



DÁIL ÉIREANN

AN BILLE UM RIALÚ FOIRGNÍOCHTA 2005 BUILDING CONTROL BILL 2005

LEASUITHE TUARASCÁLA REPORT AMENDMENTS

DÁIL ÉIREANN

AN BILLE UM RIALÚ FOIRGNÍOCHTA 2005 —AN TUARASCÁIL

BUILDING CONTROL BILL 2005 —REPORT

Leasuithe Amendments

1. In page 5, lines 6 to 10, to delete all words from and including “TO” in line 6 down to and including “BUILDINGS;” in line 10.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

2. In page 5, line 21, after “Control” to insert “and Professional Registration”.
—Ruairi Quinn.

3. In page 5, between lines 28 and 29, to insert the following:

“(4) Notwithstanding *subsection (3)*, *section 16* shall not be commenced until at least 3 years have elapsed after the commencement of *section 10*.”

—Ruairi Quinn.

4. In page 6, between lines 2 and 3, to insert the following:

“ “Agreement establishing the World Trade Organisation” means the Agreement establishing the World Trade Organisation done at Marrakesh on 15 April 1994 as amended or supplemented by any protocol to that Agreement which is for the time being in force in the State;”

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

5. In page 6, between lines 6 and 7, to insert the following:

“ “architect in practice” means an architect who has been working on a full-time basis as an architect for at least two out of the previous three years;”

—Ruairi Quinn.

6. In page 6, line 9, after “qualifications” to insert the following:

“as amended by Council Directive 2006/100/EC of 20 November 2006 adapting certain Directives in the field of freedom of movement of persons, by reason of the accession of Bulgaria and Romania”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

7. In page 6, between lines 14 and 15, to insert the following:

“ “member of the World Trade Organisation” means a party to the Agreement establishing the World Trade Organisation;”

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

8. In page 6, between lines 14 and 15, to insert the following:

“ “grandfather clause” means the provisions of this Act (principally *section 20*) which enables a person to be registered as an architect based on training acquired by practical means;”

—Ruairi Quinn.

9. In page 6, between lines 14 and 15, to insert the following:

“ “grandfather clause” means the provisions of this Act (principally as described in sections 12, and 20) which enable a person to be registered as an architect, based on training acquired by practical means and acknowledging their established right to practice, without formal qualifications, prior to the enactment of this Act;”.

—Fergus O’Dowd.

10. In page 6, line 21, to delete “an EEA State” and substitute “a Member State of the EEA”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

11. In page 6, between lines 27 and 28, to insert the following:

“ “poor professional performance”, in relation to a registered professional, means any failure of the registered professional to meet the standards of competence that may reasonably be expected of registered professionals practising the profession concerned;”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

12. In page 6, between lines 32 and 33, to insert the following:

“ “professional misconduct”, in relation to a registered professional, means any act, omission or pattern of conduct of the registered professional that—

(a) is in breach of the code prepared by the relevant registration body, or

(b) if the registered professional has been granted by a body established in a state, other than the State, a licence, certificate or registration relating to the practice of the profession concerned, is a breach of the standard of conduct or performance that applies to a person holding that licence, certificate or registration and that corresponds to a standard in the code referred to in *paragraph (a)*;”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

13. In page 7, between lines 14 and 15, to insert the following:

“ “World Trade Organisation” means the organisation established under the Agreement establishing the World Trade Organisation.”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

14. In page 7, between lines 28 and 29, to insert the following:

“Amendment of section 3 (building regulations) of Act of 1990.

4.—Section 3 of the Act of 1990 is amended in subsection (2)—

(a) in paragraph (e), by substituting “practice;” for “practice; and”, and

(b) by inserting the following paragraph after paragraph (e):

“(ea) making provision for building practices that would assist in preventing or detecting crime; and”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

15. In page 7, between lines 28 and 29, to insert the following:

“Amendment of section 3 (building regulations) of Act of 1990.

4.—The Act of 1990 is amended in section 3 by the insertion of the following after subsection (13):

“(14) No work shall commence on any construction before due consideration has been given to the inclusion of third party consultation in all major public developments.”.”.

—Fergus O'Dowd.

16. In page 9, line 30, to delete “to” and substitute “to, and use of,”.

—Fergus O'Dowd.

17. In page 9, between lines 43 and 44, to insert the following:

“(x) that before work commences on any construction that due consideration is given to the inclusion of third party consultation in all major public developments,

(xi) that there be a requirement for an Access Statement to be submitted along with planning applications,”.

—Fergus O'Dowd.

18. In page 9, to delete lines 57 to 59 and in page 10, to delete lines 1 to 19 and substitute the following:

“(xi) that all new building, or existing buildings in respect of which an extension or a material alteration has been made, shall not be opened, operated or occupied or permitted to be opened, operated or occupied, unless a fire safety certificate and disability access certificate (or, as the case may require, a revised or regularised certificate of either kind) has been granted by the building control authority;”.

—Ciarán Cuffe.

19. In page 10, between lines 19 and 20, to insert the following:

“(xii) that a building to which the regulations apply shall not be opened, operated or occupied unless a certificate confirming that the regulations have been complied with has been granted by the building control authority;”.”.

—Ruairi Quinn.

