



**SEANAD ÉIREANN**

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**AN BILLE UM ATHCHÓIRIÚ RIALTAIS ÁITIÚIL, 2013  
LOCAL GOVERNMENT REFORM BILL 2013**

*ATHRAITHE Ó  
CHANGED FROM*

*AN BILLE RIALTAIS ÁITIÚIL, 2013  
LOCAL GOVERNMENT BILL 2013*

**LEASUITHE ARNA nDÉANAMH i gCOISTE  
AMENDMENTS MADE IN COMMITTEE**

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# SEANAD ÉIREANN

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## AN BILLE UM ATHCHÓIRIÚ RIALTAIS ÁITIÚIL, 2013 —AN COISTE

### LOCAL GOVERNMENT REFORM BILL 2013 —COMMITTEE STAGE

*athraithe ó  
changed from*

**AN BILLE RIALTAIS ÁITIÚIL, 2013  
LOCAL GOVERNMENT BILL 2013**

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*Leasuithe arna ndéanamh i gCoiste  
Amendments made in Committee*

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*[Note: The page and line references in this list of amendments  
are to the text of the Bill as passed by Dáil Éireann.]*

#### SECTION 1

- \*1. In page 11, line 31, all words from and including “and” deleted and in page 12, line 1, all words down to and including “2013.” deleted and the following substituted “and may be cited together as the Local Government Acts 1925 to 2013.”.
- \*2. In page 12, lines 7 and 8, all words from and including “and” in line 7 down to and including “2013.” in line 8 deleted and the following substituted “and may be cited together as the Housing Acts 1966 to 2013.”.
- \*3. In page 12, lines 16 and 17, all words from and including “and” in line 16 down to and including “2013.” in line 17 deleted and the following substituted “and may be cited together as the Electoral Acts 1992 to 2013.”.
- \*4. In page 12, lines 23 and 24, all words from and including “and” where it secondly occurs in line 23 down to and including “2013.” in line 24 deleted and the following substituted “and may be cited together as the Planning and Development Acts 2000 to 2013.”.
- \*5. In page 12, lines 42 and 43, all words from and including “shall” in line 42 down to and including “2013.” in line 43 deleted and the following substituted “may be cited together as the Health Acts 1947 to 2013”.
- \*6. In page 13, line 29, “*section 28* and” deleted and the following substituted:

*“section 28, section 51 (in so far as it relates to the insertion of section 149A into the Principal Act) and”.*
- \*7. In page 13, line 31, “fixed” deleted and the following substituted “appointed”.

[SECTION 21]

SECTION 21

- \*8. In page 33, line 5, after “may,” “following consultation with the municipal district members concerned,” inserted.

SECTION 24

- \*9. In page 36, lines 8 to 12 deleted and the following inserted:

“24. (1) The Minister shall by order specify a date (in this Part referred to as the “transfer date”) to be the transfer date for the purposes of this Part.”.

SECTION 28

- \*10. In page 39, between lines 29 and 30, the following inserted:

“(3) For the purposes of the local elections held in 2014, the definition of “ordinary day of retirement” in section 17(1) of the Principal Act shall be read—

(a) in the case of every local authority (including a local authority that is being dissolved under *section 17*)—

(i) as if the reference in that definition to the seventh day after the polling day at the election of the incoming members of the local authority were a reference to the 2014 establishment day, and

(ii) as if the reference to the seventh day after the date provided for the purposes of paragraph (b) of that definition were a reference to the 2014 establishment day or the seventh day after the day on which the poll is completed or the fresh poll held, whichever is the later,

and

(b) in the case of a local authority that is being dissolved under *section 24*, as if that definition referred to the transfer date and to no other day referred to in that definition.”.

SECTION 29

- \*11. In page 41, between lines 10 and 11, the following inserted :

“(8) Notwithstanding *subsection (7)*, where—

(a) in respect of a specified area the base year adjustment calculated in accordance with *subsection (3)* would result in a levy with a value greater than 20,

(b) the local authority concerned, following the adoption by it of a resolution for the purpose of this subsection—

(i) applies in writing to the Minister to make an order that the adjustment period applicable to such specified area may be greater than 10 years, and

(ii) such resolution and application states the length of the extension being sought (which extension so stated shall be in respect of a period not greater than 10 years),

and

(c) following consideration of the application under *paragraph (b)*, the Minister

[SECTION 29]

determines that an extension should be granted,

then, the Minister may by order grant an extension, which extension may, if the Minister considers it appropriate in the circumstances but subject to it not being greater than 10 years, be different from that sought in the application referred to in *paragraph (b)* and, accordingly, in its application to that specified area, the reference to 10 years in *subsection (7)(a)* shall be read as if it were a reference to the sum of those 10 years and the extension provided for by that order.”.

\*12. In page 41, between lines 15 and 16, the following inserted :

“(9) Notwithstanding *subsection (8)#*, it shall be lawful for the rating authority to determine an increase in the annual rate on valuation where—

- (a) the adjustment period of a specified area in the administrative area of the rating authority has been the subject of an order under *subsection (8)#*, and
- (b) the adjustment period applicable to all specified areas in the administrative area of the rating authority, other than any specified area that is the subject of an order under *subsection (8)#*, have ceased in accordance with *subsection (7)*.”.

[#This is a reference to the subsection inserted by amendment 11.]

SECTION 31

\*13. In page 41, between lines 32 and 33, the following inserted:

**“Amendment of certain provisions relating to rates on vacant premises**

**31.** (1) Section 71 of the Local Government (Dublin) Act 1930 is amended—

(a) by inserting the following after subsection (1):

“(1A) A local authority may—

- (a) specify a local electoral area or local electoral areas within its administrative area where owners of vacant premises shall be entitled to claim and receive a refund of differing proportion of the municipal rate to that referred to in subsection (1), and
- (b) determine the proportion of the refund to apply in respect of each specified local electoral area or local electoral areas in accordance with paragraph (a).

(1B) The specifying of a local electoral area or local electoral areas and the determination of the proportion of the refund shall be a reserved function.”,

and

(b) by inserting the following after subsection (3):

“(4) The Minister may make regulations specifying the financial considerations and administrative and other procedures to apply in relation to the performance by Dublin City Council of functions to which subsections (1A) and (1B) relate.”.

[SECTION 31]

(2) Section 20 of the Cork City Management Act 1941 is amended—

(a) by inserting the following after subsection (1):

“(1A) A local authority may—

(a) specify a local electoral area or local electoral areas within its administrative area where owners of vacant premises shall be entitled to claim and receive a refund of differing proportion of the municipal rate to that referred to in subsection (1), and

(b) determine the proportion of the refund to apply in respect of each specified local electoral area or local electoral areas in accordance with paragraph (a).

