

Trade Union Bill

AMENDMENTS
TO BE MOVED
ON THIRD READING

Clause 12

BARONESS NEVILLE-ROLFE

Page 8, leave out lines 7 to 17 and insert –

- “(1) This section applies where the expenditure of a trade union paid out of its political fund in any calendar year exceeds £2,000 in total.
- (2) The union’s return for that year under section 32 must give the required information (see subsections (2A) to (2E)) for each category of expenditure paid out of its political fund; and for this purpose –
 - (a) expenditure falling within paragraph (a) of section 72(1) is one category of expenditure, expenditure falling within paragraph (b) of section 72(1) is another, and so on;
 - (b) expenditure not falling within section 72(1) is a further category of expenditure.
- (2A) For expenditure falling within section 72(1)(a), (b) or (e) the required information is –
 - (a) the name of each political party in relation to which money was expended;
 - (b) the total amount expended in relation to each one.
- (2B) For expenditure falling within section 72(1)(c) the required information is –
 - (a) each election to a political office in relation to which money was expended;
 - (b) in relation to each election –
 - (i) the name of each political party to which money was paid, and the total amount paid to each one;
 - (ii) the name of each other organisation to which money was paid, and the total amount paid to each one;
 - (iii) the name of each candidate in relation to whom money was expended (or, where money was expended in relation to candidates in general of a particular political party, the name of the party), and the total amount expended in relation to each one (excluding expenditure within sub-paragraph (i) or (ii));
 - (iv) the total amount of all other expenditure incurred.

Clause 12 - continued

- (2C) For expenditure falling within section 72(1)(d) the required information is—
- (a) the name of each holder of a political office on whose maintenance money was expended;
 - (b) the total amount expended in relation to each one.
- (2D) For expenditure falling within section 72(1)(f) the required information is—
- (a) the name of each organisation to which money was paid, and the total amount paid to each one;
 - (b) the name of each political party or candidate that people were intended to be persuaded to vote for, or not to vote for, and the total amount expended in relation to each one (excluding expenditure within paragraph (a)).
- (2E) For expenditure not falling within section 72(1) the required information is—
- (a) the nature of each cause or campaign for which money was expended, and the total amount expended in relation to each one;
 - (b) the name of each organisation to which money was paid (otherwise than for a particular cause or campaign), and the total amount paid to each one;
 - (c) the total amount of all other money expended.”

Page 8, leave out lines 18 to 20 and insert—

- “(3) The Secretary of State may by regulations made by statutory instrument amend subsection (1) by substituting a different amount, which may not be less than £2,000, for the amount for the time being specified in that subsection.
- (3A) Regulations under subsection (3) that substitute a higher amount shall be subject to annulment in pursuance of a resolution of either House of Parliament.
- (3B) No regulations under subsection (3) that substitute a lower amount shall be made unless a draft of them has been laid before Parliament and approved by a resolution of each House of Parliament.”

Page 8, line 27, at end insert—

- “() In this section “candidate”, “electors” and “political office” have the same meaning as in section 72.”

Clause 13

BARONESS NEVILLE-ROLFE

Page 8, line 40, after “regulations” insert “made by statutory instrument”

Page 9, line 42, leave out “partly” and insert “mainly”

Clause 13 - continued

Page 10, line 8, leave out from beginning to second “shall” and insert “No regulations containing provision made by virtue of subsection (9) shall be made unless a draft of the statutory instrument containing them has been laid before Parliament and approved by a resolution of each House.

(13) Regulations under this section to which subsection (12) does not apply”

Clause 14

BARONESS NEVILLE-ROLFE

Page 10, leave out lines 16 and 17 and insert –

- “(1) A relevant public sector employer may make deductions from its workers’ wages in respect of trade union subscriptions only if –
- (a) those workers have the option to pay their trade union subscriptions by other means, and
 - (b) arrangements have been made for the union to make reasonable payments to the employer in respect of the making of the deductions.
- (1A) Payments are “reasonable” for the purposes of subsection (1) if the employer is satisfied that the total amount of the payments is substantially equivalent to the total cost to public funds of making the deductions.”

Page 10, line 23, leave out “partly” and insert “mainly”

Page 11, leave out lines 5 to 7 and insert –

““trade union subscriptions” means payments to a trade union in respect of a worker’s membership of the union;”

Before Clause 15

BARONESS NEVILLE-ROLFE

Insert the following new Clause –

“Certification Officer not subject to ministerial direction

In section 254 of the 1992 Act (the Certification Officer), at the end of subsection (2) insert “(but is not subject to directions of any kind from any Minister of the Crown as to the manner in which he is to exercise his functions)”.”

Schedule 4

BARONESS NEVILLE-ROLFE

Page 29, line 24, leave out paragraph 1 and insert –

“ Omit section 24C and sections 24ZH to 24ZK of the 1992 Act (which are superseded by the inserted Schedule set out in Schedule 1 to this Act).

Schedule 4 - continued

In section 25 of the 1992 Act (remedy for failure: application to Certification Officer) in subsection (6A), for “section 24ZH or 24ZI” substitute “paragraph 2 or 3 of Schedule A3”.

In section 45D of the 1992 Act (appeals from Certification Officer) –

(a) omit “24C,”;

(b) after “45C” insert “or paragraph 5 of Schedule A3”.

Page 31, line 9, at end insert –

“ In section 256 of the 1992 Act (procedure before the Certification Officer), in subsection (1)(c), for the words after “declaration or” substitute “order under section 24B, 32ZC, 45C, 55, 72A, 80, 82 or 103 or under paragraph 5 of Schedule A3”.”

Page 31, line 37, leave out paragraphs 19 and 20

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20 April 2016
