



SEANAD ÉIREANN

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

**LEASUITHE COISTE
COMMITTEE AMENDMENTS**

SEANAD ÉIREANN

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

CRIMINAL JUSTICE (FEMALE GENITAL MUTILATION) BILL 2011
—COMMITTEE STAGE

*Leasuithe
Amendments*

**Government amendments are distinguished by an asterisk.*

SECTION 9

1. In page 6, lines 32 to 37, to delete subsection (1) and substitute the following new subsection:

“(1) Subject to *subsection (8)(a)* after a person is charged with an offence under this Act, the charge shall be published in a written publication available to the public or be broadcast except as authorised by a direction given in pursuance of this section, and except when the court reasonably believes that publication of the name of the person charged will likely lead members of the public to identify a girl or woman as the girl or woman in respect of whom the offence is alleged to have been committed. Reasonable belief may be established if the court hears testimony from the girl or woman on whom the act of FGM was performed, or from the child’s parents or legal guardians (if the child is a minor), that the publication would lead to identification of the girl.”.

—*Senator Jillian van Turnhout.*

2. In page 8, subsection (8), lines 14 to 18, to delete paragraph (a) and substitute the following new paragraph:

“(a) prohibits publication or broadcasting of matter consisting only of a report of legal proceedings other than the proceedings at, or intended to lead to, or on an appeal arising out of, a trial at which the accused person is charged with an offence under this Act, except for the publication of the name of the person charged with the offence, pursuant to *section 9 (1)*, or”.

—*Senator Jillian van Turnhout.*

SECTION 12

- *3. In page 10, subsection (1)(a), line 27, after “Affairs” to insert “and Trade”.

- *4. In page 10, subsection (1)(b), line 31, to delete “and Law Reform” and substitute “and Equality”.

SECTION 13

- *5. In page 10, before section 13, to insert the following new section:

“Amendment of
Criminal Justice Act
1993.

13.—Subsection (1) of section 5 (inserted by section 4 of the Criminal Procedure Act 2010) of the Criminal Justice Act 1993 is amended—

[No. 7 of 2011]

[15 June, 2011]

[SECTION 13]

(a) in paragraph (c), by deleting “and”,

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

“(ca) an offence under *section 2, 3 or 4 of the Criminal Justice (Female Genital Mutilation) Act 2011*, and”,

and

(c) in paragraph (d), by substituting “paragraph (a), (b), (c) or (ca)” for “paragraph (a), (b) or (c)”.