(1B) The specifying of a local electoral area or local electoral areas and the determination of the proportion of the refund shall be a reserved function.”,

and

(b) by inserting the following after subsection (3):

“(4) The Minister may make regulations specifying the financial considerations and administrative and other procedures to apply in relation to the performance by Cork City Council of functions to which subsections (1A) and (1B) relate.”.

(3) Section 14 of the Local Government Act 1946 is amended—

(a) in subsection (1) by deleting “which is situated in a county but not in an urban area and”,

(b) by inserting the following after subsection (1):

“(1A) For the purposes of subsection (1) reference to county rate shall include a rate adopted by a city and county council.

(1B) A local authority may—

(a) specify a local electoral area or local electoral areas within its administrative area where owners of vacant premises shall be entitled to claim and receive a refund of differing proportion of the county rate to that referred to in subsection (1), and

(b) determine the proportion of the refund to apply in respect of each specified local electoral area or local electoral areas in accordance with paragraph (a).

(1C) The specifying of a local electoral area or local electoral areas and the determination of the proportion of the refund shall be a reserved function.”,

and

(c) by inserting the following after subsection (3):

[SECTION 31]

“(4) The Minister may make regulations specifying the financial considerations and administrative and other procedures to apply in relation to the performance by a local authority of functions to which subsections (1B) and (1C) relate.”.

[Acceptance of this amendment involved the deletion of section 31]

SECTION 32

\*14. In page 42, between lines 3 and 4, the following inserted:

**“Duty to inform rating authority of transfer of relevant property**

32. (1) In this section—

“occupier”, in relation to property (whether corporeal or incorporeal), means every person in the immediate use or enjoyment of the property;

“owner”, in relation to a relevant property, means a person (other than a mortgagee not in possession) who, whether in that person’s own right or as trustee or agent for any other person, is entitled to receive the rent of the property or, where the property is not let, would be so entitled if it were so let;

“relevant property” shall be read in accordance with Schedule 3 of the Valuation Act 2001.

- (2) Where relevant property, or an interest in relevant property, is transferred from one person to another person in circumstances that render that other person liable for rates on the property so transferred, then—
- (a) it shall be the duty of the owner of the property (being the owner of the property prior to transfer) or such other person as the owner has authorised in writing to act on his or her behalf to notify, in writing, the rating authority in whose functional area the property is situated of the transfer not later than 2 weeks after the date of the transfer, and
  - (b) it shall be the duty of the person transferring the property being either the occupier or the owner, to discharge all rates for which he or she is liable for at the date of the transfer of the property or of an interest in it.
- (3) Any rates due by an owner of relevant property and not discharged in accordance with *subsection (2)(b)* shall remain a charge on the relevant property, but that property shall not, as against a purchaser in good faith for full consideration in money or money’s worth or a mortgagee, remain charged with or liable to the payment of such unpaid rates after the expiration of 12 years from the date upon which the amount concerned fell due.
- (4) The owner of relevant property shall be liable for a charge equivalent to no more than 2 years of the outstanding rates due from the previous occupier or occupiers where—
- (a) the owner has not notified the rating authority in writing of a transfer of relevant property or an interest in relevant property in accordance with *subsection (2)(a)*, and

[SECTION 32]

- (b) the requirements of *subsection (2)(b)* have not been met.
- (5) Any charge due by an owner of relevant property and not discharged in accordance with *subsection (4)* shall remain a charge on the relevant property, but that property shall not, as against a purchaser in good faith for full consideration in money or money's worth or a mortgagee, remain charged with or liable to the payment of such unpaid rates after the expiration of 12 years from the date upon which the amount concerned fell due.
- (6) Any charge levied under *subsection (3)* or *(5)* does not affect—
  - (a) the liability of any previous occupier for outstanding rates in respect of which he or she is primarily liable, or
  - (b) the functions of the rating authority concerned under any other enactment to collect any outstanding rates from the occupier or occupiers primarily liable.”.

SECTION 34

- \*15. In page 43, line 17, “, 13, 14(3) and 15” deleted and the following substituted “and 13, subparagraphs (3) and (4) of paragraph 14 and paragraph 15”.

SECTION 35

- \*16. In page 45, line 24 deleted and the following substituted:

“ ‘Plan’ means the local economic and community plan to which section 66B relates;”.

- \*17. In page 45, line 34, after “section 128,” “youth organisations,” inserted.

- \*18. In page 45, lines 38 to 41, and in page 46, lines 1 to 10 deleted and the following substituted:

“(a) to prepare and adopt the community elements of every 6 year local economic and community plan concerned in accordance with section 66C and any regulations made, or general policy guidelines issued, by the Minister for the purposes of that section,

(b) to implement, or to arrange for the implementation of, the community elements of the Plan (as the case may be) as made by the local authority in accordance with section 66C(4),”.

- \*19. In page 46, line 11, after “of” where it firstly occurs, “the community elements of” inserted.

- \*20. In page 46, line 12, “5 calendar years” deleted and “6 calendar years” substituted.

- \*21. In page 46, lines 15 to 17 deleted and the following substituted:

“(i) to amend the community elements of the Plan, or

(ii) to prepare and adopt new community elements of the Plan to be made by the local authority under section 66C,”.



[SECTION 35]

- \*22. In page 46, line 22, before “the”, “the community elements of” inserted.
- \*23. In page 47, all words from and including “to” in line 4 down to and including “and” in line 5 deleted and the following substituted:
  - “improve the efficiency with which publicly-funded local and community development resources are used.”.
- \*24. In page 47, between lines 5 and 6, the following inserted:
  - “(h) to consider and adopt a statement in respect of the economic elements of a draft of the Plan prepared by the local authority in accordance with section 66C, and”.
- \*25. In page 47, line 6, “(h) not later” deleted and “(i) not later” substituted.
- \*26. In page 48, lines 27 to 43 deleted, and in page 49, lines 1 to 15 deleted.
- \*27. In page 49, line 17, “128D. (1) Subject to” deleted and “128C. (1) Subject to” substituted.
- \*28. In page 49, line 41, “section 128F” deleted and “section 128E” substituted.
- \*29. In page 49, line 42, “shall seek” deleted and “shall, in consultation with the Corporate Policy Group, seek” substituted.
- \*30. In page 50, line 21, “128E. (1) The chief” deleted and “128D. (1) The chief” substituted.
- \*31. In page 50, line 37, “128F. (1) The Minister” deleted and “128E. (1) The Minister” substituted.
- \*32. In page 51, lines 12 to 30 deleted and the following substituted:
  - “(c) procedures to apply to ensure fairness and equity in the decisions of a Committee,
  - (d) the involvement of public authorities and other bodies and interests in the work of a Committee,
  - (e) the carrying out, management and control of the administration and business of a Committee and any administrative, secretarial and other support of a Committee, including the delegation of functions by the chief executive for the purposes of such support, and
  - (f) meetings and proceedings of the Committee, including arrangements relating to scheduling and notification of meetings and meeting agendas.”.

