



SEANAD ÉIREANN

**AN BILLE UM AN MBIÚRÓ NÁISIÚNTA
GRINNFHIOSRÚCHÁIN (LEANAÍ AGUS DAOINE
SOGHONTA), 2012**

**NATIONAL VETTING BUREAU (CHILDREN AND
VULNERABLE PERSONS) BILL 2012**

**LEASUITHE COISTE
COMMITTEE AMENDMENTS**

SEANAD ÉIREANN

AN BILLE UM AN MBIÚRÓ NÁISIÚNTA GRINNFHIOSRÚCHÁIN (LEANAÍ AGUS DAOINE SOGHONTA), 2012 —AN COISTE

NATIONAL VETTING BUREAU (CHILDREN AND VULNERABLE PERSONS) BILL 2012 —COMMITTEE STAGE

Leasuithe Amendments

[*Government amendments are denoted by an asterisk.]

SECTION 2

1. In page 8, paragraph (a), between lines 4 and 5, to insert the following:

“(v) in their individual capacity, engages in the provision of child-minding services for reward for any period of time, to include persons who engage in the provision of a nanny and/or au pair service or similar such service whether in their own home or in the home of their employer.”.

—*Senators Averil Power, Denis O'Donovan.*

2. In page 8, line 5, after “include” to insert “baby-sitting and or”.

—*Senators Averil Power, Denis O'Donovan.*

SECTION 7

3. In page 11, subsection (2)(b), line 9, after “concerned”)” to insert the following:

“. Any such request for information, shall be—

(i) accompanied by an explanation of the specific information being sought,

(ii) directly relevant to the employment or activity being applied for and any subsequent enquiries shall be proportionate and precise”.

—*Senators Trevor Ó Clochartaigh, David Cullinane, Kathryn Reilly.*

4. In page 11, subsection (2), between lines 26 and 27, to insert the following:

“(h) the periodic review of data so that it is not stored for an excessive length of time in light of the purpose for which it was gathered according to regulations set out by the Minister.”.

—*Senators Trevor Ó Clochartaigh, David Cullinane, Kathryn Reilly.*

SECTION 12

5. In page 15, before section 12, but in Part 3, to insert the following new section:

[SECTION 12]

“12.—Convictions deemed spent by a procedure prescribed by law shall not be disclosed by the National Vetting Bureau (Children and Vulnerable Persons) Database System.”

—*Senators Trevor Ó Clochartaigh, David Cullinane, Kathryn Reilly.*

SECTION 19

6. In page 23, between lines 22 and 23, to insert the following subsection:

“(10) The Minister shall make detailed regulations in relation to the practice and procedure to be adopted by each scheduled organisation in relation to the conduct of investigators, and of inquiries, which may lead to a notification being made to the bureau under *section 19*.”

—*Senators Trevor Ó Clochartaigh, David Cullinane, Kathryn Reilly.*

SECTION 22

*7. In page 24, between lines 40 and 41, to insert the following subsection:

“(2) The Chief Bureau Officer shall periodically report directly to the Garda Commissioner in relation to the performance and management of the functions of the Bureau.”

SCHEDULE 1

8. In page 29, line 8, after “1991” to insert the following:

“but including, where they are engaged for monetary consideration, those activities set out in paragraphs (b) and (c) of section 58 of the Act”

—*Senators Jillian van Turnhout, Fiach Mac Conghail, Katherine Zappone.*

*9. In page 29, line 20, to delete “2001.” and substitute the following:

“2001,

(g) a reception or accommodation centre which provides residential accommodation services to applicants for asylum under contract to the Department of Justice and Equality.”

10. In page 29, lines 28 and 29, after “children” to insert the following:

“to include work carried out by persons who engage in the provision of child-minding services for reward for any period of time as well as work carried out by a nanny and/or au pair service or similar such service whether in their own home or the home of their employer”

—*Senators Averil Power, Denis O'Donovan.*

11. In page 31, between lines 13 and 14, to insert the following:

“(e) a direct provision accommodation centre.”

—*Senators Trevor Ó Clochartaigh, David Cullinane, Kathryn Reilly.*

12. In page 31, between lines 35 and 36, to insert the following:

[*SCHEDULE 1*]

“6. Any work or activity which is carried on by a person in relation to persons, and in particular children and other categories of vulnerable persons within the meaning of this part, who are currently accommodated in a direct provision accommodation centre.”

—*Senators Trevor Ó Clochartaigh, David Cullinane, Kathryn Reilly.*