



An Bille Ceardchumann, 2019
Trade Union Bill 2019

Mar a tionscnaíodh

As initiated



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ACTS REFERRED TO

Industrial Relations Act 1990 (No. 19)

Trade Union Acts 1871 to 1990



AN BILLE CEARDCHUMANN, 2019
TRADE UNION BILL 2019

Bill

entitled

An Act to amend the Trade Union Acts 1871 to 1990 to remove restrictions on trade union members engaging in strike action and industrial action. 5

Be it enacted by the Oireachtas as follows:

Definition

1. In this Act, “Act of 1990” means the Industrial Relations Act 1990.

Amendment of section 8 of Act of 1990

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2. Section 8 of the Act of 1990 is amended—

- (a) in the definition of “industrial action” by the insertion of “, or furtherance of the aims and policies of the trade union” after “employment”, and
- (b) in the definition of “strike” by the insertion of “, or furtherance of the aims and policies of the trade union” after “employment”. 15

Amendment of section 9 of Act of 1990

3. Section 9 of the Act of 1990 is amended—

- (a) in subsection (1) by the insertion of “(and those accompanying them under section 11(4))” after “members”, and
- (b) by the repeal of subsections (2), (3), and (4). 20

Amendment of section 11 of Act of 1990

4. Section 11 of the Act of 1990 is amended—

- (a) by the substitution of the following for subsection (1):

“(1) It shall be lawful for one or more persons, acting on their own behalf or on behalf of a trade union in contemplation or furtherance of a trade dispute or furtherance of the aims and policies of the trade union, to attend at a place where their employer works or carries on business, if they so attend merely for the purpose of peacefully obtaining or communicating information or of peacefully persuading any person to 25

work or abstain from working.”,

(b) by the substitution of the following for subsection (2):

“(2) It shall be lawful for one or more persons acting on their own behalf or on behalf of a trade union in contemplation or furtherance of a trade dispute or furtherance of the aims and policies of the trade union, to attend at a place where an employer who is not a party to the trade dispute works or carries on business if, but only if, it is reasonable for those who are so attending to believe at the commencement of their attendance and throughout the continuance of their attendance that that employer has directly assisted their employer who is a party to the trade dispute for the purpose of frustrating the strike or other industrial action, provided that such attendance is merely for the purpose of peacefully obtaining or communicating information or of peacefully persuading any person to work or abstain from working.”,

(c) by the substitution of the following for subsection (4):

“(4) It shall be lawful for a person to accompany a trade union member acting in accordance with the provisions of subsection (1) or (2) and provided that such a person is attending merely for the purpose of peacefully obtaining or communicating information or of peacefully persuading any person to work or abstain from working.”,

and

(d) by the repeal of subsection (5).

Amendment of section 12 of Act of 1990

5. Section 12 of the Act of 1990 is amended by the insertion of “or furtherance of the aims and policies of a trade union” after “trade dispute”.

Amendment of section 13 of Act of 1990

6. Section 13 of the Act of 1990 is amended—

- (a) in subsection (1) by the insertion of “or furtherance of the aims and policies of the trade union” after “trade dispute”, and
- (b) in subsection (2) by the insertion of “or furtherance of the aims and policies of the trade union” after “trade dispute”.

Amendment of section 14 of Act of 1990

7. The Act of 1990 is amended by the substitution of the following for section 14:

“14. An employer shall not be entitled to apply to any court for an injunction restraining a strike or other industrial action where a union has taken a decision to engage in a strike or other industrial action in accordance with the rules of the union.”.

Repeals

8. Sections 15, 16, 17, 18 and 19 of the Act of 1990 are repealed.

Short title, citation and construction

9. (1) This Act may be cited as the Trade Union Act 2019.

(2) This Act and the Trade Union Acts 1871 to 1990 may be cited as the Trade Union Acts 1871 to 2019 and shall be construed together as one Act. 5

An Bille Ceardchumann, 2019

BILLE

(mar a tionscnaíodh)

dá ngairtear

Acht do leasú na nAchtanna Ceardchumann, 1871 go 1990 chun deireadh a chur le srianta ar chomhaltaí ceardchumainn maidir le gabháil do ghníomh stailce agus do ghníomh tionscail.

An Teachta Michéal de Barra a thug isteach,
12 Nollaig, 2019

Trade Union Bill 2019

BILL

(as initiated)

entitled

An Act to amend the Trade Union Acts 1871 to 1990 to remove restrictions on trade union members engaging in strike action and industrial action.

Introduced by Deputy Mick Barry,
12th December, 2019

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