[SECTION 35]

- \*33. In page 52, line 4, “section 128D(2)(g)” deleted and “section 128C(2)(g)” substituted.
- \*34. In page 52, lines 10 and 11 deleted.
- \*35. In page 52, line 12, “(h) procedures” deleted and “(g) procedures” substituted.
- \*36. In page 52, line 14, “(i) matters” deleted and “(h) matters” substituted.
- \*37. In page 52, line 15, “(j) consultation” deleted and “(i) consultation” substituted.
- \*38. In page 52, line 18, “(k) co-ordination” deleted and “(j) co-ordination” substituted.
- \*39. In page 52, line 21, “(l) implementation” deleted and “(k) implementation” substituted.
- \*40. In page 52, line 24, “and” deleted.
- \*41. In page 52, line 25, “(m) matters” deleted and “(l) matters” substituted.
- \*42. In page 52, line 26, “section 128G.” deleted and the following substituted:
  - “section 128F, and
  - (m) any other matter of a general policy nature that the Minister considers appropriate for inclusion in the guidelines.”.
- \*43. In page 52, line 28, “128G. (1) In this section” deleted and “128F. (1) In this section” substituted.
- \*44. In page 52, line 33, “section 126C(4)” deleted and “section 126L(3)” substituted.
- \*45. In page 53, line 13, “the Plan” deleted and “community elements of the Plan, and the Plan generally,” substituted.
- \*46. In page 53, line 14, “the Plan” deleted and “community elements of the Plan” substituted.
- \*47. In page 53, line 21, “the Plan” deleted and “community elements of the Plan, and the Plan generally,” substituted.
- \*48. In page 53, line 29, “the Plan” substituted and “community elements of the Plan, and the Plan generally,” substituted.
- \*49. In page 54, line 2, “section 128G(2)” deleted and “section 128F(2)” substituted.

SECTION 40

- \*50. In page 58, between lines 1 and 2, the following inserted:

“(b) by substituting the following for subparagraph (i) of subsection (3)(b):

“(i) the representation of each local community development committee established in accordance with section 49A and of sectoral interests.”.

- \*51. In page 59, line 5, after “regard to the”, “regional” inserted.

SECTION 42

- \*52. In page 60, line 1, “section 67” deleted and “section 66B or 67” substituted.

SECTION 43

\*53. In page 60, between lines 2 and 3, the following inserted:

**“Local economic and community plan**

43. The Principal Act is amended by inserting the following sections after section 66:

**“Interpretation (sections 66A to 66H)**

66A. In the relevant sections—

‘Committee’ means a local community development committee established pursuant to section 49A;

‘Plan’ has the meaning assigned in section 66B;

‘relevant sections’ means sections 66A to 66H.

**Local economic and community plan**

66B. (1) Each local authority shall make, in accordance with section 66C and any regulations made, or general policy guidelines issued, by the Minister for the purposes of that section, and the principles of sustainable development, a 6 year local economic and community plan (in this section referred to as the ‘Plan’), which shall be referred to as the ‘Local Economic and Community Plan’, prefixed by the name of the local authority concerned, and the Plan shall be for—

- (a) the promotion of economic development in its functional area, and
- (b) the promotion of local and community development in its functional area.

(2) For the purposes of subsection (1), promotion of economic development includes but is not limited to—

- (a) creating and sustaining jobs,
- (b) promoting the interests of the community, including—
  - (i) enterprise and economic development across economic sectors,
  - (ii) foreign direct investment,
  - (iii) indigenous industry,
  - (iv) micro-enterprises and small and medium sized enterprises,
  - (v) tourism, and
  - (vi) agriculture, forestry and the marine sectors, and other natural resource sectors,
- (c) identifying local attributes that are essential—
  - (i) to enhancing local economic performance, such as the quality of the environment and the qualities of cities, towns and rural areas, including—

- (I) accessibility, physical character, and infrastructure,
  - (II) employment opportunities and quality of life,  
and the means by which these may be utilised to enhance competitiveness, and be supported by investment decisions relating to economic infrastructure (including transportation, water services, energy, communications and waste management), together with social and cultural facilities, and
    - (ii) to promoting local economic activities,
  - (d) supporting enhancement of local innovation capacity, including investment in research and development capacity, technology transfer, up-skilling and re-skilling,
  - (e) identifying, for existing and prospective businesses, opportunities to engage with local government on relevant matters in setting up and managing their businesses and to ensure speedy and coordinated access and response,
  - (f) identifying local strengths and opportunities, weaknesses and deficiencies relevant to economic performance and—
    - (i) in relation to such strengths and opportunities having regard to economic and employment trends, the means of maintaining and augmenting them, and
    - (ii) in relation to such weaknesses and deficiencies, the means of addressing or rectifying them,
  - and
  - (g) identifying economic potential and the requirements to realise it.
- (3) For the purposes of subsection (1), promotion of local and community development includes, but is not limited to—
- (a) promoting and supporting the interests of local communities, or any part of a community or group within a local community, including measures to enhance quality of life and well-being of communities and measures aimed at—
    - (i) tackling poverty, disadvantage and social exclusion through support for basic services and other initiatives,
    - (ii) supporting training and up-skilling, creating and sustaining employment and self-employment opportunities, and investing in local development through community-focused supports and services, and
    - (iii) the provision of infrastructure and community facilities and investment in physical regeneration and environmental improvements,

[SECTION 43]

- (b) supporting the capacity of local communities to improve their quality of life,
  - (c) supporting social enterprise, social capital, volunteering and active citizenship,
  - (d) developing integrated and evidenced-based approaches to local service planning and delivery,
  - (e) identifying the needs and priorities of local communities to enhance their well-being, and developing sustainable solutions that make the best use of local assets, strengths and opportunities to address those needs and priorities,
  - (f) exploiting and co-ordinating funding sources from the public, private and community and voluntary sectors to stimulate and support local development and sustainability, and
  - (g) promoting, supporting and facilitating community involvement in policy development and decision-making processes related to the planning, development and delivery of services.
- (4) Every Plan made pursuant to subsection (1) shall be consistent with—
- (a) the core strategy and the objectives of the development plan (being the development plan for the purposes of Chapter I of Part II of the Act of 2000) of the local authority concerned, and
  - (b) any regional spatial and economic strategy or, as appropriate, regional planning guidelines (being a strategy or guidelines for the purposes of Chapter III of Part II of the Act of 2000),
- that apply to the area of the Plan, and shall consist of a written statement which may include objectives for the sustainable development of the area of the Plan.
- (5) (a) Without prejudice to subsections (2) and (3), the Plan to which subsection (1) relates shall include and integrate—
- (i) economic elements in respect of local economic development, and
  - (ii) community elements in respect of local and community development.
- (b) Each local authority shall, without prejudice to and, in accordance with section 66C and any regulations made or policy guidelines issued by the Minister for that purpose, draft the economic elements of the Plan.
  - (c) Each Committee shall, without prejudice to and, in accordance with sections 66C and 128B and any regulations made or policy guidelines issued by the Minister for that purpose, draft, adopt and obtain approval for the community elements of the Plan.