20. In page 11, to delete lines 3 to 8 and substitute the following:

“(i) by inserting after subsection (2) the following:

“(2A) References in subsection (2)(a)(iv) to (xi) to a material alteration of a building include references to a material change of use of a building and, for the purposes of those provisions as they apply in relation to such a material change of use, references in those provisions to—

(a) work,

(b) relevant works, or

(c) the design of works,

shall, in so far as they are applicable to such a material change of use, be construed as references to—

(i) the doing of the acts that constitute the material change of use or, as appropriate, those acts when they are done, or

(ii) in the case of references to the design of works, the various aspects of the material change of use or, as appropriate, any particular aspect of that change of use,

and references to construction of works and cognate references shall be construed accordingly.”.”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

21. In page 11, to delete lines 18 to 48, to delete pages 12 and 13 and in page 14, to delete lines 1 to 35.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

22. In page 11, to delete lines 20 to 29 and substitute the following:

“(1) Where a person proposes to construct a building the person shall ensure, before work commences on its construction, that due consideration has been given to the technical, environmental and economic feasibility of using alternative energy systems in the proposed building, and use of such systems has been taken into account, as far as practicable, in the design of the proposed building.”.

—Ciarán Cuffe.

23. In page 11, between lines 29 and 30, to insert the following:

“(2) Where a person proposes to construct a building the person shall endeavour to ensure that at least 30 per cent of the building’s space and water heating comes from alternative energy systems in the proposed buildings.”.

—Ciarán Cuffe.

24. In page 11, between lines 29 and 30, to insert the following:

“(2) Where a person proposes to extend or renovate a building over 1000m² the person shall ensure, before work commences, that due consideration has been given to the technical, environmental and economic feasibility of using alternative energy systems in the proposed building, and use of such systems has been taken into account, as far as practicable, in the proposed renovation of the building.”.

—Ciarán Cuffe.

25. In page 12, to delete lines 18 to 33 and substitute the following:

“(1) A person who constructs a building of a prescribed class construction of which commenced on or after such date as may be prescribed for the purposes of this subsection shall, before such building is occupied for the first time, ensure that the building meets certain minimum energy efficiency standards and secure a building energy rating certificate (hereafter in this section referred to as a ‘BER certificate’) in relation to the building and shall produce such certificate —

(a) where the construction of the building was commissioned by another person, to that person, and

(b) to the building control authority in whose functional area the building is situated, on demand being made by that authority for its production.”.

—Ciarán Cuffe.

26. In page 12, to delete lines 34 to 50 and substitute the following:

“(2) A person who offers for sale or letting (whether in writing or otherwise)—

(a) a building construction of which commenced on or after such date as may be prescribed for the purposes of this paragraph (in subsection (5) referred to as a ‘new building’), or

- (b) a building that is in existence on or before such date as may be prescribed for the purposes of this paragraph, and any agent acting on behalf of such person in connection with such offering, shall ensure that the building meets certain minimum energy efficiency standards and produce a BER certificate in relation to the building to any person expressing an interest in purchasing or taking a letting of the building and, on demand, to the building control authority in whose functional area the building is situated;

and any agent acting on behalf of such person in connection with such offering, shall produce a BER certificate in relation to the building to any person expressing an interest in purchasing or taking a letting of the building and, on demand, to the building control authority in whose functional area the building is situated.”.

—Ciarán Cuffe.

27. In page 16, between lines 28 and 29, to insert the following:

“Amendment of section 8 (Enforcement notice) of Act of 1990.

8.—The Act of 1990 is amended in section 8(4) by the insertion of the following after paragraph (b):

- “(c) require the person or persons served with the notice, to refund to the Building Control Authority the costs and expenses reasonably incurred by the Authority in relation to the investigation, detection and issue of the enforcement notice concerned and any warnings including costs incurred in respect of the remuneration and other expenses of employees, consultants and advisors, and the Building Control Authority may recover these costs and expenses incurred by it in that behalf.”.

—Fergus O’Dowd.

28. In page 16, to delete lines 29 and 30 and substitute the following:

“8.—Section 12 of the Act of 1990 is amended—

- (a) in subsection (1) by substituting “the building control authority concerned may apply to the High Court or the Circuit Court for an order” for “the building control authority concerned may apply to the High Court for an order”,

- (b) by inserting the following after subsection (1):”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

29. In page 16, lines 46 and 47, to delete “may apply to the High Court for an order” and substitute the following:

“may apply to the High Court or the Circuit Court for an order”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

30. In page 16, line 46, after “to” to insert “the Circuit Court or”.

—Ruairi Quinn.

31. In page 17, to delete lines 1 and 2 and substitute the following:

“complied with or the enforcement notice has been complied with.”,

- (c) in subsection (2) by substituting “and where such an application is made, the High Court or the Circuit Court, as the case may be, may” for “and where such an application is made, the High Court may”,

(d) in subsection (3) by substituting “Any order made by the High Court or the Circuit Court under this section” for “Any order made by the High Court under this section”, and

(e) by inserting the following after subsection (3):

“(4) (a) An application under this section to the Circuit Court shall be made to the judge of the Circuit Court for the circuit in which the land which is the subject of the application is situated.

(b) The Circuit Court shall have jurisdiction to hear and determine an application under this section where the market value of the land which is the subject of the application does not exceed €3,000,000.

(c) The Circuit Court may, for the purposes of paragraph (b), in relation to land that has not been given a market value or is the subject with other land of a market value, determine that its market value would exceed, or would not exceed, €3,000,000.

(d) Where the market value of any land which is the subject of an application under this section exceeds €3,000,000, the Circuit Court shall, if an application is made to it in that behalf by any person having an interest in the proceedings, transfer the proceedings to the High Court, but any order made or act done in the course of such proceedings before the transfer shall be valid unless discharged or varied by the High Court by order.

(e) In this subsection ‘market value’ means, in relation to land, the price that would have been obtained in respect of the unencumbered fee simple were the land to have been sold on the open market, in the year immediately preceding the bringing of the proceedings concerned, in such manner and subject to such conditions as might reasonably be calculated to have resulted in the vendor obtaining the best price for the land.”.”

