



[CLICK HERE FOR MEMO](#)

BILLE NA nDÍDEANAITHE (LEASÚ), 1998
REFUGEE (AMENDMENT) BILL, 1998

Mar a tionscnaíodh
As initiated

ARRANGEMENT OF SECTIONS

Section

- 1. Short title, collective citation and construction.
- 2. Power of Commissioner to delegate functions.

Act Referred to

Refugee Act, 1996

1996, No. 17



BILLE NA nDÍDEANAITHE (LEASÚ), 1998
REFUGEE (AMENDMENT) BILL, 1998

BILL

entitled

AN ACT TO AMEND THE REFUGEE ACT, 1996.

BE IT ENACTED BY THE OIREACHTAS AS FOLLOWS:

1.—(1) This Act may be cited as the Refugee (Amendment) Act, 1998.

Short title,
collective citation
and construction.

(2) This Act and the Refugee Act, 1996, may be cited together as the Refugee Acts, 1996 and 1998, and shall be construed together as one Act.

2.—The First Schedule of the Refugee Act, 1996 (which sets out provisions which have effect in relation to the Refugee Applications Commissioner), is hereby amended by the insertion of the following as paragraph 9:

Power of
Commissioner to
delegate functions.

“9. The Commissioner may delegate to any member of his or her staff any of his or her functions under this Act save those conferred by section 7 (Annual report and information to Minister) or by this paragraph.”.



[CLICK HERE FOR BILL](#)

BILLE NA nDÍDEANAITHE (LEASÚ), 1998
REFUGEE (AMENDMENT) BILL, 1998

EXPLANATORY MEMORANDUM

Purpose of the Bill

The purpose of the Bill is to allow the Refugee Applications Commissioner to delegate the performance of his or her functions to members of his or her staff. The absence of such a power of delegation has been put forward as a reason for the failure to bring the Refugee Act, 1996, into effect, since the workload placed by that Act upon the Commissioner is greater than can be discharged by one individual.

Provisions of Bill

Section 1 contains standard provisions relating to the short title, collective citation and construction of the Bill.

Section 2 amends the First Schedule of the Refugee Act, 1996, which sets out provisions which have effect in relation to the Refugee Applications Commissioner. The section inserts a new paragraph 9 which provides that the Commissioner may delegate to any member of his or her staff any of his or her functions under this Act. However, the obligation to furnish an annual report and additional information to the Minister for Justice, as required, and the power to make a delegation under the new paragraph 9 cannot be delegated by the Commissioner.

An Teachta Pádraig Upton,
Nollaig, 1998.