



# **DÁIL ÉIREANN**

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

**LEASUITHE COISTE  
COMMITTEE AMENDMENTS**

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# DÁIL ÉIREANN

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## AN BILLE RIALTAIS ÁITIÚIL, 2013 —ROGHFHOCHOISTE

### LOCAL GOVERNMENT BILL 2013 —SELECT SUB-COMMITTEE

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#### *Leasuithe Amendments*

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#### SECTION 1

1. In page 9, line 27, after “Government” to insert “Reform”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

2. In page 10, lines 4 and 5, to delete “and *paragraphs 1 and 14* (in so far as they relate to the Housing Act 1966) of *Schedule 4*” and substitute the following:

“, *paragraphs 1 and 14* (in so far as they relate to the Housing Act 1966) of *Schedule 4* and *paragraph 16\** of *Schedule 4*”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

[\*This is a reference to the Schedule paragraph proposed to be inserted by amendment 193.]

3. In page 10, line 13, to delete “and *Part 2* of *Schedule 2*” and substitute “, *Part 2* of *Schedule 2* and *paragraphs 17\** and *18\** of *Schedule 4*”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

[\*This is a reference to the Schedule paragraphs proposed to be inserted by amendment 194.]

4. In page 10, between lines 15 and 16, to insert the following:

“(7) This subsection, *section 5(5)\** and *Part 3\*\** of *Schedule 2* (in so far as it relates to the Building Control Act 1990) shall be read together as one with the Building Control Acts 1990 and 2007 and may be cited together as the Building Control Acts 1990 to 2013.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

[\*This is a reference to the subsection proposed to be inserted by amendment 12.]

[\*\*This is a reference to the Part proposed to be inserted by amendment 146.]

5. In page 10, between lines 18 and 19, to insert the following:

“(8) This subsection, the amendments to the Air-Raid Precautions Act 1939 and the Civil Defence Act 2012 provided for in *section 5(6)\** and *Part 4* of *Schedule 2* and the Civil Defence Acts 1939 to 2012 may be cited together as the Civil Defence Acts 1939 to 2013.

[SECTION 1]

- (9) This subsection, the amendments to the Control of Dogs Act 1986 and the Dog Breeding Establishments Act 2010 provided for in *section 5(6)\** and *Part 4* of *Schedule 2*, the amendment to Control of Dogs Act 1986 provided for by section 77 of the Animal Health and Welfare Act 2013 and the Control of Dogs Acts 1986 to 2010 may be cited together as the Control of Dogs Acts 1986 to 2013.
- (10) This subsection, the amendment to the Criminal Justice (Public Order) Act 1994 provided for in *section 5(6)\** and *Part 4* of *Schedule 2* and the Criminal Justice (Public Order) Acts 1994 to 2011 may be cited together as the Criminal Justice (Public Order) Acts 1994 to 2013.
- (11) This subsection, the amendment to the Foreshore (Amendment) Act 1992 provided for in *section 5(6)\** and *Part 4* of *Schedule 2* and the Foreshore Acts 1933 to 2011 may be cited together as the Foreshore Acts 1933 to 2013.
- (12) This subsection and the amendment to the Health (Fluoridation of Water Supplies) Act 1960 provided for in *section 5(6)\** and *Part 4* of *Schedule 2* shall be included in the collective citation “Health Acts 1947 to 2013.
- (13) This subsection, the amendment to the Merchant Shipping (Salvage and Wreck) Act 1993 provided for in *section 5(6)\** and *Part 4* of *Schedule 2* and the Merchant Shipping Acts 1894 to 2010 may be cited together as the Merchant Shipping Acts 1894 to 2013.
- (14) This subsection, the amendment to the National Monuments Act 1930 provided for in *section 5(6)\** and *Part 4* of *Schedule 2* and the National Monuments Acts 1930 to 2004 may be cited together as the National Monuments Acts 1930 to 2013.
- (15) This subsection, the amendments to the Protection of Employees (Part-Time Work) Act 2001 and the Protection of Employment Act 1977 provided for in *section 5(6)\** and *Part 4* of *Schedule 2*, and the Protection of Employment Acts 1977 to 2007 shall be construed together as one and may be cited together as the Protection of Employment Acts 1977 to 2013.
- (16) This subsection, the amendments to the Protection of Employment (Exceptional Collective Redundancies and Related Matters) Act 2007 and the Unfair Dismissal Act 1977 provided for in *section 5(6)\** and *Part 4* of *Schedule 2*, and the Unfair Dismissals Acts 1977 to 2007 shall be construed together as one and may be cited together as the Terms of Employment (Information) Acts 1994 to 2013.
- (17) This subsection, the amendment to the Redundancy Payments Act 1967 provided for in *section 5(6)\** and *Part 4* of *Schedule 2*, and the Redundancy Payments Acts 1967 to 2012 shall be construed together as one and may be cited together as the Redundancy Payments Acts 1967 to 2013.
- (18) This subsection, the amendments to the Sea Pollution (Amendment) Act 1999 and the Sea Pollution (Miscellaneous Provisions) Act 2006 provided for in *section 5(6)\** and *Part 4* of *Schedule 2*, and the Sea Pollution Acts 1991 to 2006 shall be construed together as one and may be cited together as the Sea Pollution Acts 1991 to 2013.
- (19) This subsection, the amendment to the Terms of Employment (Information) Act 1994 provided for in *section 5(6)\** and *Part 4* of *Schedule 2*, and the Terms of Employment

