



SEANAD ÉIREANN

AN BILLE UM CHAIDREAMH SAN ÁIT OIBRE, 2014 WORKPLACE RELATIONS BILL 2014

LEASUITHE COISTE COMMITTEE AMENDMENTS

[This list contains amendments made in Committee on 19 February 2015, 25 February 2015 and 5 March 2015 that are proposed to be amended at report stage.]



SEANAD ÉIREANN

AN BILLE UM CHAIDREAMH SAN ÁIT OIBRE, 2014 WORKPLACE RELATIONS BILL 2014

*Leasuithe arna ndéanamh i gCoiste
Amendments made in Committee*

*[The page and line references in this list of amendments
are to the text of the Bill as passed by Dáil Éireann]*

SECTION 8

1. In page 15, line 9, to delete “in respect of” and substitute “in relation to”.

SECTION 11

2. In page 16, line 15, to delete “Act of 1941” and substitute “Trade Union Act 1941”.

SECTION 42

3. In page 38, line 27, to delete “sections 37 and 40” and substitute “section 39”.

SECTION 68

4. In page 51, to delete lines 19 to 21 and substitute the following:
“(4) All records relating to proceedings under an employment enactment, that, immediately before that day, were records of the Employment Appeals Tribunal shall be records of the Labour Court and, accordingly, shall be transferred to the Labour Court.”.

SECTION 75

5. In page 53, between lines 31 and 32, to insert the following:

“Amendment of section 21 of Act of 1946

75. Section 21 of the Act of 1946 is amended, in subsection (1), by—

- (a) the substitution of “The Court may for the purposes of any proceedings before it under this Act, any investigation under the Industrial Relations (Amendment) Act 2001, the Unfair Dismissals Act 1977 or *Part 4* of the *Workplace Relations Act 2015* do all or any of the following things” for “The Court may for the purposes of any proceedings before it under this Act or any investigation under the Industrial Relations (Amendment) Act 2001 do all or any of the following things”, and

(b) the substitution of the following paragraph for paragraph (b):

“(b) take evidence on oath and, for that purpose, cause to be administered oaths to persons attending as witnesses before it.”.

[*Acceptance of this amendment involved the deletion of section 75 of the Bill.*]

SECTION 84

6. In page 66, after line 42, to insert the following:

“(m) by the substitution of the following subsection for subsection (4) of section 101:

“(4) An employee who has been dismissed shall not be entitled to seek redress under this Part in respect of the dismissal if—

(a) the employee has instituted proceedings for damages at common law for wrongful dismissal and the hearing of the case concerned has begun, or

(b) an adjudication officer has made a decision to which subparagraph (i) of paragraph (c) of subsection (1B) (inserted by *subparagraph (iv) of paragraph (c) of subsection (1) of section 81 of the Act of 2015*) of section 8 of the Unfair Dismissals Act 1977 applies in respect of the dismissal.”,

and”.

7. In page 67, between lines 9 and 10, to insert the following:

“(2) The amendments to the Act of 1998 effected by this section shall not apply in relation to a case referred to the Director General under section 77 of that Act before the commencement of this section.”.

SECTION 85

8. In page 69, between lines 9 and 10, to insert the following:

“(2) The amendments to the Act of 2000 effected by this section shall not apply in relation to a case referred to the Director General under section 21 of that Act before the commencement of this section.”.