



**AN BILLE TOGHCHÁIN (LEASÚ) (UIMH. 2), 2002
ELECTORAL (AMENDMENT) (NO. 2) BILL, 2002**

*Mar a ritheadh ag Dáil Éireann
As passed by Dáil Éireann*

ARRANGEMENT OF SECTIONS

Section

1. Amendment of section 36 of Electoral Act, 1997.
 2. Short title, construction and collective citation.
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AN BILLE TOGHCHÁIN (LEASÚ) (UIMH. 2), 2002
ELECTORAL (AMENDMENT) (NO. 2) BILL, 2002

BILL

entitled

5 AN ACT TO EXTEND, AS RESPECTS EXPENSES INCURRED
IN RELATION TO THE GENERAL ELECTION FOR
MEMBERS OF DÁIL ÉIREANN LATELY HELD, THE
PERIOD SPECIFIED IN SECTION 36 OF THE ELEC-
10 TORAL ACT, 1997, WITHIN WHICH STATEMENTS
UNDER THAT SECTION IN RESPECT OF SUCH
EXPENSES CAN BE FURNISHED.

BE IT ENACTED BY THE OIREACHTAS AS FOLLOWS:

1.—(1) In this section “last general election” means the general election last held before the passing of this Act. Amendment of
section 36 of
Electoral Act, 1997.

15 (2) Section 36 of the Electoral Act, 1997, shall, as respects state-
ments under that section in respect of the matters mentioned in that
section that relate to the last general election, have effect as if—

20 (a) in subsection (1)(a), for “within the fifty six days next fol-
lowing the polling day at an election, furnish” there were
substituted:

“within whichever of the following periods is the longer,
namely—

(i) the 167 days next following the polling day at an
election, or

25 (ii) the 21 days next following the date of pronounce-
ment by the Supreme Court of its decision in the
relevant appeal,

furnish”,

30 (b) in subsection (6), for “within the 56 days next following pol-
ling day at the election or as soon as practicable after the
expiration of that period” there were substituted:

“within whichever of the following periods is the longer,
namely—

35 (i) the 167 days next following polling day at the elec-
tion, or

(ii) the 21 days next following the date of pronouncement by the Supreme Court of its decision in the relevant appeal,

or as soon as practicable after the expiration of that period”,

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and

(c) the following subsections were added to that section:

“(7) In this section the ‘relevant appeal’ means the appeal made on 14 June 2002 to the Supreme Court against the order of the High Court made on 16 May 2002 in proceedings entitled ‘Desmond Kelly, Applicant and The Minister for the Environment, Ireland and the Attorney General, Respondents’ (High Court record no. 2002/172 JR).

(8) References in this section to the date of pronouncement by the Supreme Court of its decision in the relevant appeal shall, if the issues arising on that appeal (other than the matter of costs) are the subject of separate decisions pronounced by that Court on different dates, be construed as references to the later or latest of the dates on which those decisions are pronounced by it.”.

Short title,
construction and
collective citation.

2.—(1) This Act may be cited as the Electoral (Amendment) (No. 2) Act, 2002.

(2) The Electoral Acts, 1992 to 2002, and this Act shall be read together as one and this Act shall be included in the collective citation “Electoral Acts, 1992 to 2002”.