

DÁIL ÉIREANN

AN BILLE UM ATHCHÓIRIÚ AN DLÍ TALÚN AGUS TÍOLACHTA 2006 —AN TUARASCÁIL

LAND AND CONVEYANCING LAW REFORM BILL 2006 —REPORT

Leasuithe agus Iondacha Breise Additional and Substitute Amendments

a1. In page 15, between lines 23 and 24, to insert the following:

“3.—The operation of this Act shall be reviewed by the Minister and a report shall be laid before the Houses of the Oireachtas five years after the commencement of this Act.”.

—Charles Flanagan.

39. In page 78, between lines 18 and 19, to insert the following:

“Review of rent in certain cases.

131.—(1) This section applies to a lease of land to be used wholly or partly for the purpose of carrying on a business other than a lease entered into prior to the commencement of this section.

(2) A provision in a lease to which this section applies which provides for the review of the rent payable under the lease shall be construed as providing that the rent payable following such review may be fixed at an amount which is less than, greater than or the same as the amount of rent payable immediately prior to the date on which the rent falls to be reviewed.

(3) *Subsection (2)* shall apply—

(a) notwithstanding any provision to the contrary contained in the lease or in any agreement for the lease, and

(b) only as respects that part of the land demised by the lease in which business is permitted to be carried on under the terms of the lease.”.

—An tAire Dlí agus Cirt, Comhionannais agus Athchóirithe Dlí.

[*This amendment is in substitution for amendment No. 39 on the principal list of amendments, dated 30th June 2009.*]

Amendment to Amendment No. 39

1. In subsection (1), the second line, after “lease” to insert “or a lease forming part of or consequent to an agreement to lease”.

—Charles Flanagan.

2. To delete subsection (3)(b).

—Charles Flanagan.