*Government Amendments are distinguished by an asterisk.

*1. In page 10, line 24, to delete “Commission” and substitute “Investigation Unit”.

*2. In page 12, line 12, to delete “85(4)” and substitute “97(3)”.

3. In page 26, between lines 14 and 15, to insert the following:

“(3) The Minister shall supply to one or both Houses of the Oireachtas such information regarding the performance of the Commission’s functions as may from time to time be required by a member of either House.”

—Senators Paddy Burke, Brian Hayes.

*4. In page 39, line 16, to delete “42(6) or 43(5)” and substitute “42(4) or 43(4)”.

5. In page 44, between lines 46 and 47, to insert the following:

“(3) Where a member of staff of a railway undertaking furnishes relevant information to the Commission or an inspector—

(a) following a railway incident,

(b) which, in the opinion of the person, may lead to a railway incident,

the person shall not be subject to disciplinary or any other action by the railway undertaking.”.

—Senators Paddy Burke, Brian Hayes.

6. In page 55, between lines 38 and 39, to insert the following:

“(b) requirements for the maintenance and inspection of railway infrastructure, rail track, permanent way and rolling stock,

(c) the maximum carrying capacity for both passenger and freight trains,

(d) the maximum hours of work and the minimum hours of rest for safety critical staff.”.

—Senators Paddy Burke, Brian Hayes.
7. In page 56, between lines 12 and 13, to insert the following:

“(h) requirements to avoid accidental obstruction of railway infrastructure by road vehicles by establishing—

(i) criteria for the apportionment of responsibility and cost of improvements to be made at locations where roads meet, cross or run close to railways,

(ii) guidelines on enhanced risk assessments and physical measures to reduce risk of vehicles accidentally leaving the road and obstructing railway infrastructure,

(iii) reporting mechanisms to identify relevant information on incidents involving vehicles, which obstruct railway infrastructure.

—Senators Paddy Burke, Brian Hayes.

8. In page 63, between lines 28 and 29, to insert the following:

“(7) A railway undertaking shall not use commercial considerations as a cause for not complying with section 36.”.

—Senators Paddy Burke, Brian Hayes.

9. In page 88, line 11, after “Environment” to insert “, Heritage”.

10. In page 98, line 25, to delete “and” and substitute “or”.

11. In page 98, line 28, to delete “22(A)” and substitute “22A”.

12. In page 98, line 28, to delete “129” and substitute “127”.

13. In page 107, after line 14, in the text inserted by Government amendment No. 48 at Committee to delete subsection (1) and substitute the following:

“(1) In this section ‘structure’ means any bridge, viaduct, subway, tunnel, underpass, overpass or flyover.”.

14. In page 107, after line 14, in the text inserted by Government amendment No. 48 at Committee after subsection (5) to insert the following:


(7) Part 4 of the First Schedule to the Road Traffic Act 2002 is amended by the deletion of the matter at reference number 26.”.