**Preparation and making of local economic and community plans**

- 66C. (1) A local authority and a Committee shall, in preparing the economic and community elements of a Plan, have regard to—
- (a) the need to integrate sustainable development considerations into the Plan,
  - (b) the resources, wherever originating from, that are available or likely to become available to it for the purpose of the Plan and the need to secure the most beneficial, effective and efficient use of such resources,
  - (c) the need for co-operation with, and the co-ordination of its activities with those of other local authorities, public authorities and publicly funded bodies, the performance of some of whose functions affect or may affect the local authority and the Committee,
  - (d) the need for consistency with the policies and objectives of the Government or any Minister of the Government or other public authority in so far as they may affect or relate to the promotion of economic and community development as provided for in sections 66B(2) and 66B(3), and
  - (e) the need to integrate the economic and community elements, developed in accordance with the provisions of subsections (2) and (3), into the Plan.
- (2) (a) Each local authority in developing the economic elements of the Plan shall, in accordance with regulations made by the Minister under section 66H—
- (i) consult with members of the public (in this subsection referred to as a ‘public consultation process’) by publishing a public notice (which notice may be given by means of the internet or otherwise) inviting them to make observations or other submissions in writing to the local authority in relation to its proposed development of those elements of the Plan and, in relation to the observations and other submissions so made—
    - (I) prepare and publish a report on them, and
    - (II) have regard to them when preparing the economic elements of the Plan,
  - (ii) consult with those public authorities and publicly funded bodies exercising functions that, in the local authority’s opinion, have a contribution to make or are making to economic development within the functional area of that local authority, and
  - (iii) consult with any person or body prescribed by regulations made by the Minister under section 66H.

[SECTION 43]

- (b) Following consultations in accordance with paragraph (a), the local authority concerned shall submit a draft of the economic elements of the Plan for consideration—
  - (i) in respect of each municipal district concerned, by the municipal district members, and
  - (ii) by the regional assembly for the region within which the local authority is located pursuant to section 43 of the Local Government Act 1991,and each shall adopt a statement on the draft for consideration by the elected council of that local authority and by the Committee.
- (c) The consideration of the economic elements of a draft of the Plan by the regional assembly, the municipal district members, in accordance with paragraph (b), and the Committee, in accordance with section 128B(1)(h), shall relate to its consistency with—
  - (i) the core strategy and the objectives of the development plan (being the development plan for the purposes of Chapter I of Part II of the Act of 2000) of the local authority concerned,
  - (ii) any regional spatial and economic strategy or, as appropriate, regional planning guidelines (being a strategy or guidelines for the purposes of Chapter III of Part II of the Act of 2000), that may apply, and
  - (iii) the community elements of a draft of the Plan submitted by the Committee in accordance with subsection (3)(b).
- (d) The adoption by the municipal district members of a statement under paragraph (b) is a reserved function.
- (3) (a) The Committee, in developing the community elements of the Plan shall, in accordance with regulations made by the Minister under section 66H—
  - (i) consult with members of the public (in this subsection referred to as a ‘public consultation process’) by publishing a public notice (which notice may be given by means of the internet or otherwise) inviting them to make observations or other submissions in writing to the local authority in relation to its proposed development of those elements of the Plan and, in relation to the observations and other submissions so made—
    - (I) prepare and publish a report on them, and
    - (II) have regard to them when preparing the community elements of the Plan,
  - (ii) consult with those public authorities and publicly funded bodies exercising functions that, in the local Committee’s opinion, have

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a contribution to make or are making to community development to or within, the area of the Committee, and

(iii) consult with any person or body prescribed by regulations made by the Minister under section 66H.

(b) Following consultations in accordance with paragraph (a), the Committee concerned shall submit a draft of the community elements of the Plan for consideration—

(i) in respect of each municipal district concerned, by the municipal district members, and

(ii) by the regional assembly for the region within which the local authority, to which the Committee relates, is located pursuant to section 43 of the Local Government Act 1991,

and each shall adopt a statement on the draft for consideration by the elected council of that local authority.

(c) The consideration of the community elements of a draft of the Plan by the regional assembly, the municipal district members, in accordance with paragraph (b), and the local authority concerned, in accordance with subsection (4)(a), shall relate to its consistency with—

(i) the core strategy and the objectives of the development plan (being the development plan for the purposes of Chapter I of Part II of the Act of 2000) of the local authority concerned,

(ii) any regional spatial and economic strategy or, as appropriate, regional planning guidelines (being a strategy or guidelines for the purposes of Chapter III of Part II of the Act of 2000), that may apply, and

(iii) the economic elements of a draft of the Plan prepared in accordance with subsection (2)(b).

(d) The adoption by the municipal district members of a statement under paragraph (b) is a reserved function.

(4) (a) Following the adoption of statements provided for in subsections (2)(b) and (3)(b) and any statement adopted by the Committee, the Plan (including any Plan amended consequent to subparagraph (i), or new Plan made consequent to subparagraph (ii) of section 66F (b)) shall integrate the economic and community elements and that Plan shall be made by the elected council of the local authority, with or without amendment, and any amendment by it shall relate only to the consistency of the Plan with—

(i) the core strategy and the objectives of the development plan (being the development plan for the purposes of Chapter I of Part II of the Act of 2000) of the local authority concerned that



apply to the area of the Plan, and

- (ii) any regional spatial and economic strategy or, as appropriate, regional planning guidelines (being a strategy or guidelines for the purposes of Chapter III of Part II of the Act of 2000) that apply to the area of the Plan.
- (b) The making of the Plan under paragraph (a) by the elected council of the local authority is a reserved function.

**Publication of local economic and community plans**

66D. As soon as may be after the making of a Plan under section 66C, a copy of it—

- (a) shall be made available at the principal offices of the local authority and on its internet website,
- (b) shall be furnished to the Minister, and
- (c) may be inspected by any member of the public during normal opening hours, and purchased at a price not exceeding the reasonable cost of reproduction.

**Implementation of the economic elements of local economic and community plans**

66E. (1) Without prejudice to the implementation of the community elements of the Plan in accordance with section 128B, each local authority shall—

- (a) implement, or arrange for the implementation of the economic elements of the Plan as made in accordance with section 66C,
- (b) co-ordinate, manage and oversee the implementation of the economic elements of the Plan and any projects or programmes prepared to support or advance the implementation of the economic elements of the Plan that have been either—
  - (i) approved by resolution from time to time for that purpose by the local authority concerned in respect of all or part of its administrative area, or
  - (ii) agreed for that purpose between the local authority and a public authority,

and ensure that any plans and strategies related to those projects or programmes are implemented in accordance with the economic elements of the Plan,

- (c) seek to ensure effectiveness, consistency, co-ordination and avoidance of duplication between the economic development programmes to which paragraph (b) applies and the functions of the local authority in relation to promoting the interests of local communities or in other related functions under sections 66 and

66B or otherwise, and

- (d) in addition to those projects or programmes to which paragraphs (b) and (c) apply, pursue the co-ordination generally of all economic development programmes within the functional area of the local authority, for the purposes of—
  - (i) supporting or advancing the implementation of the economic elements of the Plan or optimising resources for the benefit of local communities in that area, and
  - (ii) improving the efficiency with which public authorities use their resources.
- (2) For the purposes of subsection (1), each local authority shall prepare, review and update, as appropriate, on an annual basis an implementation strategy.
- (3) The making and amendment of an implementation strategy is a reserved function.

