

[It is proposed to take Committee and Report stages of this Bill today. Accordingly, this first additional list of amendments is circulated in advance of the conclusion of Second Stage. 30-06-06]

DÁIL ÉIREANN

**AN BILLE UM BINSE CÚITIMH I NDÁIL LE HEIPITÍTEAS C (LEASÚ)
2006
—AN COISTE**

**HEPATITIS C COMPENSATION TRIBUNAL (AMENDMENT) BILL 2006
—COMMITTEE STAGE**

*Leasuithe Breise
Additional Amendments*

SECTION 1

4. In page 3, to delete lines 31 to 33 and substitute the following:

“(a) the diagnosis is—

- (i) based on a positive test result arising from an enzyme - linked immunosorbent assay,
- (ii) in the case of a recombinant immunoblot assay which indicates antibodies to individual viral antigens on 4 different antibody bands identified as C-22, C-33, C-100 and NS-5, based on a positive test result—
 - (I) of not less than 2+ on the C-22 antibody band, or
 - (II) of not less than 3+ on each of any 2 of the other antibody bands, or
- (iii) based on a positive test result arising from a polymerase chain reaction (PCR) test.”.

—An Tánaiste agus Aire Sláinte agus Leanaí.

Amendments to Amendment No. 4

1.

In the inserted subsection (1A)(a)(ii), to delete “in the case of” and substitute “based on”.

—Liz McManus.

2.

In the inserted subsection (1A)(a)(ii), after “assay” to insert “, or”.

—Liz McManus.

3.

In the inserted subsection (1A)(a)(iii), after “test,” to insert the following:

“or

[SECTION 1]

(iv) based on symptoms and a clinical diagnosis of a consultant hepatologist or gastroenterologist.”.

—Liz McManus.

SECTION 3

12a. In page 5, lines 18 to 22, to delete all words from and including “(or” in line 18 down to and including “class)” in line 22.

—Liz McManus.

33. In page 10, between lines 2 and 3, to insert the following:

“(9) Where an application for a benefit under the relevant insurance scheme is made to the scheme administrator on or after the 1st anniversary of the day appointed under subsection (11) as the establishment day for the scheme, then the scheme administrator shall—

- (a) subject to paragraphs (b) and (c), determine the application not later than 28 days after the day on which the scheme administrator received the application,
- (b) subject to paragraph (c), if subsection (7) applies to the application, not later than 28 days after the day on which that subsection ceases to apply to the application,
- (c) in any case where the scheme administrator fails to comply with paragraph (a) or (b), send a notice in writing to the applicant, not later than 7 days after that failure, setting out the scheme administrator’s reasons for the failure.

(10) The Health Service Executive shall appoint a person (who may be an employee of the Executive) to administer the relevant insurance scheme.

(11) The Minister shall by order appoint a day to be the establishment day for the purposes of the relevant insurance scheme.”.

—An Tánaiste agus Aire Sláinte agus Leanaí.

Amendments to Amendment No. 33

1.

In the inserted subsection (9), to delete “1st anniversary of” and substitute “three months after”.

—Liz McManus.