—An tAire Comhshaoil, Oidhreacht agus Rialtais Áitiúil.

32. In page 17, between lines 2 and 3, to insert the following:

“(1B) (a) The court shall, unless it is satisfied that there are special and substantial reasons for not doing so, order a person to pay to the Building Control Authority the costs and expenses of the Building Control Authority of the action, as measured by the Court—

(i) where a person is convicted of an offence under the Building Control Act 1990 or under Part 2 of the Building Control Act 2005,

(ii) where a person is the subject of an order or confirmation of a notice under section 8 or section 12 of the Act of 1990 as amended.

(b) Where costs or expenses are to be paid to the Building Control Authority, they shall include any such costs reasonably incurred by the Authority in relation to the investigation, detection and prosecution of the offence, to the issuing of notices and warnings and to application to the court, as appropriate, including costs incurred in respect of the remuneration and other expenses of employees, consultants and advisors.”.”

—Fergus O’Dowd.

33. In page 17, between lines 6 and 7, to insert the following:

“(b) in subsection (2)(a) by substituting “€25,000” for “£800”,”.

—Fergus O'Dowd.

34. In page 17, lines 7 and 8, to delete “by substituting “€25,000” for “£10,000”, and” and substitute the following:

“—

(i) by substituting “€10,000,000” for “£10,000”, and

(ii) by inserting the following after “imprisonment” as it secondly occurs:

“and if the offence is carried on after conviction such person shall be guilty of a further offence and shall be liable on conviction and indictment of a fine not exceeding €10,000.00 per diem in respect of each day on which the offence is continued”,

and”.

—Fergus O'Dowd.

35. In page 17, line 38, after “Part” to insert the following:

“provided that the Institute shall establish procedures to ensure a separation between the performance of its regulatory functions under this Act and of its existing representative functions, and shall ensure that the regulatory functions are performed independently by the Admissions Board and are not subject to the influence, direction or control of any other authority within the Institute”.

—Ruairi Quinn.

36. In page 17, to delete lines 39 and 40 and substitute the following:

“(2) The object of the registration body is to protect the public by fostering high standards of professional conduct and professional education, training and competence among architects.

(3) The registration body shall do all things necessary and reasonable to further its object and shall exercise its powers and perform its functions in the public interest.

(4) Without limiting its responsibilities under *subsection (2)*, the functions of the registration body are to—

(a) establish and maintain a register of architects,

(b) issue certificates of registration under *section 17*,

(c) give guidance to architects concerning ethical conduct and give guidance and support to them concerning the practice of architecture and continuing professional development, and

(d) prescribe, and monitor the continuing suitability of, programmes for the education and training of architects.

(5) The registration board has power to do anything that appears to it to be requisite, advantageous or incidental to, or to facilitate, the performance of its functions under this Act and it may—

- (a) engage in research into education and training relating to the practice of architecture, including the formulation of experimental curricula and the evaluation of existing programmes and examination and assessment procedures, and
- (b) maintain statistical records and make those records available for research and planning.

(6) For the purposes of the Directive, the registration body is the competent authority in the State as respects architects.

(7) The registration body shall establish the National Standard for Architecture (Qualification) relating to degree level in accordance with the requirements set out in Article 46 of the Directive, and the National Standard for Architecture (Registration) relating to requirements for registration. In setting the standards the registration body shall consult with the relevant Awarding Bodies and the National Qualifications Authority of Ireland. These standards shall apply for the purposes of assessing individuals for entry to the register as well as for the prescription of programmes.”.

—Ruairi Quinn.

37. In page 18, line 7, after “architects” to insert the following:

“one of whom should have knowledge of management of the construction sector; one of whom should have knowledge of the third level education sector; and two of whom should have knowledge of social partnership”.

—Ruairi Quinn.

38. In page 18, to delete lines 19 to 22 and substitute the following:

“who has received from it in any year prior to 2005 the degree of Bachelor of Architecture or the Diploma in Architecture of degree standard or in 2005 or any subsequent year the degree of Bachelor of Architecture (Honours), or such other degree, diploma or other qualification as may be prescribed and who, in each case—”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

39. In page 18, line 34, to delete “on the date of the passing of this Act”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil, Ruairi Quinn.

40. In page 18, line 40, to delete “the Minister for the Environment” and substitute “the Minister”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

41. In page 19, line 10, to delete “with those of an architect” and substitute “with those of an architect in the State”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

42. In page 19, to delete lines 16 to 19 and substitute the following:

“(i) has been awarded in a state other than—

(I) a Member State, or

(II) on an agreement referred to in *section 13(1)(f)* being entered into and taking effect in relation to a state which is a member of the World Trade Organisation, that state,

a degree, diploma or other qualification in architecture, and”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

43. In page 19, line 23, after “registration” to insert “pursuant to the grandfather clause”.

—Ruairi Quinn, Fergus O’Dowd.

44. In page 19, to delete lines 33 to 36.

—Ruairi Quinn.

45. In page 19, between lines 42 and 43, to insert the following:

“(5) The registration body shall establish a common National Standard defining the knowledge, skill and competence, required for a qualification in architecture and, secondly, a National Standard defining the requirements for professional practice or registration based on practical experience.”.

—Ruairi Quinn.