**Monitoring and review of economic elements of local economic and community plans**

66F. Without prejudice to the monitoring and review of the community elements of the Plan in accordance with section 128B, each local authority shall—

- (a) monitor and review on an ongoing basis the implementation of the economic elements of the Plan, including performance against any benchmarks or indicators of performance set out in it and, if the local authority considers appropriate, to revise the actions, plans and strategies set to achieve its objectives,
- (b) undertake a review of the economic elements of the Plan at least once within the period of 6 calendar years after it was made or last amended for the purposes of this paragraph and, if the local authority considers it necessary after any such review—
  - (i) to amend the economic elements of the Plan, or
  - (ii) to make new economic elements of the Plan for approval by the local authority in accordance with the provisions of section 66C,and any such amendment or making shall be in accordance with any regulations made, or general policy guidelines issued, by the Minister for that purpose.

**Annual Report on monitoring and review of local economic and community plans**

66G. Each local authority shall include in its annual report an assessment in relation to the implementation and, where appropriate, review of its Plan in accordance with sections 66E, 66F and 128B during the year immediately preceding the year in which the report is submitted.

**Regulations and general policy guidelines**

- 66H. (1) The Minister may, following consultation with such public authorities as he or she considers appropriate, make regulations for the purposes of the relevant sections and sections 128B to 128E either generally or in relation to a regional assembly or a local authority or a Committee or to a particular class or classes of regional assemblies or local authorities or Committees and each regional assembly, local authority and Committee shall, to the extent that those regulations apply to it, comply with those regulations.
- (2) The Minister may, in particular but without prejudice to the generality of subsection (1), make regulations under that subsection in relation to the Plans including—
- (a) the preparation of a Plan,
  - (b) the co-ordination of the preparation of the economic and community elements of a Plan,
  - (c) the integration of the economic and community elements into a Plan,
  - (d) the timing of the preparation of a Plan,
  - (e) the role of the strategic policy committee established pursuant to section 48(1A),
  - (f) extending or shortening the period of a Plan for the purposes of synchronising the time period for a Plan with other relevant plans and strategies,
  - (g) the format and content of a Plan,
  - (h) the procedures and processes to ensure consistency with the core strategy and objectives of the development plan of a local authority,
  - (i) the procedures and processes to ensure consistency with the regional spatial and economic strategy and any regional planning guidelines referred to in subsections (2)(c), (3)(c) and 4(a)(ii) of section 66C for the purposes of Chapter III of Part II of the Act of 2000),
  - (j) engagement and consultation with the local community in the preparation of a Plan,
  - (k) public consultation when a Plan is being prepared or reviewed, including the procedures and processes for seeking the timely and effective participation by the public concerned,
  - (l) developing performance indicators and arrangements for measuring performance of a Plan,
  - (m) publication of a Plan,

[SECTION 43]

- (n) implementation of a Plan, including the preparation, review and updating of the implementation strategies provided for in section 66E(2) and the arrangements for implementation provided for in section 128B(1), and
  - (o) the review and amendment of a Plan.
- (3) For the purposes of the relevant sections and sections 128B to 128E, the Minister may issue general policy guidelines in relation to—
- (a) principles guiding the preparation of the Plan,
  - (b) matters to be taken into consideration when a public consultation process is being undertaken for the purposes of preparing or reviewing the Plan,
  - (c) matters to be taken into account when a review of the Plan is being undertaken,
  - (d) avoidance of duplication and optimising the use of available resources,
  - (e) implementation arrangements for the Plan, and
  - (f) any other matter of a general policy nature that the Minister considers appropriate for inclusion in the guidelines,

and guidelines issued under this subsection may relate generally to all local authorities or to a particular class or classes of local authorities and shall, in so far as the guidelines relate to them, be complied with by every local authority, municipal district members and each Committee.”.”.

SECTION 44

\*54. In page 60, between lines 17 and 18 the following inserted:

**“Consultation with local community**

44. The Principal Act is amended by substituting the following for section 127:

- “127. (1) A local authority may take such steps as it considers appropriate to consult with and promote effective participation by the local community in local government.
- (2) Without prejudice to the generality of subsection (1) a local authority may—
- (a) undertake such action under section 64 as the authority may consider appropriate,
  - (b) establish strategic policy committees in accordance with Part 7,
  - (c) consult with local sectoral, community or other groups,
  - (d) arrange for the representation on relevant committees of the

authority of persons having knowledge or experience of relevance to the work of the particular committee,

- (e) consult with a recognised association under section 128,
  - (f) make arrangements for attendance and raising of issues by interested persons at meetings of the authority or of any of its committees in accordance with such rules as may be determined by resolution of the authority,
  - (g) arrange for the holding of information meetings and the dissemination of information to the public in relation to any matter connected with its functions.
- (3) Without prejudice to the generality of subsection (1) each local authority shall, in accordance with regulations made under subsection (6) and general guidelines issued under subsection (7), adopt a document to be known as a Framework for Public Participation in Local Government (in this section referred to as the 'Framework') for the purposes of promoting, developing and implementing a coherent and integrated approach to participation in decision-making processes of the local authority by the local community.
- (4) For the purposes of subsection (3), the Framework shall seek to provide for participation by the local community within municipal districts and shall include the following:
- (a) participatory mechanisms to promote, support and facilitate the local community's input into decision making by the local authority, without prejudice to any consultation procedures provided for in any enactment;
  - (b) clear and transparent mechanisms for the selection of members of the local community to participate in such participatory mechanisms including selection processes that seek to balance gender, geography, social inclusion, sectoral, age and other interests and factors;
  - (c) mechanisms to monitor, measure and evaluate participation by members of the local community with local government and to provide information to the local community arising from such monitoring, measurement and evaluation;
  - (d) mechanisms to provide for accountability of such participants to the local community;
  - (e) mechanisms for the provision of information by the local authority to the local community.
- (5) In developing the Framework, a local authority may take such steps as it considers appropriate to consult with the local community, including local sectoral, community or other groups.

