



DÁIL ÉIREANN

**AN BILLE UM CHAOMHNÚ FOSTAÍOCHTA
(COMHIOMARCAÍOCHTAÍ EISCEACHTÚLA AGUS NITHE
GAOLMHARA) 2007**

**PROTECTION OF EMPLOYMENT (EXCEPTIONAL
COLLECTIVE REDUNDANCIES AND RELATED MATTERS)
BILL 2007**

**LEASUITHE A RINNE AN DÁIL
AMENDMENTS MADE BY THE DÁIL**

*The page and line references in this list of amendments
are to the text of the Bill as initiated in Seanad Éireann.*

DÁIL ÉIREANN

AN BILLE UM CHAOMHNÚ FOSTAÍOCHTA (COMHIOMARCAÍOCHTAÍ EISCEACHTÚLA AGUS NITHE GAOLMHARA) 2007

[BILLE SEANAD ARNA LEASÚ AG AN DÁIL]

PROTECTION OF EMPLOYMENT (EXCEPTIONAL COLLECTIVE REDUNDANCIES AND RELATED MATTERS) BILL 2007

[SEANAD BILL AMENDED BY THE DÁIL]

*Leasuithe a rinne an Dáil
Amendments made by the Dáil*

SECTION 2

1. In page 6, between lines 15 and 16, the following inserted:

“ “employee representatives” has the same meaning as in section 2(1) of the Protection of Employment Act 1977;”.

SECTION 3

2. In page 6, subsection (2), line 39, after “period” where it firstly occurs “or periods” inserted.

SECTION 4

3. In page 7, subsection (1), line 18, after “1967”, “(inserted by section 16)” inserted.

4. In page 7, lines 19 to 22, subsection (2) deleted and the following substituted:

“(2) For the avoidance of doubt, it is declared that this Part does not apply to—

- (a) the employment of agency workers for temporary or recurring business needs, or
- (b) the use of outsourcing, contracting-out or other forms of business restructuring,

in circumstances other than those referred to in section 7(2A) of the Redundancy Payments Act 1967.”.

SECTION 9

5. In page 12, line 20, after “payment”, “by the employer” inserted.

SECTION 16

6. In page 14, line 38, after “State” the following inserted:

“(except where the employer has an existing operation with established terms and conditions)”.

[*SECTION 26*]

SECTION 26

7. In page 18, line 5 deleted and the following substituted:

“(2A) Without prejudice to the applicability of any of the provisions of section 6 to the case, where—”.

8. In page 18, lines 14 to 16 deleted and the following substituted:

“in determining whether, in those circumstances, the dismissal is an unfair dismissal, the rights commissioner, the Tribunal or the Circuit Court, as the case may be, shall have regard, for that purpose only, to—”.