 84 of this Act must include a provision to permit the member of a trade union to direct the trade union to transfer the member’s political fund contributions directly to a UK political party rather than the trade union’s political fund.

Trade Union Bill, *continued*

- (2) In this section a “UK political party” is a political party that is on the register of political parties in Great Britain and Northern Ireland maintained by the Electoral Commission.
- (3) Where a trade union member indicates that his or her contributions should be transferred directly to a UK political party, the union must make the transfer within 31 days of receipt of the contributions from the member.””

Member’s explanatory statement

This amendment would empower trade union members to direct their political fund contributions be paid directly to a political party rather than into a union’s political fund.

Angus Robertson
 Chris Stephens
 Dr Lisa Cameron
 Kirsten Oswald
 Steward Hosie
 Dr Eilidh Whiteford

28

★ Page 7, line 11, leave out Clause 11

Angus Robertson
 Chris Stephens
 Dr Lisa Cameron
 Kirsten Oswald
 Steward Hosie
 Dr Eilidh Whiteford

25

★ Clause 12, page 8, line 19, leave out “total amount” and insert “the percentage”

Angus Robertson
 Chris Stephens
 Dr Lisa Cameron
 Kirsten Oswald
 Steward Hosie
 Dr Eilidh Whiteford

26

★ Clause 12, page 8, line 29, at end insert “and whether these are met in part or in full by a contribution from a trade union.”

Trade Union Bill, *continued*

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Steward Hosie
Dr Eilidh Whiteford

24

- ★ Clause 12, page 8, line 29, at end insert—
 “(f) the percentage of relevant union officials whose facility time is met by a contribution from a trade union in whole or in part.”

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Steward Hosie
Dr Eilidh Whiteford

23

- ★ Clause 12, page 8, line 42, leave out paragraphs (b) and (c)

Jeremy Corbyn [R]
Ms Angela Eagle [R]
Ian Murray [R]
Ms Rosie Winterton [R]
Kevin Brennan [R]

7

- ★ Clause 12, page 9, line 26, at end insert—
 “(13) None of the provisions of this section shall apply to services the provision of which is devolved wholly or partially to the Scottish Government, Welsh Government, Northern Ireland Executive, Mayor of London or local authorities in England.”

Member’s explanatory statement

The amendment would ensure that the provisions with regard to the publication requirements in relation to facility time would not apply to services devolved to the Scottish Government, the Welsh Government, the Northern Ireland Executive, the Mayor of London or local authorities in England.

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Steward Hosie
Dr Eilidh Whiteford

22

- ★ Clause 12, page 9, line 26, at end insert—
 “(13) The provisions of this section shall only apply with the consent of the Scottish Government, Welsh Government, Northern Ireland Executive, the Mayor of London and Local Authorities in England in their areas of responsibility.”
-

Trade Union Bill, *continued*

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Steward Hosie
Dr Eilidh Whiteford

11

★ Clause 13, page 9, line 32, at end insert—

“(1A) A minister shall not exercise powers under this section except to the extent that the exercise of these powers is compatible with treaty obligations.”

Angus Robertson
Steward Hosie
Dr Eilidh Whiteford

12

★ Clause 13, page 10, line 37, at end insert—

“(9A) The regulations may require an employer to take any steps under this section except to the extent that these steps are compatible with treaty obligations.”

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Steward Hosie
Dr Eilidh Whiteford

13

★ Clause 13, page 10, line 45, at end insert—

“(d) (1B) “treaty obligations” means treaties of (a) the Council of Europe and (b) the International Labour Organisation, which are in force and which have been ratified by the United Kingdom.”

Jeremy Corbyn [R]
Ms Angela Eagle [R]
Ian Murray [R]
Ms Rosie Winterton [R]
Kevin Brennan [R]

8

★ Clause 13, page 11, line 4, at end insert—

“(14) None of the provisions of this section shall apply to services the provision of which is devolved wholly or partially to the Scottish Government, Welsh Government, Northern Ireland Executive, Mayor of London or local authorities in England.”

Member’s explanatory statement

The amendment would ensure that the provisions with regard to reserve powers in relation to facility time would not apply to services devolved to the Scottish Government, the Welsh Government, the Northern Ireland Executive, the Mayor of London or local authorities in England.

Trade Union Bill, *continued*

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Steward Hosie
Dr Eilidh Whiteford

14

★ Clause 13, page 11, line 4, at end insert—

“(14) The provisions in this section and the Schedules it inserts shall only apply with the consent of the Scottish Government, Welsh Government, Northern Ireland Executive, the Mayor of London and Local Authorities in England in their areas of responsibility.”

