

Employment Bill

Draft amendments for Consideration Stage

Clause 4

The Minister for Employment and Learning gives notice of his intention to oppose the question that clause 4 stand part of the Bill.

Clause 5, Page 5, Line 12

At end insert-

‘(2) In Article 25 of that Order (regulations and orders)-

(a) in paragraph (1), for “All” substitute “Subject to paragraph (1A), all”;

(b) after paragraph (1) insert-

“(1A) Regulations which include provision under Article 11(2)(a) shall not be made unless a draft of the regulations has been laid before, and approved by resolution of, the Assembly.”.’

Clause 7, Page 7

Leave out line 37 and insert ‘for “to Article 46A” substitute “and to Articles 46A and 46B”’

Clause 8

The Minister for Employment and Learning gives notice of his intention to oppose the question that clause 8 stand part of the Bill.

Clause 9, Page 8, Line 39

At end insert-

‘(2) In Article 104 of that Order (regulations and orders)-

(a) in paragraph (1), after “101(1)” insert “and no regulations which include provision under Article 84B(2)(a)”;

(b) in paragraph (2), after “Schedule 1” insert “and regulations which include provision under Article 84B(2)(a)”.’

New Clause

After clause 9 insert-

“Assessment of matters relating to tribunal proceedings

Assessment of matters relating to tribunal proceedings

9A.-(1) The Department may by regulations make provision for a prescribed person to provide relevant parties with an assessment in accordance with the regulations of prescribed matters in connection with any tribunal proceedings which might be or have been instituted by one or more of those parties.

(2) In this Article-

“prescribed” means prescribed by regulations under this section;

“relevant parties” means such persons as may be prescribed;

“tribunal proceedings” means prescribed proceedings before an industrial tribunal or the Fair Employment Tribunal.

(3) Regulations under this section are subject to negative resolution.”.

Clause 14, Page 10, Line 28

After ‘Assembly’ insert ‘or to the Secretary of State for laying before both Houses of Parliament’

Clause 17, Page 11

Leave out from line 43 to the end of line 6 on Page 12 and insert-

‘“(4) The Department must make arrangements under this section for providing careers guidance for such persons as the Department considers appropriate.

(5) The guidance must be-

(a) provided in an impartial manner; and

(b) be in the best interests of the person receiving it.

(5A) The Department may by regulations make such provision concerning arrangements under subsection (4) as the Department considers appropriate, including provision requiring the guidance to be delivered or otherwise

provided by a person who has such qualifications as the Department may determine.” ’.

Clause 18, Page 12

Leave out line 18 and insert ‘must be made under this section for providing apprenticeships and traineeships’

Clause 18, Page 12, Line 20

At end insert-

‘(8) Regulations under subsection (7) may make provision as to the components of apprenticeships and traineeships.’

Clause 19, Page 12, Line 36

After ‘Assembly’ insert-

‘(8) An order under paragraph (7) may exclude the application of paragraph (2) in relation to any sum increased or decreased by the order for such period as may be specified in the order.’

Clause 20, Page 13, Line 31

At end insert ‘by or’

Schedule 3, Page 24, Line 21

At beginning insert in the second column-

‘Article 38(1A).

In Article 46(1), the words

from “and to any

regulations” to “2003”

Schedule 3, Page 24, Line 33

At end insert in the second column-

‘In Schedule 5, paragraph 4(1) and (2).’

27 January 2016