[SECTION 44]

- (6) (a) The Minister may make regulations relating to the adoption and establishment of a Framework by each local authority and its implementation, review and revision by the local authority concerned.
- (b) Regulations under this subsection may be made in respect of local authorities generally or in respect of any particular class or classes of local authorities as determined by those regulations.
- (7) (a) The Minister may issue general policy guidelines to local authorities for the purposes of any provision of this section (including any regulations made under subsection (6)) and each local authority shall comply with any such guidelines that relate to it.
- (b) Without prejudice to the generality of subparagraph (a), guidelines under this section may provide for any of the following:
  - (i) assistance to the local community with the preparation of strategies within municipal districts for the well-being of all;
  - (ii) provision of opportunities for networking, communication and the sharing of information with the local community;
  - (iii) mechanisms to support inclusion of socially excluded groups;
  - (iv) developing capacity and supports for public engagement and participation;
  - (v) participatory mechanisms;
  - (vi) consultation procedures and processes;
  - (vii) mechanisms for the provision of information;
  - (viii) accountability mechanisms.
- (8) (a) Where in relation to any function of a local authority under this or under any other enactment the relevant enactment requires the publication of a notice in a newspaper or on the local authority's website and the invitation of submissions or observations in connection with the performance of that function, the local authority may take such additional steps as it may consider appropriate to publicise, facilitate or promote the consultation process including the use of other forms of communications, including local radio stations, and the use of electronic forms of communication.
- (b) A local authority may, in respect of reports, plans or any other material in relation to the performance of its functions, arrange for the making available or display of such materials at suitable locations (which locations may include the internet) additional to those required by this or any other enactment.

[SECTION 44]

- (9) An elected council may, by resolution, require that specified action be taken in accordance with this section for the purpose of consultation with the local community.
- (10) Nothing in this section shall be read as limiting or departing from the role of a local authority as an elected body.
- (11) The procedures and actions provided for under this section to promote and facilitate public engagement under the Framework may supplement but shall not be read as limiting or restricting—
  - (a) any consultation procedures, or
  - (b) any procedures requiring consultation,that are otherwise provided for under any enactment and any actions taken under the Framework, or any failure to take any specified action under the Framework, shall not affect any such consultation procedures or procedures.
- (12) The adoption of the Framework to promote and facilitate participation by the local community under this section is a reserved function.”.”.

SECTION 45

- \*55. In page 62, lines 11 to 29 deleted.
- \*56. In page 62, line 31, “(e) where for” deleted and “(c) where for” substituted.
- \*57. In page 62, lines 32 and 33, “paragraph (a), (b), (c) or (d) relates” deleted and “paragraph (a) or (b) relates” substituted.

SECTION 51

- \*58. In page 72, lines 17 to 38 deleted and the following substituted:
  - “(3) Where, as respects a county council, city council or city and county council, including a county council or city council in a group of authorities, a recommendation is made under section 6 of the Act of 1926 of a person for appointment as the chief executive, such council shall—
    - (a) within 3 months of the date of the recommendation meet and decide to appoint or not appoint as chief executive the person so recommended, and
    - (b) in the event of deciding not to approve the appointment, furnish to the recommended person the reasons for such decision.
  - (4) (a) The Minister may make regulations relating to the procedures to be followed by every local authority (including a county council or city council in a group of authorities)—
    - (i) when considering a recommendation made to it to which subsection (1)(a) relates, and
    - (ii) for the purposes of subsection (3),

[SECTION 51]

and each such local authority shall comply with those regulations.

- (b) Without prejudice to the generality of paragraph (a), regulations under this subsection may provide for arrangements to be put in place and used in respect of the consideration of a recommendation made under section 6 of the Act of 1926, and for that purpose such arrangements may include—
    - (i) provisions for the purpose of a local authority seeking information from the recommended person in respect of his or her proposed appointment, the time periods within which—
      - (I) such information may be so sought, and
      - (II) further information may be so sought,and the manner of the provision of such information to the local authority,
    - (ii) the manner of dealing with information, whether from the recommended person or otherwise, associated with such a recommendation,
    - (iii) the criteria to apply in respect of the consideration of such a recommendation,
    - (iv) the records to be maintained by a local authority in relation to the consideration of such a recommendation,
    - (v) the conducting otherwise than in public of any meeting, or part of a meeting, that considers or otherwise relates to such a recommendation, and
    - (vi) the keeping in a confidential manner of information obtained, whether from the recommended person or otherwise, and records maintained that relate to such a recommendation.
  - (c) In making regulations under paragraph (a), the Minister may have regard to and take account of any code of practice issued by the Commission for Public Service Appointments under section 23 of the Public Service Management (Recruitment and Appointment) Act 2004 in existence at the time of the making of the regulations that would relate (in whole or in part) to the selection process that precedes a recommendation to which subsection (1)(a) applies.
- (5) Where, as respects a county council, city council or city and county council, including a county council or city council in a group of authorities, such council has decided to not appoint as chief executive the person recommended to which subsection (1)(a) relates, then, for the purposes of section 6 (other than subsection (4)) of the Act of 1926, and notwithstanding the said subsection (4) or any other provision of this Act or any other enactment, a further request shall be deemed to have been submitted in respect of the employment of a



[SECTION 51]

chief executive.

- (6) Where a position of chief executive becomes vacant the Minister shall appoint a person to be the chief executive temporarily until a permanent appointment to the position is made but such temporary appointment may be terminated by the Minister at any time.
- (7) Section 5 of the Act of 1926 does not apply to the position of chief executive.”.

\*59. In page 78, line 10 deleted and the following substituted:

“matter.

**Executive functions and shared services**

- 149A. (1) In respect of executive functions of a local authority, where 2 or more local authorities agree, or had agreed before the commencement of this section, that, in the interests of efficiency and effectiveness, a specified executive function should be performed by one of them (in this subsection referred to as the ‘nominated local authority’) on behalf of the other local authority or local authorities (as the case may be), then the nominated local authority may perform, and be deemed always to have had the power to perform, the function on behalf of the other local authority or local authorities (as the case may be).
- (2) Nothing in this section shall be read as affecting section 34(1)(aa) (inserted by the Waste Management (Amendment) Act 2001) of the Waste Management Act 1996.”.

SECTION 53

\*60. In page 78, between lines 31 and 32, the following inserted:

**“Local authority associations**

53. Section 225 of the Principal Act is amended—

- (a) in subsection (3) by substituting the following for paragraphs (c) and (d):
  - “(c) the provision of policy support and other assistance to its constituent authorities as regards any matter relating to or that may relate to local government,
  - (d) the assessment of public policy as regards any matter relating to or that may relate to local government, and
  - (e) the provision of advice and the making of submissions to the Minister or other public authorities as regards such matters.”,

and

- (b) by inserting the following after subsection (3):
  - “(3A) (a) Where an association of local authorities or, in the event that there is a single association, such association requests a meeting with the

[SECTION 53]

Minister in relation to activities under subsection (3), the Minister shall meet a delegation from the association, or hold a meeting to which paragraph (b) applies, at least once in every year.