46. In page 19, line 49, after “architecture” to insert “in accordance with Article 46 of the Directive”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

47. In page 21, to delete lines 45 to 50 and substitute the following:

“(4) A person who is registered pursuant to *subsection (1)* (other than *paragraph (f)* thereof) or *section 14* shall use the professional title — “architect”.”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

48. In page 22, between lines 5 and 6, to insert the following:

“(6) So much of the provisions of this section or *section 14* as have effect in cases where—

(a) the person concerned is a national of a Member State,

(b) any act or thing is done or awarded or issued in, or by a competent authority of, a Member State, or

(c) a matter is provided under the law of a Member State,

shall, to the extent that the terms of those provisions would prevent the equal treatment or recognition mentioned in *subsection (7)* being accorded to the person mentioned in that subsection, be read subject to such modifications as will allow that equal treatment or recognition to be accorded to that person.

(7) (a) The equal treatment mentioned in *subsection (6)* is the equal treatment of a family member (within the meaning of Directive 2004/38 of the European Parliament and of the Council of 29 April 2004) of a national of a Member State required by Article 24 (1) of that Directive.

(b) The recognition mentioned in *subsection (6)* is the recognition required by Article 27 of Council Directive 2004/83/EC of 29 April 2004 of qualifications of a person who is a beneficiary of refugee or subsidiary protection status (within the meaning of that Directive).”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

49. In page 22, line 20, to delete “The Admissions Board” and substitute the following:

“Subject to the provisions of the Directive, the Admissions Board”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

50. In page 22, line 25, after “Board” to insert “, at least 2 of whom shall not be architects,”.

—Ruairi Quinn.

51. In page 22, to delete lines 37 to 41 and substitute the following:

“(8) (a) The Admissions Board may require, in accordance with Article 14 of the Directive, that a person who makes an application under this section shall complete an adaptation period of up to 3 years or take an aptitude test.

(b) For that purpose, the Admissions Board shall serve a notice on the applicant stating that—

(i) the applicant may opt to complete an adaptation period or take an aptitude test (and those alternatives are referred to in *subparagraph (iii)* as the “2 alternatives”),

(ii) if it is an adaptation period the applicant opts to complete, that period shall be of a duration specified in the notice,

(iii) if the applicant fails to opt as between the 2 alternatives (and notify, in writing, his or her decision in that regard to the Board within a period specified for that purpose in the notice), the Board shall determine whether to require the applicant to complete an adaptation period or take an aptitude test (and, if it is an adaptation period the Board determines that it shall require the applicant to complete, the duration of that period shall be the same as the duration stated in the notice for the purposes of *subparagraph (ii)*), and

(iv) if the applicant fails, having been registered pursuant to this section, to complete successfully an adaptation period or take and pass an aptitude test which, by virtue of the Directive and this section—

(I) he or she has opted to complete or take and pass, or

(II) the Admissions Board has required him or her to complete or take and pass,

the applicant’s name shall be erased from the register.”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

52. In page 23, to delete lines 6 to 10 and substitute the following:

“(ii) without prejudice to *subsection (8)*, the applicant should obtain a knowledge of language necessary for practising architecture in the State,”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

53. In page 23, between lines 27 and 28, to insert the following:

“(13) (a) If it appears to the Admissions Board that a person who is registered in the register pursuant to this section—

(i) has, in a case where *subsection (8)* applies, failed to complete successfully an adaptation period or take and pass an aptitude test, as the case may be, mentioned in that subsection, or

(ii) has, in a case where *subsection (10)(b)(ii)* applies, failed to obtain the knowledge of language mentioned in that provision,

the Admissions Board shall decide that the name of the person shall be erased from the register.

- (b) If the Admissions Board makes such a decision, it shall direct the Registrar to erase the name of the person from the register; on erasing the name of the person from the register, the Registrar shall forthwith send by prepaid registered post to such person, at the person's address as stated in the register, notice in writing of the erasure."

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

54. In page 23, after line 49, to insert the following:

"(5) In this section, "specified", means fees which have been specified by the registration body with the agreement of the Minister."

—Ruairi Quinn.

55. In page 24, between lines 17 and 18, to insert the following:

"(2) This section does not prevent a body corporate or partnership from carrying on business under a name, style or title containing the word "architect" provided that at least one of the directors or partners as the case may be is registered under this Part."

—Ruairi Quinn.

56. In page 24, between lines 39 and 40, to insert the following:

"(5) *Paragraph (a) or (d) of subsection (1)* shall not apply to a person who has—

- (a) applied for registration under this Part and in respect of whom the Admissions Board or the Technical Assessment Board, as the case may be, has not made a decision on that application (and the person has not withdrawn that application to the board concerned),
- (b) appealed to the Appeals Board against a decision of the Admissions Board or the Technical Assessment Board on an application referred to in *paragraph (a)* and in respect of whom the Appeals Board has not made a decision on that appeal (and the person has not withdrawn that appeal to the Appeals Board), or
- (c) appealed to the High Court against a decision of the Appeals Board referred to in *paragraph (b)* and in respect of whom the High Court has not made a decision on that appeal (and the person has not withdrawn that appeal to the High Court)."

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

57. In page 25, between lines 6 and 7, to insert the following:

"(8) *Subsection (1)* does not prevent a person from using the title "architect" if—

- (a) he or she has within twelve months of the commencement of this section, submitted an application for registration under this Part,
- (b) such application having been duly validated by the registration body, and
- (c) the registration body has not notified the applicant of its final decision in respect of the application."

—Ruairi Quinn.

58. In page 25, between lines 6 and 7, to insert the following:

“(8) *Subsection (1)* does not prevent a person from using the title “architect” if—

- (a) he or she has within twelve months of the commencement of *section 19*, submitted an application for registration under this Part,
- (b) such application having been duly validated by the registration body, and
- (c) the registration body has not notified the applicant of its final decision in respect of the application.”.

