



SEANAD ÉIREANN

**AN BILLE FORAOISEACHTA, 2013
FORESTRY BILL 2013**

**LEASUITHE COISTE
COMMITTEE AMENDMENTS**

SEANAD ÉIREANN

AN BILLE FORAOISEACHTA, 2013 —AN COISTE

FORESTRY BILL 2013 —COMMITTEE STAGE

Leasuithe Amendments

**Government amendments are denoted by an asterisk*

SECTION 2

1. In page 6, line 19, to delete “0.1 hectare” and substitute “0.5 hectares and five metres in height”.

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

2. In page 7, between lines 26 and 27, to insert the following:

“ “woodland” means land under trees under 0.1 hectare with a tree crown cover of more than 20 per cent of the total area, or the potential to achieve this cover at maturity.”.

—Senator Sean D. Barrett.

SECTION 5

3. In page 8, line 6, after “afforestation” to insert “and timber production”.

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

4. In page 8, line 32, after “forests” to insert “and woodlands”.

—Senator Sean D. Barrett.

5. In page 9, between lines 1 and 2, to insert the following:

“(3) The Minister has a duty to provide information to ensure the public and other authorities are regularly informed on the role and condition of forests as well as on all forestry activities.

(4) The Minister has a duty to ensure that all Irish citizens and environmental NGOs are entitled to participate in forestry planning and management at local and national level, ranging from public enquiries to environmental assessments and monitoring.”.

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

SECTION 6

6. In page 9, to delete lines 18 and 19 and substitute the following:

“(e) purchase land that is for sale, land swap, or lease for afforestation or any other forestry related activity,”.

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

[SECTION 6]

7. In page 9, between lines 26 and 27, to insert the following:

“(k) undertake the protection of woodlands on areas less than 0.1 hectares.”.

—*Senator Sean D. Barrett.*

SECTION 7

8. In page 10, between lines 10 and 11, to insert the following:

“(3) A Minister who subsequently introduces conditions leading to the implementation of subsection (2)(b) shall compensate the forest owners if she or he incurs an economic loss.”.

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

9. In page 10, to delete line 24.

—*Senator Sean D. Barrett.*

SECTION 8

10. In page 11, line 1, after “Minister” to insert “in consultation with the appropriate Oireachtas committee”.

—*Senator Sean D. Barrett.*

SECTION 9

Section opposed.

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

SECTION 10

11. In page 11, line 34, to delete “may” and substitute “should”.

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

12. In page 12, line 5, after “may,” to insert “having stated his reasons for doing so,”.

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

SECTION 11

13. In page 12, between lines 28 and 29, to insert the following:

“(iv) an assessment of the visual impact of woodlands;

(v) an assessment of the noise abatement impact of woodlands;”.

—*Senator Sean D. Barrett.*

SECTION 12

14. In page 13, line 7, to delete “6 months” and substitute “1 month”.

—*Senator Sean D. Barrett.*

[SECTION 13]

SECTION 13

15. In page 13, between lines 30 to 31, to insert the following:

“(2) The collection of information for statistical purposes be undertaken by the Forestry Service in a voluntary capacity as per other agricultural commodities.”.

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

SECTION 15

16. In page 15, between lines 11 and 12, to insert the following:

“(b) deer;”.

—*Senator Sean D. Barrett.*

SECTION 17

17. In page 16, between lines 10 and 11, to insert the following:

“(3) A licence approval will issue in default of decision by the Minister 12 weeks from receipt of the application. This approval, however, will be waived if there is requirement for an Environmental Impact Statement or Appropriate Assessment.”.

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

18. In page 16, between lines 10 and 11, to insert the following:

“(3) The Minister would be obliged to pay to the forest owner, compensation based on the value of trees at date of claim, if a licence was refused.”.

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

19. In page 16, line 18, after “conditions” to insert “that are in accordance with good forest practices”.

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

20. In page 16, line 24, after “numbers” to insert “and of such maturity”.

—*Senator Sean D. Barrett.*

21. In page 16, line 26, after “time” to insert “not exceeding one year”.

—*Senator Sean D. Barrett.*

22. In page 17, line 3, after “appropriate,” to insert “including the National Heritage Council and persons residing nearby;”.

—*Senator Sean D. Barrett.*

SECTION 19

23. In page 18, to delete lines 17 to 19.

—*Senator Sean D. Barrett.*

24. In page 18, to delete line 27.

—*Senator Sean D. Barrett.*

[SECTION 19]

25. In page 19, to delete lines 1 to 3.

—*Senator Sean D. Barrett.*

26. In page 19, line 6, after “grounds” to insert “and corroborated by the local authority and the National Heritage Authority”.

—*Senator Sean D. Barrett.*

27. In page 19, to delete line 8.

—*Senator Sean D. Barrett.*

28. In page 19, line 21, after “ground” to insert “or is not a hedgerow of historical, ecological and/or landscape”.

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

SECTION 21

29. In page 21, line 11, to delete “or modified”.

—*Senator Sean D. Barrett.*

30. In page 21, lines 13 and 14, to delete “, or modified”.

—*Senator Sean D. Barrett.*

SECTION 22

Section opposed.

—*Senator Sean D. Barrett.*

SECTION 23

31. In page 23, line 8, after “officers” to insert “competent in the area of forestry regulation”.

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

SECTION 26

32. In page 27, line 9, to delete “may” and substitute “shall in respect of paragraph (a), and may in respect of paragraphs (b) and (c)”.

—*Senator Sean D. Barrett.*

33. In page 27, to delete lines 37 and 38, and in page 28, to delete line 1 and substitute the following:

“(9) A replanting order must be implemented within one year of the felling of the precious trees.”.

—*Senator Sean D. Barrett.*

SECTION 27

34. In page 28, line 11, to delete “A person” and substitute “A person under whose direction the activities are being conducted”.

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

[SECTION 30]

SECTION 30

- 35.** In page 31, line 31, after “matters” to insert “including the development of third and fourth level education in forestry”.

—Senator Sean D. Barrett.

- 36.** In page 32, between lines 13 and 14, to insert the following:

“(6) The Minister shall report to the Oireachtas on the elimination of destructive diseases causing ash dieback and the destruction of forests by the invasive species rhododendron.”.

—Senator Sean D. Barrett.

SECTION 31

- 37.** In page 33, between lines 25 and 26, to insert the following:

“**31.** Provision shall be made for a review of the Forestry Act 1988 to redefine Coillte objectives and operations.”.

—Senators David Cullinane, Kathryn Reilly, Trevor Ó Clochartaigh

SECTION 32

Section opposed.

—*Senator Sean D. Barrett.*

TITLE

- 38.** In page 5, line 7, to delete “forests” and substitute “woodlands”.

—*Senator Sean D. Barrett.*