- (b) Where there is more than one association of local authorities in being at the time of a request or requests for a meeting with the Minister under this subsection is or are received, the Minister may require the meeting for the purposes of paragraph (a) to be a meeting with a joint delegation from those associations.”.”.

*[Acceptance of this amendment involved the deletion of section 53 of the Bill.]*

SECTION 54

- \*61. In page 80, line 34, after “further”, “by at least two-thirds of those present and voting” inserted.

SECTION 55

- \*62. In page 83, lines 11 and 12, “may make amendments to the draft budgetary plan” deleted and “shall by resolution adopt the draft budgetary plan with or without amendment” substituted.
- \*63. In page 83, line 15, “the budgetary plan” deleted and “any budgetary plan” substituted.

SECTION 60

- \*64. In page 103, line 19, “Regional spatial and economic strategy” deleted and “A regional spatial and economic strategy” substituted.
- \*65. In page 104, line 37, after “purpose”, “of” inserted.
- \*66. In page 105, line 10, “such” deleted.
- \*67. In page 106, line 6, “Minister for the Government” deleted and “Minister of the Government” substituted.
- \*68. In page 106, between lines 9 and 10, the following inserted:
- “(i) enabling the conditions for creating and sustaining jobs,”.
- \*69. In page 106, line 10, “(i) enhancing overall” deleted and “(ii) enhancing overall” substituted.
- \*70. In page 106, line 14, “(ii) proposals for” deleted and “(iii) proposals for” substituted.
- \*71. In page 106, line 19, “(iii) enhancing regional” deleted and “(iv) enhancing regional” substituted.
- \*72. In page 106, line 23, “(iv) identifying the” deleted and “(v) identifying the” substituted.
- \*73. In page 106, line 26, “cities and towns” deleted and “cities, towns and rural areas” substituted.
- \*74. In page 106, line 30, “(v) proposals to maintain” deleted and “(vi) proposals to maintain” substituted.
- \*75. In page 106, line 31, “subparagraph (iv)” deleted and “subparagraph (v)” substituted.

[SECTION 69]

SECTION 69

\*76. In page 122, after line 37, the following inserted:

“PART 12#

NON-PRINCIPAL PRIVATE RESIDENCE CHARGE AND HOUSEHOLD CHARGE

**Interpretation (*Part 12*)**

69. In this Part—

“Act of 2009” means the Local Government (Charges) Act 2009;

“household charge” has the meaning assigned to it by section 3(1) of the Act of 2011;

“non-principal private residence charge” means the charge provided for in section 3 of the Act of 2009.”.

[#*The new Part comprehended the inclusion of amendments 76-82.*]

\*77. In page 122, after line 37, the following inserted:

**“Repeals relevant to *Part 12***

70. (1) The provisions of the Local Government (Charges) Act 2009 are repealed as follows:

(a) upon the passing of this Act in respect of sections 3, 4, 5, 9, and 14;

(b) on 2 March 2014 in respect of section 6;

(c) subject to *subsection (2)*, on 1 January 2015 in respect of section 15;

(d) subject to *subsection (2)*, on 31 March 2025 in respect of the whole Act in so far as it is not already repealed.

(2) In respect of any provision to which *paragraph (c)* or *(d)* of *subsection (1)* relates that does not stand repealed by virtue of the paragraph concerned or by order under this subsection, the Minister may by order or subsequent order, as the case may be—

(a) where there is no subsisting order under this subsection in respect of that provision providing for its repeal, provide for the repeal of that provision on a date other than the date provided for by the paragraph concerned, or

(b) where there is a subsisting order under this subsection in respect of the provision concerned, revoke or amend that order and provide for a different date upon which that provision shall stand repealed.

(3) The provisions of the Local Government (Household Charge) Act 2011 are repealed as follows:

(a) upon the passing of this Act in respect of section 10(4);

(b) other than in respect of section 10(4), on such day or days as the Minister may, by order or orders, appoint either generally or with reference to any particular

[SECTION 69]

purpose or provision and different days may be so appointed for different purposes and different provisions.”.

\*78. In page 122, after line 37, the following inserted:

**“Arrears of non-principal private residence charge and late payment fees**

71. (1) All non-principal private residence charge and late payment fee liabilities relating to any such charge or any part thereof that remain undischarged on 1 March 2014 shall not be subject to additional late payment fees if collected on or before 31 August 2014.
- (2) Notwithstanding *subsection (1)*, where a non-principal private residence charge and late payment fee liability in respect of such charge or any part thereof remain undischarged on 1 September 2014, an additional late payment fee of €120 shall apply in respect of each liability date.
- (3) All non-principal private residence charge and late payment fee liabilities, in respect thereof, including that provided for by *subsection (2)*, which remain undischarged on 1 September 2014 shall be increased by 50 per cent on that date.
- (4) Where in any case the period of 3 months referred to in subsection (6) of section 6 of the Act of 2009 applies but had not expired on or before 1 March 2014, then *subsection (1)* shall apply to such a case.”.

\*79. In page 122, after line 37, the following inserted:

**“Deceased sole owner and payment of non-principal private residence charge and late payment fees**

72. (1) Where a person who is the sole owner of a residential property (within the meaning of section 2 of the Act of 2009) dies and, at the date of his or her death, a non-principal private residence charge, a late payment fee in respect of such a charge or any part of such charge or fee remains unpaid in relation to that property, then no further late payment fee shall be payable in relation to that property until a grant of representation to the estate of the deceased person issues to the personal representative of such deceased person.
- (2) The personal representative of such deceased person shall, as soon as a grant of representation to the estate of the deceased person issues to him or her, be liable to pay to the relevant local authority the full amount due and owing by the deceased, at the date of his or her death, in respect of a non-principal private residence charge and each related late payment fee in respect of such a charge, which said full amount is, in this section, referred to as the “full amount”.
- (3) If the said full amount is paid by the said personal representative within 3 months of the date of issue of the grant of representation to the estate of the deceased person, he or she shall have no further liability in respect of the non-principal private residence charge concerned and each related late payment fee in respect of such a charge due and owing by the deceased at the date of his or her death.

[SECTION 70]

- (4) If the said full amount is not paid by the said personal representative within 3 months of the date of issue of the grant of representation to the estate of the deceased person, he or she shall be liable to pay to the relevant local authority, the said full amount.
- (5) If the grant of representation is issued on or after 1 June 2014 and if the said full amount is not paid by the said personal representative within 3 months of the date of issue of the grant of representation to the estate of the deceased person, notwithstanding *subsection (1)*, any late payment fees which would have applied under *subsections (2) and (3) of section 71* had the person who is the sole owner of a residential property (within the meaning of section 2 of the Act of 2009) not died shall apply.
- (6) In this section a reference to “grant of representation” is, where 2 or more such grants are issued to the estate of a deceased person, a reference to the first of such grants to issue.
- (7) This section shall apply on and from 2 March 2014.”.