—Fergus O'Dowd.

59. In page 25, line 23, after “cause” to insert “a copy of”.

—Ruairi Quinn.

60. In page 26, line 17, after “body” to insert the following:

“, at least two of whom shall be architects in practice”.

—Ruairi Quinn.

61. In page 26, line 43, to delete “on or after the passing of this Act” and substitute “on or after the commencement of this section”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil, Ruairi Quinn.

62. In page 27, line 36, after “The”, to insert the following:

“method of assessment used by the Technical Assessment Board shall be in line with and consistent with that applied to the category of persons referred to in *section 12(2)(d)* and the”.

—Ruairi Quinn, Fergus O'Dowd.

63. In page 27, to delete lines 44 to 46 and substitute the following:

“(c) whether or not the applicant can demonstrate that he or she has acquired the competencies specified in Article 46 of the Directive, and in so assessing under the grandfather clause, due regard shall be taken of the skills acquired by experience and practical means, as demonstrated by the work performed by the applicant in the field of architecture and where applicable, skills acquired through formal training;”.

—Ruairi Quinn, Fergus O'Dowd.

64. In page 28, between lines 17 and 18, to insert the following:

“(9) The Technical Assessment Board shall endeavour to ensure that all applications received by the Technical Assessment Board shall be adjudicated upon in the manner specified in *column 2* and within the timeframe specified in *column 3* of the *Schedule**.”.

—Ruairi Quinn.

[**This is the appropriate reference if amendment no. 136 is accepted.*]

65. In page 28, line 20, to delete “and 7 ordinary” and substitute “and 11 ordinary”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

66. In page 28, line 22, to delete “3 architects” and substitute “5 architects”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

67. In page 28, line 24, to delete “4 persons” and substitute “6 persons” .

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

68. In page 28, line 25, to delete “3 of whom” and substitute “5 of whom”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
69. In page 29, lines 6 and 7, to delete “a solicitor, a barrister” and substitute “a practising solicitor, a practising barrister”.
—Ruairi Quinn.
70. In page 29, line 16, after “against” to insert the following:
“or such longer period as may be allowed by the Appeals Board”.
—Ruairi Quinn.
71. In page 30, line 34, after “decision,” to insert the following:
“or such longer period as may be allowed by the High Court.”.
—Ruairi Quinn.
72. In page 31, line 5, to delete “constitutes professional misconduct” and substitute the following:
“constitutes professional misconduct or poor professional performance”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
73. In page 31, line 15, after “extension),” to insert the following:
“or
(c) referred to in *subsection (9)* of section 20 and the Schedule***.”.
—Ruairi Quinn.
- [*This is the appropriate reference if amendment No. 64 is accepted.]
- [**This is the appropriate reference if amendment No. 136 is accepted.]
74. In page 32, to delete lines 13 to 15 and substitute the following:
“(I) in any year prior to 2005, a diploma called the Construction Economic Diploma or a degree of Bachelor of Science in Quantity Surveying,
(II) in 2005 or any subsequent year, an Honours degree of Bachelor of Science in Construction Economics and Management or an Honours degree of Bachelor of Science in Construction Economics (Quantity Surveying), or”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
75. In page 32, line 18, to delete “7 years” and substitute “2 years”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
76. In page 32, lines 40 and 41, to delete all words from and including “who” in line 40 down to and including “(B.Sc.)” in line 41 and substitute the following:
“who on or after 1 January 2001 and prior to 2005 attained a degree of Bachelor of Science in Quantity Surveying or in 2005 or any subsequent year an Honours degree of Bachelor of Science in Construction Economics (Quantity Surveying)”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

77. In page 34, line 15, to delete “The Admissions Board” and substitute the following:

“Subject to the provisions of the Directive, the Admissions Board”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

78. In page 34, to delete lines 32 to 36 and substitute the following:

“(8) (a) The Admissions Board may require, in accordance with Article 14 of the Directive, that a person who makes an application under this section shall complete an adaptation period of up to 3 years or take an aptitude test.

(b) For that purpose, the Admissions Board shall serve a notice on the applicant stating that—

(i) the applicant may opt to complete an adaptation period or take an aptitude test (and those alternatives are referred to in *subparagraph (iii)* as the “2 alternatives”),

(ii) if it is an adaptation period the applicant opts to complete, that period shall be of a duration specified in the notice,

(iii) if the applicant fails to opt as between the 2 alternatives (and notify, in writing, his or her decision in that regard to the Board within a period specified for that purpose in the notice), the Board shall determine whether to require the applicant to complete an adaptation period or take an aptitude test (and, if it is an adaptation period the Board determines that it shall require the applicant to complete, the duration of that period shall be the same as the duration stated in the notice for the purposes of *subparagraph (ii)*), and

(iv) if the applicant fails, having been registered pursuant to this section, to complete successfully an adaptation period or take and pass an aptitude test which, by virtue of the Directive and this section—

(I) he or she has opted to complete or take and pass, or,

(II) the Admissions Board requires him or her to complete or take and pass,

the applicant’s name shall be erased from the register.”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

79. In page 35, to delete lines 1 to 5 and substitute the following:

“(ii) without prejudice to *subsection (8)*, the applicant should obtain a knowledge of language necessary for practising quantity surveying in the State.”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

80. In page 35, to delete lines 11 to 15 and substitute the following:

“(11) A person who is registered pursuant to this section shall—

(a) use the professional title — “quantity surveyor”, and

(b) unless he or she is a member of a body referred to in Annex 1 of the Directive, not expressly represent, or imply by use of any words or letters, that he or she is a member of that body.”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

81. In page 35, between lines 27 and 28, to insert the following:

“(14) (a) If it appears to the Admissions Board that a person who is registered in the register pursuant to this section—

(i) has, in a case where *subsection (8)* applies, failed to complete successfully an adaptation period or take and pass an aptitude test, as the case may be, mentioned in that subsection, or

(ii) has, in a case where *subsection (10)(b)(ii)* applies, failed to obtain the knowledge of language mentioned in that provision,

the Admissions Board shall decide that the name of the person shall be erased from the register.

