



SEANAD ÉIREANN

**AN BILLE UM CHEARTAS COIRIÚIL (FAISNÉIS FAOI
CHIONTA IN AGHAIDH LEANAÍ AGUS AOSAIGH
SHOGHONTAA CHOIMEÁD SIAR), 2012
CRIMINAL JUSTICE (WITHHOLDING OF INFORMATION
ON OFFENCES AGAINST CHILDREN AND VULNERABLE
PERSONS) BILL 2012**

**LEASUITHE TUARASCÁLA
REPORT AMENDMENTS**

SEANAD ÉIREANN

AN BILLE UM CHEARTAS COIRIÚIL (FAISNÉIS FAOI CHIONTA IN
AGHAIDH LEANAÍ AGUS AOSAIGH SHOGHONTAA CHOIMEÁD

SIAR), 2012
—AN TUARASCÁIL

CRIMINAL JUSTICE (WITHHOLDING OF INFORMATION ON
OFFENCES AGAINST CHILDREN AND VULNERABLE PERSONS) BILL

2012
—REPORT

Leasuithe
Amendments

[*Government amendments are denoted by an asterisk.]

*1. In page 10, between lines 40 and 41, to insert the following:

“(4) If, in relation to an application under *subsection (2)*, the Minister is not satisfied having regard to the provisions of *section 4* that it is appropriate to prescribe the organisation or body concerned as a prescribed organisation for the purposes of that section, he or she shall refuse the application.”.

*2. In page 10, between lines 43 and 44, to insert the following:

“(5) Where an organisation or body has been prescribed by the Minister under this section for the purposes of *section 4*, the Minister may, if he or she is of opinion that it is no longer appropriate for the organisation or body to be so prescribed, revoke that prescription of the organisation or body by order made under this subsection for that purpose.

(6) Whenever the Minister proposes to make an order under *subsection (5)*, he or she shall inform the organisation or body concerned in writing of the proposal and of the reasons for it and he or she may specify a period for the making of a submission under *subsection (7)*.

(7) An organisation or body to which a proposal to make an order under *subsection (5)* relates may make a submission to the Minister within the period (if any) specified by the Minister under *subsection (6)* regarding the proposal specifying the reasons why the order should not be made.

(8) The Minister shall consider any submission made to him or her under *subsection (7)* before making an order under *subsection (5)*.”.

*3. In page 11, between lines 43 and 44, to insert the following:

“(5) If, in relation to an application under *subsection (2)*, the Minister is not satisfied having regard to the provisions of *section 4* that it is appropriate to prescribe the class or classes of persons concerned employed or otherwise engaged by the organisation or body in the provision of its services as prescribed persons for the purposes of that section, he or she shall refuse the application.”.

*4. In page 11, between lines 46 and 47, to insert the following:

“(6) Where a class or classes of persons have been prescribed by the Minister under this section for the purposes of *section 4*, the Minister may, if he or she is of opinion that it is no longer appropriate for the class or classes of persons to be so prescribed, revoke that prescription of the class or classes of persons by order made under this subsection for that purpose.

(7) Whenever the Minister proposes to make an order under *subsection (6)*, he or she shall inform the organisation or body to which the proposal relates in writing of the proposal and of the reasons for it and he or she may specify a period for the making of a submission under *subsection (8)*.

(8) An organisation or body to which a proposal to make an order under *subsection (6)* relates may make a submission to the Minister within the period (if any) specified by the Minister under *subsection (7)* regarding the proposal specifying the reasons why the order should not be made.

(9) The Minister shall consider any submission made to him or her under *subsection (8)* before making an order under *subsection (6)*.”.