[SECTION 1]

(Information) Acts 1994 to 2012 shall be construed together as one and may be cited together as the Terms of Employment (Information) Acts 1994 to 2013.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

[\*This is a reference to the subsection proposed to be inserted by amendment 12.]

6. In page 10, line 19, to delete “Part 10” and substitute “Parts 10, 11\* and 12\*\*”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

[\*This is a reference to the Part proposed to be inserted by amendment 125.]

[\*\*This is a reference to the Part proposed to be inserted by amendment 126.]

SECTION 3

7. In page 11, between lines 35 and 36, to insert the following:

“ “town council” means a dissolved body which was, before the transfer date, a town council for the purposes of the Principal Act;”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

SECTION 4

8. In page 12, line 10, to delete “making the regulation or order”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

9. In page 12, line 22, to delete “regulation” and substitute “order or regulation”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

10. In page 12, line 27, to delete “an order or regulation which is required” and substitute “regulations which are required”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

SECTION 5

11. In page 12, line 35, after “amended” to insert “or repealed”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

12. In page 13, between lines 4 and 5, to insert the following:

“(5) The provisions, referred to in *column (3)* of *Part 3\** of *Schedule 2*, of the Local Government (Multi-Storey Buildings) Act 1988 and the Building Control Act 1990 referred to in *column (2)* of that Part are amended in the manner referred to in *column (4)* of that Part opposite the reference in *column (3)* to the provision concerned.

(6) The provisions referred to in *column (3)* of *Part 4\*\** of *Schedule 2*, of the various acts relating to taxation referred to in *column (2)* of that Part are amended in the manner referred to in *column (4)* of that Part opposite the reference in *column (3)* to the provision concerned.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

[\*This is a reference to the Part proposed to be inserted by amendment 146.]

[\*\*This is a reference to the Part proposed to be inserted by amendment 170.]

[SECTION 5]

SECTION 8

13. In page 13, between lines 21 and 22, to insert the following:

“8. The Minister proposes to hold a plebiscite each of the following local authorities, Limerick City Council, Limerick County Council, Waterford City Council, Waterford County Council, North Tipperary County Council and South Tipperary County Council.”.

—Brian Stanley.

14. In page 13, between lines 21 and 22, to insert the following:

“8. (1) Where a resolution has been adopted by each of the said local authorities on the proposed amalgamation of their respective councils;

(a) Limerick City Council and Limerick County Council;

(b) Waterford City Council and Waterford County Council;

(c) North Tipperary County Council and South Tipperary County Council,

and a plebiscite shall be held whether legislation should be brought forward to proceed with amalgamation.