(b) If the Admissions Board makes such a decision, it shall direct the Registrar to erase the name of the person from the register; on erasing the name of the person from the register, the Registrar shall forthwith send by prepaid registered post to such person, at the person’s address as stated in the register, notice in writing of the erasure.

(15) So much of the provisions of this section as have effect in cases where—

(a) the person concerned is a national of a Member State,

(b) any act or thing is done or awarded or issued in, or by a competent authority of a Member State, or

(c) a matter is provided under the law of a Member State,

shall, to the extent that the terms of these provisions would prevent the equal treatment or recognition mentioned in *subsection (16)* being accorded to the person mentioned in that subsection, be read subject to such modifications as will allow that equal treatment or recognition to be accorded to that person.

(16) (a) The equal treatment mentioned in *subsection (15)* is the equal treatment of a family member (within the meaning of Directive 2004/38 of the European Parliament and of the Council of 29 April 2004) of a national of a Member State required by Article 42(1) of that Directive.

(b) The recognition mentioned in *subsection (15)* is the recognition required by Article 27 of Council Directive 2004/83/EC of 29 April 2004 of qualifications of a person who is a beneficiary of refugee or subsidiary protection status (within the meaning of that Directive).”

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

82. In page 36, between lines 31 and 32, to insert the following:

“(4) *Paragraph (a) or (d) of subsection (1)* shall not apply to a person who has—

(a) applied for registration under this Part and in respect of whom the Admissions Board or the Technical Assessment Board, as the case may be, has not made a decision on that application (and the person has not withdrawn that application to the board concerned),

(b) appealed to the Appeals Board against a decision of the Admissions Board or the Technical Assessment Board on an application referred to in *paragraph (a)* and in respect of whom the Appeals Board has not made a decision on that appeal (and the person has not withdrawn that appeal to the Appeals Board), or

(c) appealed to the High Court against a decision of the Appeals Board referred to in *paragraph (b)* and in respect of whom the High Court has not made a decision on that appeal (and the person has not withdrawn that appeal to the High Court).”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

- 83.** In page 37, line 11, after “cause” to insert “a copy of”.
—Ruairi Quinn.
- 84.** In page 38, line 27, to delete “on or after the passing of this Act” and substitute “on or after the commencement of this section”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil, Ruairi Quinn.
- 85.** In page 38, lines 32 and 33, to delete “on or after the passing of this Act” and substitute “on or after the commencement of this section”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
- 86.** In page 39, line 24, to delete “and 7 ordinary” and substitute “and 11 ordinary”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
- 87.** In page 39, line 26, to delete “3 quantity surveyors” and substitute “5 quantity surveyors”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
- 88.** In page 39, line 30, to delete “4 persons” and substitute “6 persons”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
- 89.** In page 39, line 31, to delete “3 of whom” and substitute “5 of whom”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
- 90.** In page 40, lines 11 and 12, to delete “a solicitor, a barrister” and substitute “a practising solicitor, a practising barrister”.
—Ruairi Quinn.
- 91.** In page 40, line 20, to delete “within 2 months” and substitute “within 3 months”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
- 92.** In page 40, line 21, after “against” to insert the following:
“or such longer period as may be allowed by the Appeals Board”.
—Ruairi Quinn.
- 93.** In page 41, line 41, to delete “within 2 months” and substitute “within 3 months”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
- 94.** In page 41, line 41, after “decision,” to insert the following:
“or such longer period as may be allowed by the High Court.”.
—Ruairi Quinn.
- 95.** In page 42, line 11, to delete “constitutes professional misconduct” and substitute the following:
“constitutes professional misconduct or poor professional performance”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

96. In page 42, line 22, to delete “On hearing of such complaint” and substitute “On the hearing of such a complaint”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
97. In page 43, to delete lines 17 to 21 and substitute the following:
“who has received from it in any year prior to 2005 a degree of Bachelor of Science in Building Surveying or in 2005 or any subsequent year an Honours degree of Bachelor of Science in Building Surveying or such other degree, diploma or qualification as may be prescribed and who, in each case, has at least 2 years appropriate experience of performing duties commensurate with those of a building surveyor;”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
98. In page 43, lines 39 and 40, to delete all words from and including “who” in line 39 down to and including “(B.Sc.)” in line 40 and substitute the following:
“who on or after 1 January 2001 and prior to 2005 attained a degree of Bachelor of Science in Building Surveying or in 2005 or any subsequent year an Honours degree of Bachelor of Science in Building Surveying”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
99. In page 45, line 8, to delete “The Admissions Board” and substitute the following:
“Subject to the provisions of the Directive, the Admissions Board”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
100. In page 45, to delete lines 25 to 29 and substitute the following:
“(8) (a) The Admissions Board may require, in accordance with Article 14 of the Directive, that a person who makes an application under this section shall complete an adaptation period of up to 3 years or take an aptitude test.
(b) For that purpose, the Admissions Board shall serve a notice on the applicant stating that—
(i) the applicant may opt to complete an adaptation period or take an aptitude test (and those alternatives are referred to in *subparagraph (iii)* as the “2 alternatives”),
(ii) if it is an adaptation period the applicant opts to complete, that period shall be of a duration specified in the notice,
(iii) if the applicant fails to opt as between the 2 alternatives (and notify, in writing, his or her decision in that regard to the Board within a period specified for that purpose in the notice), the Board shall determine whether to require the applicant to complete an adaptation period or take an aptitude test (and, if it is an adaptation period the Board determines that it shall require the applicant to complete, the duration of that period shall be the same as the duration stated in the notice for the purposes of *subparagraph (ii)*), and
(iv) if the applicant fails, having been registered pursuant to this section, to complete successfully an adaptation period or take and pass an aptitude test which, by virtue of the Directive and this section—
(I) he or she has opted to complete or take and pass, or

(II) the Admissions Board requires him or her to complete or take and pass,

the applicant's name shall be erased from the register.”.

