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**An Bille Ealaíon (Dínit ag an Obair) (Leasú) (Uimh. 2), 2018**  
**Arts (Dignity at Work) (Amendment) (No. 2) Bill 2018**

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*Mar a tionscnaíodh*

*As initiated*

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ACTS REFERRED TO

Arts Act 2003 (No. 24)

Comptroller and Auditor General (Amendment) Act 1993 (No. 8)

Employment Equality Act 1998 (No. 21)

Organisation of Working Time Act 1997 (No. 20)

Safety, Health and Welfare at Work Act 2005 (No. 10)

Workplace Relations Act 2015 (No.16)



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**AN BILLE EALAÍON (DÍNIT AG AN OBAIR) (LEASÚ) (UIMH. 2), 2018**  
**ARTS (DIGNITY AT WORK) (AMENDMENT) (NO. 2) BILL 2018**

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# Bill

*entitled*

An Act to enable the Arts Council to ensure that funding is contingent on compliance with employment law and for that purpose to amend the Arts Act 2003; and to provide for related matters. 5

**Be it enacted by the Oireachtas as follows:**

## **Interpretation**

1. In this Act— 10

“accounting officer” has the meaning assigned to it by section 1 of the Comptroller and Auditor General (Amendment) Act 1993;

“Council” has the meaning assigned to it by section 8 of the Principal Act;

“Principal Act” means the Arts Act 2003.

## **Amendment of section 24 of Principal Act** 15

2. The Arts Act 2003 is amended by inserting the following after section 24(2):

“(3) All recipients of moneys of €100,000 and over shall be subject to a contract which stipulates that funding is contingent on ongoing compliance with the Organisation of Working Time Act 1997; the Employment Equality Act 1998 (Code Of Practice) (Harassment) Order 2012; and the Workplace Relations Act 2015; and that recipients will periodically undertake risk assessment reviews as outlined under section 19 of the Safety, Health and Welfare at Work Act 2005. 20

(4) It shall be a breach of contract where recipients of moneys of €100,000 and over are found by the Workplace Relations Commission to be in contravention of employment legislation as outlined in section 24(3) of this act and where those recipients of moneys do not act upon the recommendations of the Workplace Relations Commission to address those contraventions. 25

(5) The Council shall withdraw funds from recipients in a manner and of a level it deems appropriate where a breach of contract under section 24(4) of this act has occurred.”. 30

**Amendment of section 25 of Principal Act**

3. The Principal Act is amended by inserting the following after section 25(2):

“(3) The chairperson of the Council shall have the same duties and responsibilities of an accounting officer in respect of all moneys disposed under section 24 of this act for the purposes of section 19 of the Comptroller and Auditor General (Amendment) Act 1993.” 5

**Short title and Commencement**

4. (1) This Act may be cited as the Arts (Dignity at Work) Act 2018.

(2) This Act shall come into operation on the date of its passing.



An Bille Ealaíon (Dínit ag an Obair) (Leasú)  
(Uimh. 2), 2018

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# BILLE

*(mar a tionscnaíodh)*

*dá ngairtear*

Acht dá chumasú don Chomhairle Ealaíon a chinntiú go mbeidh maoiniú ag brath ar an dlí fostaíochta a bheith á chomhlíonadh agus, chun na críche sin, do leasú an Achta Ealaíon, 2003; agus do dhéanamh socrú i dtaobh nithe gaolmhara.

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*Na Seanadóirí Fintan Warfield, Rose Conway-Walsh, Máire Devine, Paul Gavan, Pádraig Mac Lochlainn agus Niall Ó Donnghaile a thug isteach,*

*27 Feabhra, 2018*

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Arts (Dignity at Work) (Amendment) (No. 2)  
Bill 2018

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# BILL

*(as initiated)*

*entitled*

An Act to enable the Arts Council to ensure that funding is contingent on compliance with employment law and for that purpose to amend the Arts Act 2003; and to provide for related matters.

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*Introduced by Senators Fintan Warfield, Rose Conway-Walsh, Máire Devine, Paul Gavan, Pádraig Mac Lochlainn and Niall Ó Donnghaile,*

*27th February, 2018*

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