



DÁIL ÉIREANN

AN BILLE UM CHEARTAS COIRIÚIL (CIORRÚ BALL GINIÚNA BAINEANN), 2011 CRIMINAL JUSTICE (FEMALE GENITAL MUTILATION) BILL 2011

LEASUITHE COISTE COMMITTEE AMENDMENTS

DÁIL ÉIREANN

AN BILLE UM CHEARTAS COIRIÚIL (CIORRÚ BALL GINIÚNA BAINEANN), 2011 —ROGHFHOCHOISTE

CRIMINAL JUSTICE (FEMALE GENITAL MUTILATION) BILL 2011 —SELECT SUB-COMMITTEE

Leasuithe Amendments

SECTION 2

1. In page 4, subsection (2), lines 5 to 7, to delete paragraph (d).
—Caoimhghín Ó Caoláin.

SECTION 4

2. In page 5, subsection (1)(c), line 18, after “State” to insert the following:
“or has been issued with or in possession of a permit to reside within the State”.
—Denis Naughten.
3. In page 5, subsection (1)(c), lines 18 and 19, to delete all words from and including “, and” in line 18 down to and including “done” in line 19.
—Caoimhghín Ó Caoláin.
4. In page 5, subsection (2), lines 36 to 38, to delete paragraph (d).
—Caoimhghín Ó Caoláin.
5. In page 6, between lines 6 and 7, to insert the following subsection:
“(6) (a) Where a person is not guilty of an offence under *subsection (1)* by virtue of the fact that it would not constitute an offence in the place in which it was done, then the Minister for Justice shall be informed of this fact.

(b) On receiving such information under *subsection (1)* the Minister for Justice shall, where the person is not a citizen of Ireland, immediately withdraw all residency rights to remain within the State.”.
—Denis Naughten.

SECTION 6

6. In page 6, before section 6, to insert the following new section:

“6.—A person shall be guilty of an offence if the person aids, abets or incites a girl or woman to do to herself an act of female genital mutilation.”.
—Caoimhghín Ó Caoláin.

SECTION 7

7. In page 6, between lines 18 and 19, to insert the following subsection:
[No. 7a of 2011] [08 February, 2012]

[SECTION 7]

“(2) Nothing in *subsection (1)* shall restrict the Minister for Justice from acting under *subsection 6(a)* of section 4.*”

—Denis Naughten.

[*Note: *This is a reference to the subsection proposed to be inserted by amendment No. 5.*]

SECTION 9

8. In page 8, subsection (7), line 11, after “permanent” to insert “or electronic”.

—Denis Naughten.

SECTION 14

9. In page 11, to delete lines 9 to 12 and substitute the following:

“the following paragraph after paragraph 37 (inserted by section 13 of the Biological Weapons Act 2011):

“Offences relating to female genital mutilation

38. An offence under *section 2, 3 or 4 of the Criminal Justice*”.

—An tAire Sláinte.

SECTION 15

10. In page 11, before section 15, to insert the following new section:

“15.—The Minister shall, not later than 5 years after the establishment day, carry out a review of the operation of this Act and shall make a report to each House of the Oireachtas of his or her findings and conclusions resulting from the review.”

—Caoimhghín Ó Caoláin.

SECTION 16

11. In page 11, before section 16, to insert the following new section:

“Short title and commencement.

16.—(1) This Act may be cited as the Criminal Justice (Female Genital Mutilation) Act 2012.

(2) This Act shall come into operation on such day or days as the Minister may appoint by order or orders either generally or with reference to any particular purpose or provision and different days may be so appointed for different purposes or provisions.”

—An tAire Sláinte.

[Acceptance of this amendment involves the deletion of section 16 of the Bill.]