—An tAire Comhshaoil, Oidhreacht agus Rialtais Áitiúil.

101. In page 45, to delete lines 41 to 45 and substitute the following:

“(ii) without prejudice to *subsection (8)*, the applicant should obtain a knowledge of language necessary for practising building surveying in the State.”.

—An tAire Comhshaoil, Oidhreacht agus Rialtais Áitiúil.

102. In page 46, to delete lines 3 to 7 and substitute the following:

“(11) A person who is registered pursuant to this section shall—

(a) use the professional title — “building surveyor”, and

(b) unless he or she is a member of a body referred to in Annex 1 of the Directive, not expressly represent or imply, by use of any words or letters, that he or she is a member of that body.”.

—An tAire Comhshaoil, Oidhreacht agus Rialtais Áitiúil.

103. In page 46, between lines 19 and 20, to insert the following:

“(14) (a) If it appears to the Admissions Board that a person who is registered in the register pursuant to this section—

(i) has, in a case where *subsection (8)* applies, failed to complete successfully an adaptation period or take and pass an aptitude test, as the case may be, mentioned in that subsection, or

(ii) has, in a case where *subsection (10)(b)(ii)* applies, failed to obtain the knowledge of language mentioned in that provision,

the Admissions Board shall decide that the name of the person shall be erased from the register.

(b) If the Admissions Board makes such a decision, it shall direct the Registrar to erase the name of the person from the register; on erasing the name of the person from the register, the Registrar shall forthwith send by prepaid registered post to such person, at the person's address as stated in the register, notice in writing of the erasure.

(15) So much of the provisions of this section as have effect in cases where—

(a) the person concerned is a national of a Member State,

(b) any act or thing is done or awarded or issued in, or by a competent authority of a Member State, or

(c) a matter is provided under the law of a Member State,

shall, to the extent that the terms of these provisions would prevent the equal treatment or recognition mentioned in *subsection (16)* being accorded to the person mentioned in that subsection, be read subject to such modifications as will allow that equal treatment or recognition to be accorded to that person.

(16) (a) The equal treatment mentioned in *subsection (15)* is the equal treatment of a family member (within the meaning of Directive 2004/38 of the European Parliament and of the Council of 29 April 2004) of a national of a Member State required by Article 42(1) of that Directive.

(b) The recognition mentioned in *subsection (15)* is the recognition required by Article 27 of Council Directive 2004/83/EC of 29 April 2004 of qualifications of a person who is a beneficiary of refugee or subsidiary protection status (within the meaning of that Directive).”

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

104. In page 47, between lines 22 and 23, to insert the following:

“(4) *Paragraph (a) or (d) of subsection (1)* shall not apply to a person who has—

(a) applied for registration under this Part and in respect of whom the Admissions Board or the Technical Assessment Board, as the case may be, has not made a decision on that application (and the person has not withdrawn that application to the board concerned),

(b) appealed to the Appeals Board against a decision of the Admissions Board or the Technical Assessment Board on an application referred to in *paragraph (a)* and in respect of whom the Appeals Board has not made a decision on that appeal (and the person has not withdrawn that appeal to the Appeals Board), or

(c) appealed to the High Court against a decision of the Appeals Board referred to in *paragraph (b)* and in respect of whom the High Court has not made a decision on that appeal (and the person has not withdrawn that appeal to the High Court).”

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

105. In page 48, line 2, after “cause” to insert “a copy of”.

—Ruairi Quinn.

106. In page 49, line 17, to delete “on or after the passing of this Act” and substitute “on or after the commencement of this section”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil, Ruairi Quinn.

107. In page 49, lines 22 and 23, to delete “on or after the passing of this Act” and substitute “on or after the commencement of this section”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

108. In page 50, line 15, to delete “and 7 ordinary” and substitute “and 11 ordinary”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

109. In page 50, line 17, to delete “3 building surveyors” and substitute “5 building surveyors”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

110. In page 50, line 21, to delete “4 persons” and substitute “6 persons”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

111. In page 50, line 22, to delete “3 of whom” and substitute “5 of whom”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

112. In page 51, lines 3 and 4, to delete “a solicitor, a barrister” and substitute “a practising solicitor, a practising barrister”.

—Ruairi Quinn.