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Steward Hosie
Dr Eilidh Whiteford

30

★ Clause 13, page 11, line 4, at end insert—

“(14) For the avoidance of doubt, the powers in this section shall only apply with the consent of the Scottish Government, Welsh Government, Northern Ireland Executive, the Mayor of London and Local Authorities in England in their areas of responsibility”

Jeremy Lefroy

5

★ Clause 14, page 11, line 12, leave out subsection (2) and insert—

“(2) Subject to subsection (2A), an employer is a relevant public sector employer if the employer is a public authority specified, or of a description specified, in regulations made by a Minister of the Crown.

(2A) An employer is not a relevant public sector employer so far as trade union subscription deductions are concerned where there exists an agreement between the employer and a trade union which provides for—

- (a) the remittance by the employer to the trade union of those deductions, and
- (b) the making of a payment by the trade union to the employer in respect of that remittance.”

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Steward Hosie
Dr Eilidh Whiteford

36

★ Clause 14, page 11, line 37, at end insert—

“(8) The regulations may require an employer to take any steps under this section except to the extent that these steps are compatible with treaty obligations, where ‘treaty obligations’ means treaties of (a) the Council of Europe and (b) the

Trade Union Bill, *continued*

International Labour Organisation, which are in force and which have been ratified by the United Kingdom.”

Jeremy Corbyn [R]
 Ms Angela Eagle [R]
 Ian Murray [R]
 Ms Rosie Winterton [R]
 Kevin Brennan [R]

9

★ Clause 14, page 12, line 8, at end insert—

“(3) None of the provisions of this section shall apply to services the provision of which is devolved wholly or partially to the Scottish Government, Welsh Government, Northern Ireland Executive, Mayor of London or local authorities in England.”

Member’s explanatory statement

The amendment would ensure that the provisions with regard to the prohibition on deduction of union subscriptions from wages in public sector would not apply to services devolved to the Scottish Government, the Welsh Government, the Northern Ireland Executive, the Mayor of London or local authorities in England.

Angus Robertson
 Chris Stephens
 Dr Lisa Cameron
 Kirsten Oswald
 Steward Hosie
 Dr Eilidh Whiteford

34

★ Clause 14, page 12, line 8, at end insert—

“(3) The provisions in this section shall only apply with the consent of the Scottish Government, Welsh Government, Northern Ireland Executive, the Mayor of London and Local Authorities in England in their areas of responsibility.”

Angus Robertson
 Chris Stephens
 Dr Lisa Cameron
 Kirsten Oswald
 Steward Hosie
 Dr Eilidh Whiteford

35

★ Clause 14, page 12, line 8, at end insert—

“(4) A minister shall not exercise powers under this section except to the extent that the exercise of these powers is compatible with treaty obligations.”



Trade Union Bill, *continued*

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Steward Hosie
Dr Eilidh Whiteford

31

★ Clause 15, page 12, line 19, at end insert—

“(4) The provisions in this section shall only apply with the consent of the Scottish Government, Welsh Government, Northern Ireland Executive, the Mayor of London and Local Authorities in England in their areas of responsibility.”

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Steward Hosie
Dr Eilidh Whiteford

32

★ Clause 16, page 13, line 33, at end insert—

“(5) The provisions of this section shall only apply with the consent of the Scottish Government, Welsh Government, Northern Ireland Executive, the Mayor of London and Local Authorities in England in their areas of responsibility.”

Angus Robertson
Chris Stephens
Dr Lisa Cameron
Kirsten Oswald
Steward Hosie
Dr Eilidh Whiteford

33

★ Clause 17, page 14, line 32, at end insert—

“(5) The provisions of this section and the Schedules it inserts shall only apply with the consent of the Scottish Government, Welsh Government, Northern Ireland Executive, the Mayor of London and Local Authorities in England in their areas of responsibility.”

ORDER OF THE HOUSE [14 SEPTEMBER 2015]

That the following provisions shall apply to the Trade Union Bill:

Committal

1. The Bill shall be committed to a Public Bill Committee.

Proceedings in Public Bill Committee

2. Proceedings in the Public Bill Committee shall (so far as not previously concluded) be brought to a conclusion on Tuesday 27 October.

Trade Union Bill, *continued*

3. The Public Bill Committee shall have leave to sit twice on the first day on which it meets.

Consideration and Third Reading

4. Proceedings on Consideration shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which those proceedings are commenced.
5. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on that day.
6. Standing Order No. 83B (Programming committees) shall not apply to proceedings on Consideration and Third Reading.

Other proceedings

7. Any other proceedings on the Bill (including any proceedings on consideration of Lords Amendments or on any further messages from the Lords) may be programmed.
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