(2) The plebiscite referred to in *subsection (1)* shall—

(a) be held in conjunction with and at a time duly fixed by the Minister for the 2014 local elections,

(b) put a proposal for a decision of those entitled to vote at the 2014 local elections in Limerick City Council and Limerick County Council, Waterford City Council and Waterford County Council, North Tipperary County Council and South Tipperary County Council for amalgamation of:

(i) Limerick City Council and Limerick County Council;

(ii) Waterford City Council and Waterford County Council;

(iii) North Tipperary County Council and South Tipperary County Council.”.

—Brian Stanley.

*Section opposed.*

—Brian Stanley.

SECTION 9

*Section opposed.*

—Barry Cowen, Brian Stanley.

SECTION 10

*Section opposed.*

—Brian Stanley.

SECTION 11

[SECTION 11]

15. In page 15, line 42, to delete “a boundary” and substitute “the boundary”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

*Section opposed.*

—Brian Stanley.

SECTION 12

*Section opposed.*

—Brian Stanley.

SECTION 13

*Section opposed.*

—Brian Stanley.

SECTION 14

16. In page 22, to delete line 13.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

17. In page 22, line 19, to delete “concerned.” and substitute the following:

“concerned.”,

and

- (i) in subsection (17) by substituting “or Part 21” for “, Part 17 or 21”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

*Section opposed.*

—Brian Stanley.

SECTION 15

18. In page 23, to delete lines 4 to 28 and substitute the following:

“

Cavan	19
Clare	30
Cork	55
Donegal	41
Dun Laoghaire-Rathdown	52
Fingal	69
Galway	44
Kerry	37
Kildare	53
Kilkenny	24
Laois	23
Limerick	34
Leitrim	18
Longford	18
Louth	31
Mayo	33
Meath	47
Monaghan	18

[SECTION 15]

Offaly	20
Roscommon	18
Sligo	18
South Dublin	67
North Tipperary	18
South Tipperary	23
Waterford	18
Westmeath	22
Wexford	37
Wicklow	37

”  
—Brian Stanley.

19. In page 23, to delete lines 34 to 37 and substitute the following:

“

Limerick	18
Waterford	18

”  
—Brian Stanley.

SECTION 16  
*Section opposed.*

—Brian Stanley.

SECTION 17  
*Section opposed.*

—Barry Cowen, Brian Stanley.

SECTION 18  
*Section opposed.*

—Brian Stanley.

SECTION 19

20. In page 25, between lines 19 and 20, to insert the following:

- “19. (1) The Minister shall as soon as is practicable and in accordance with this part establish an Advisory Panel on the Future Development of Local Government (in this Part referred to as the Panel).
- (2) Membership of the Panel shall comprise three persons appointed by the Minister with the consent of the Joint Oireachtas Committee on the Environment, Community and Local Government.
- (3) The Panel shall prepare and submit to the Minister not less than 1 year after 2014 Establishment Day, and every second year hence, a report detailing:
- (a) the effectiveness of the reforms made to Regional Authorities under this Act;
  - (b) the effectiveness of the reforms made to Local Authorities under this Act;
  - (c) the effectiveness of the reforms made to Municipal Districts under this Act;
  - (d) a review indicating the level of adherence in the State to each provision of the



[SECTION 19]

European Charter of Local Self Government done at Strasbourg on the 15 October 1985, and what measures the Panel consider necessary to achieve the fullest adherence (ETS No. 122);