- 113.** In page 51, line 12, to delete “within 2 months” and substitute “within 3 months”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
- 114.** In page 51, line 13, after “against” to insert the following:
“or such longer period as may be allowed by the Appeals Board”.
—Ruairi Quinn.
- 115.** In page 52, line 32, to delete “within 2 months” and substitute “within 3 months”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
- 116.** In page 52, line 32, after “decision,” to insert the following:
“or such longer period as may be allowed by the High Court.”.
—Ruairi Quinn.
- 117.** In page 53, lines 1 and 2, to delete “what constitutes professional misconduct” and substitute the following:
“what constitutes professional misconduct or poor professional performance”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
- 118.** In page 53, line 24, to delete “Professional Conduct Committee” and substitute “registration body”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
- 119.** In page 53, line 28, to delete “Professional Conduct Committee” and substitute “registration body”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
- 120.** In page 53, line 33, to delete “Professional Conduct Committee” and substitute “registration body”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
- 121.** In page 53, line 36, to delete “Committee” and substitute “registration body”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
- 122.** In page 53, line 38, to delete “Committee” and substitute “registration body”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
- 123.** In page 53, line 39, to delete “Committee” and substitute “registration body”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
- 124.** In page 54, line 1, to delete “Professional Conduct Committee” and substitute “registration body”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.
- 125.** In page 56, line 32, to delete “may apply ex parte to the High Court” and substitute “may apply to the High Court”.
—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil, Ruairi Quinn.

126. In page 57, between lines 13 and 14, to insert the following:

“(11) The Professional Conduct Committee may, after the complaint has been made, request the registered professional concerned to do one or more of the following: undertake not to repeat the conduct to which the complaint relates; undertake to take such educational courses, training or other means of improving the registered professional’s competence to practice as may satisfy the registration body; consent to being admonished or censured by the registration body.

(12) If a registered professional refuses to give an undertaking or consent requested under this section, the Professional Conduct Committee or Appeals Board may proceed as if their request had not been made.

(13) If a complaint is withdrawn while it is being considered by the Professional Conduct Committee or Appeals Board, the committee considering the complaint may, decide that no further action is to be taken in relation to the matter raised by the complaint, or proceed as if the complaint had not been withdrawn.”

—Ruairi Quinn.

127. In page 57, to delete lines 19 to 36.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

128. In page 57, to delete lines 39 to 44 and substitute the following:

“59.—(1) If a person intends to provide, in reliance on Article 5(2) of the Directive, architectural, quantity surveying or building surveying services in the State on a temporary and occasional basis, the person shall notify the Admissions Board of that intention and the Admissions Board shall, subject to *subsection (5)*, on receipt of that notification, register the person in the register under *Part 3, 4 or 5*, as the case may be, for that purpose.”

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

129. In page 57, to delete lines 45 to 47 and in page 58, to delete lines 1 and 2 and substitute the following:

“(2) A person who notifies the Admissions Board pursuant to *subsection (1)* shall, if the occasion of the notification is the first occasion on which he or she intends, on foot of such a notification, to provide architectural, quantity surveying or building surveying services, as the case may be, in the State, submit the following to the Admissions Board:”

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

130. In page 58, to delete lines 24 to 31 and substitute the following:

“(3) If the occasion of the notification under *subsection (1)* is not the first occasion on which the person concerned has intended, on foot of such a notification, to provide the relevant services in the State, the Admissions Board may, if there has been a material change in the situation substantiated by any of the documentation referred to in *paragraphs (b) to (d)* of *subsection (2)*, require the person to submit to it fresh documentation of the kind referred to in the paragraph or paragraphs concerned.”

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

131. In page 58, to delete lines 42 to 53 and in page 59, to delete lines 1 to 4 and substitute the following:

“(5) (a) If a person who notifies the Admissions Board pursuant to *subsection (1)* fails to comply with *subsection (2)*, or as the case may be, with a requirement under *subsection (3)* then, subject to *paragraph (b)*, the Admissions Board shall decide not to register the person in the register.

(b) The Admissions Board may, at its discretion, afford the person the opportunity to remedy the failure referred to in *paragraph (a)*, and if the person does so within a reasonable time after being afforded that opportunity, the Admissions Board shall register the person in the register.”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

132. In page 59, between lines 23 and 24, to insert the following:

“(8) The Admissions Board may, in pursuance of Article 9 of the Directive, require a person who is registered in the register under *Part 3, 4* or *5* for a temporary period pursuant to this section to furnish to a person to whom he or she provides architectural, quantity surveying or building surveying services, as the case may be, in the State all or any of the information specified in that Article.”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

133. In page 59, line 38, after “may” to insert “, subject to the agreement of the Minister”.

—Ruairi Quinn.

134. In page 60, line 12, to delete “Director of Consumer Affairs” and substitute “Minister”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

135. In page 63, line 36, to delete “4 members” and substitute “6 members”.

—An tAire Comhshaoil, Oidhreachta agus Rialtais Áitiúil.

136. In page 64, after line 22, to insert the following:

“Section 20.

SCHEDULE

Column I	Column II	Column III
STAGE 1 VALIDATION	Application submissions to be checked for content requirements, applicant to be advised of validation or omissions to be re-submitted	Six weeks
STAGE 2 ASSESSMENT	Applications to be assessed leading to one of the following courses of action: A) Notify Assessment Board and applicant of successful application for inclusion on register B) Request additional information as deemed necessary to assess application and advise applicant of nature and extent of information requested C) Call applicant to interview if deemed necessary to assess application	Twenty weeks

<p>STAGE 3 ADDITIONAL INFORMATION</p>	<p>On receipt of additional information requested, re-assess application leading to one of the following courses of action:</p> <p>A) Notify Assessment Board and applicant of successful application for inclusion on register</p> <p>B) Call applicant to interview if deemed necessary to assess application</p>	<p>Twelve weeks from receipt of additional information</p>
<p>STAGE 4 INTERVIEW</p>	<p>Interview applicant, if deemed necessary, to assess application leading to one of the following courses of action:</p> <p>A) Notify Assessment Board and applicant of successful application for inclusion on register</p> <p>B) Notify applicant of unsuccessful application and advise appeal procedure</p>	<p>Twelve weeks</p>

—Ruairi Quinn.