



DÁIL ÉIREANN

AN BILLE UM CHÚRAM LEANAÍ (LEASÚ), 2009 CHILD CARE (AMENDMENT) BILL 2009

LEASUITHE A RINNE AN SEANAD AMENDMENTS MADE BY THE SEANAD

DÁIL ÉIREANN

AN BILLE UM CHÚRAM LEANAÍ (LEASÚ), 2009 [BILLE DÁIL ARNA LEASU AG AN SEANAD]

CHILD CARE (AMENDMENT) BILL 2009 [DÁIL BILL AMENDED BY THE SEANAD]

*Leasuithe a rinne an Seanad
Amendments made by the Seanad*

SECTION 13

1. In page 63, to delete lines 23 to 41 and substitute the following:

“(c) by inserting the following subsections after subsection (2):

“(2A) Where the court makes an appointment under subsection (1) (as amended by the *Child Care (Amendment) Act 2011*), without prejudice to the generality of subsection (1), the court shall give directions relating to the service of documents for the proceedings concerned on the guardian *ad litem*.

(2B) A guardian *ad litem* shall for the purpose of the proceedings for which he or she is appointed promote the best interests of the child concerned and convey the views of that child to the court, in so far as is practicable, having regard to the age and understanding of the child.”.

2. In page 64, to delete lines 1 to 17 and substitute the following:

“(a) the guardian *ad litem* concerned may instruct a solicitor to represent him or her in respect of those proceedings and, if necessary, having regard to the circumstances of the case, may instruct counsel in respect of those proceedings, and

(b) where a guardian *ad litem* instructs a solicitor or counsel or both pursuant to paragraph (a), the costs and expenses reasonably incurred for that purpose shall be paid by the Health Service Executive and the Health Service Executive may apply to the court to have the amount of any such costs or expenses measured or taxed.”.

3. In page 64, to delete lines 19 to 25 and substitute the following:

““(3A) The court may, on the application to it of the Health Service Executive, order any other party to the proceedings in question to pay to the Health Service Executive any costs or expenses payable by the Health Service Executive under subsection (2C).”, and”.

4. In page 64, to delete lines 26 to 28.