

## **Draft amendments to Trade Union Bill to remove the effect of certain clauses on matters devolved to the National Assembly for Wales**

### ***Clause 3***

Clause 3, page 2, line 21, at end insert—

- “(2F) But regulations under subsection (2D) may not specify services that fall within any of the following categories—
- (a) health services provided in Wales;
  - (b) education provided in Wales of those aged under 17;
  - (c) fire services in Wales;
  - (d) transport services in Wales falling within paragraph 10 of Schedule 7 to the Government of Wales Act 2006 (c.32).”

### ***Clause 12***

Clause 12, page 8, line 13, after “authority” insert “other than a Welsh devolved public authority”

### ***Clause 13***

No amendment needed as the meaning of “relevant public sector employer” in inserted section 172B is taken from inserted section 172A and the amendment above already excludes Welsh bodies from that section.

### ***New Clause to be inserted after Clause 13***

To move the following Clause—

#### **“Welsh devolved public authorities**

After section 172B of the 1992 Act (inserted by section 13 above) insert—

#### **“172C Welsh devolved public authorities**

- (1) For the purposes of this Act, each of the following is a “Welsh devolved public authority”—
- (a) the Welsh Ministers;
  - (b) the National Assembly for Wales Commission;
  - (c) a county council or county borough council in Wales;
  - (d) a Local Health Board established under the National Health Service (Wales) Act 2006 (c.42);
  - (e) an NHS Trust established under that Act;
  - (f) a National Park authority for a National Park in Wales;
  - (g) a Welsh fire and rescue authority;
  - (h) the Natural Resources Body for Wales;
  - (i) the Higher Education Funding Council for Wales;

- (j) Social Care Wales
  - (k) the Auditor General for Wales;
  - (l) the Wales Audit Office;
  - (m) the Public Services Ombudsman for Wales;
  - (n) the Future Generations Commissioner for Wales;
  - (o) the Arts Council of Wales;
  - (p) the Sports Council for Wales;
  - (q) the National Library of Wales;
  - (r) the National Museum of Wales.
- (2) A Minister of the Crown may, by regulations, amend subsection (1) by—
- (a) adding a person;
  - (b) removing a person; or
  - (c) amending the description of a person.
- (3) But the regulations may amend subsection (1) by adding a person only if that person exercises functions of a public nature.
- (4) Regulations under subsection (2) shall be made by statutory instrument.
- (5) No regulations under subsection (2) shall be made unless a draft of them has been—
- (a) laid before Parliament and approved by a resolution of each House of Parliament; and
  - (b) laid before the National Assembly for Wales and approved by a resolution of the Assembly.”

***Clause 14***

Clause 14, page 11, line 19, at end insert—

“(4) But regulations under this section may not specify a Welsh devolved public authority (see section 172C).”

***Minor consequential to Schedule 4***

Schedule 4, page 31, line 25, at end insert—

“Welsh devolved public authority

Section 172C”