[#This is a reference to the section inserted by amendment 78.]

\*80. In page 122, after line 37, the following inserted:

**“Collection of undischarged liabilities relating to non-principal private residence liabilities**

73. Subject to *section 74*, a local authority may act as it sees fit to most efficiently collect undischarged non-principal private residence charge and late payment fee liabilities in respect of any such charge including, in the case of an individual being liable, reducing such late fee liabilities in circumstances in which the local authority considers that to do so would be most efficient for the collection of the undischarged charge and liabilities.”.

[#This is reference to the section inserted by amendment 81]

\*81. In page 122, after line 37, the following inserted:

**“Guidance by Minister**

74. For the purposes of *sections 71* to *73*, the Minister may issue written guidance to local authorities concerning any matter to which those sections relate and each local authority shall have regard to any such guidance.”.

[#This is reference to the section proposed to be inserted by amendment 78.]

[##This is reference to the section proposed to be inserted by amendment 80.]

\*82. In page 122, after line 37, the following inserted:

**“Validity of non-principal private residence charge and household charge collection activity**

75. Any activity undertaken by the Local Government Management Agency to collect—
  - (a) the non-principal private residence charge, under the Act of 2009 or the household charge under the Local Government (Household Charge) Act 2011, or

[SECTION 70]

(b) any late payment fees and late payment interest under either of those Acts, shall not be impugned on the basis the Agency may have lacked the function to perform that activity.”.

SCHEDULE 1

**\*83.** In page 125, lines 41 to 43 deleted and the following substituted:

“

9	Definition of “joint body”	Delete: “(a) a joint library committee,”.  Delete: “(d) a joint burial board,”.
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”.

**\*84.** In page 126, between lines 15 and 16, the following inserted:

“

12	After definition of “local consultative committee”	Insert: “ ‘local economic and community plan’ means a plan to which sections 66A to 66H relate;”.
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”.

**\*85.** In page 127, lines 13 to 19 deleted.

**\*86.** In page 134, between lines 17 and 18, the following inserted:

“

67	Subsection (6)	Substitute “14 days” for “21 days”.
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”.

**\*87.** In page 134, lines 30 to 38 deleted.

**\*88.** In page 139, between lines 15 and 16, the following inserted:

“

163	Section 216(1)	Substitute in paragraph (c) “14 days” for “21 days”.
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”.

**\*89.** In page 139, line 29, column 3, after “66,”, “66G,” inserted.

**\*90.** In page 140, lines 25 to 42 deleted and the following substituted:

“

176	Section 230	Delete.
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”.

**\*91.** In page 141, between lines 37 and 38, the following inserted:

“

No. 12 of 1955	City and County Management (Amendment) Act 1955	Section 10A	In subsection (2) substitute “14 days” for “twenty-one days”.
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”.

[SCHEDULE 2]

SCHEDULE 2

\*92. In page 163, line 19, column 3, “in” where it secondly occurs deleted.

\*93. In page 164, line 23, column 3, before “spatial”, “regional” inserted.

\*94. In page 166, line 34, column 3, after “respects”, “a” inserted.

\*95. In page 177, line 16, column 4, after “within”, “the” inserted.

\*96. In page 180, between lines 16 and 17, the following inserted:

“

1 & 2 Vict., c. 56	Poor Relief (Ireland) Act 1838	Section 71	Delete “, and on his default then by the person subsequently in the occupation of the rateable property from whom such rate shall be demanded”.
12 & 13 Vict., c. 104	Poor Relief (Ireland) Act 1849	Section 19	Delete.

”

\*97. In page 182, lines 42 to 48 deleted and the following substituted:

“

No. 13 of 2001	Valuation Act 2001	Section 3 Definition of “rating authority”	Substitute: “ ‘rating authority’ means— (a) a county council, (b) a city council, or (c) a city and county council;”.
		Section 15	Delete subsections (3) and (5).
		Schedule 3	Delete paragraph 1(o).
		Schedule 4	Insert after paragraph 12: “12A. Property, being a building or part of a building, land or a waterway or a harbour directly occupied by— (a) any Department or Office of State, (b) the Defence Forces, or (c) the Garda Síochána, or used as a prison or place of detention, wherever situate.”.

”

[SCHEDULE 3]

SCHEDULE 3

**\*98.** In page 184, between lines 22 and 23, the following inserted:

“

6	Adoption of statements regarding the economic elements of the local economic and community plan for the consideration of the elected council of the local authority.	Section 66C (inserted by <i>section 43# of the Local Government Reform Act 2013</i> ).
7	Adoption of statements regarding the community elements of the local economic and community plan for the consideration of the elected council of the local authority.	Section 66C (inserted by <i>section 43# of the Local Government Reform Act 2013</i> ).

”

[#This is a reference to the section inserted by amendment 53.]

**\*99.** In page 189, lines 18 to 25 deleted.

**\*100.** In page 194, between lines 11 and 12, the following inserted:

“

9	Making the integrated local economic and community plan.	Section 66C(4) (inserted by <i>section 43# of the Local Government Reform Act 2013</i> ).
10	Preparing, reviewing and updating the implementation strategy for the economic elements of the local economic and community plan.	Section 66E (inserted by <i>section 43# of the Local Government Reform Act 2013</i> ).

”

[#This is a reference to the section proposed to be inserted by amendment 53.]

**\*101.** In page 194, between lines 24 and 25, the following inserted:

“



[SCHEDULE 3]

12	Specifying a local electoral area or local electoral areas within the administrative area of the local authority where owners of vacant premises shall be entitled to claim and receive a refund of differing proportion of such rate to that that would otherwise apply to the rest of the administrative area and deciding what proportion of refund shall apply in respect of each of those specified electoral districts.	Section 14 (as amended by <i>section 31</i> of the <i>Local Government Reform Act 2013</i> ) of the Local Government Act 1941, section 20 (as so amended) of the Cork City Management Act 1941 and section 71 (as so amended) of the Local Government Dublin Act 1930.
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”

**\*102.** In page 197, between lines 20 and 21, the following inserted:

“

37	Applying to the Minister to make an order under <i>subsection (8)#</i> of section 29 of the <i>Local Government Reform Act 2013</i> that the adjustment period, referred to in that section and applicable to a specified area within the administrative area of the local authority, may be extended by a period not greater than 10 years and stating the length of extension being sought.	<i>Section 29(8)#</i> of the <i>Local Government Reform Act 2013</i> .
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”

[#This is a reference to the subsection inserted by amendment 11.]

**\*103.** In page 206, lines 26 and 27 deleted.

**\*104.** In page 206, between lines 44 and 45, the following inserted:

“

109	The adoption of a Framework for Public Participation in Local Government.	Section 127 (inserted by <i>section 44#</i> of the <i>Local Government Reform Act 2013</i> ).
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”

[#This is a reference to the section inserted by amendment 54.]