- (e) the measures the Panel deems necessary to further devolve functions and powers to regional authorities from central government in the areas of:
    - (i) Planning and Development;
    - (ii) Environmental protection;
    - (iii) Sustainable economic growth;
    - (iv) Transport provision, including roads and public transport;
    - (v) Household, commercial and industrial waste;
    - (vi) Public Procurement;
    - (vii) Renewable energy capacity;
    - (viii) Social and community development;
    - (ix) Education and Training;
    - (x) Culture and Heritage;
    - (xi) Parks and Wildlife;
  - (f) The measures the Panel deems necessary to further devolve functions and powers to municipal district councils from local authorities in the areas of:
    - (i) Planning and Development;
    - (ii) Environmental protection;
    - (iii) Sustainable social and community development;
    - (iv) Sustainable economic growth;
    - (v) Energy Microgeneration;and all powers and functions referred to in Parts 1, 2 and 3 of Schedule 14A of the Principal Act;
  - (g) A review of the funds, assets and resources assigned to local government on a per capita basis for each Municipal District Council, Local Authority and Regional Authority.
- (4) The Panel shall publish its report within 30 days of presenting it to the Minister and it shall be laid before Dáil Éireann by the Government forthwith.
- (5) The Panel shall stand dissolved only with the consent of both Houses of the Oireachtas on the request of the Government.”.

—Catherine Murphy.

[SECTION 19]

21. In page 25, between lines 23 and 24, to insert the following:

“19. The principal Act is amended by inserting the following Part after Part 3:

“PART 3A

COMMUNITY COUNCILS

- 22A. (1) Every city and county council shall designate Community Council Areas throughout its local authority area.
- (2) The structure of each such Community Council Area shall reflect the natural community of that area and each village and town shall have its own Community Council.
- (3) The number of members on each Community Council shall be between the range of 7 to 15 (towns shall have 15 members and villages shall have 7 members).
- (4) Members of the Community Council shall undertake their duties on a voluntary basis.
- (5) Community Council members shall be elected annually, such election shall take place at an annual general meeting of the Community Council.
- (6) Persons registered on the register of electors for the particular year shall be invited to the Annual General Meeting and each such person shall be entitled to vote to elect Community Council members.
- (7) Each Community Council may extend ex-officio, non-voting positions to representatives of local community groups. Such groups shall be chosen at the Annual General Meeting.
- (8) Community Councils may draft Local Area Plans in conjunction with the executive of the relevant local authority and any such plans so drafted, shall only be put to the relevant local authority for approval following a vote of persons on the register of electors of the relevant Community Council Area.
- (9) Community Councils shall be consulted on any major planning applications within that Community Council’s area and shall be invited to make submissions on same to the relevant local authority.
- (10) Community Councils may organise matters such as—
- (a) local community events,
- (b) plebiscites on matters including street name changes, and
- (c) community levies for specific projects, including playgrounds, sports facilities, parks.”.”.

—Barry Cowen.

[SECTION 19]

[*Acceptance of this amendment involves the deletion of section 19 of the Bill.*]

22. In page 25, line 31, to delete “districts” and substitute “district councils”.

—Barry Cowen, Catherine Murphy, Brian Stanley.

23. In page 25, line 32, after “district” to insert “council”.

—Barry Cowen, Catherine Murphy, Brian Stanley.

24. In page 25, line 33, after “districts” to insert “or as municipal district councils”.

—Barry Cowen, Catherine Murphy, Brian Stanley.

25. In page 26, to delete lines 1 to 12.

—Brian Stanley.

26. In page 27, between lines 7 and 8, to insert the following:

**“Legal Personality**

22B. (a) Each Municipal District Council established in accordance with this section shall be a body corporate with perpetual succession and an official seal with a power to sue and be sued in its corporate name and to acquire, hold and dispose of land or an interest in land.

(b) Judicial notice shall be taken of the seal of a Municipal District Council and every document purporting to be an order or other instrument made by that council and to be sealed with its seal (purporting to be authenticated in the manner which shall be provided for by establishment order of the Minister on 2014 Establishment Day) shall be received in evidence and be deemed to be such order or instrument without further proof unless the contrary is shown.”.

—Catherine Murphy.

*Section opposed.*

—Catherine Murphy.

SECTION 20

27. In page 28, lines 10 to 12, to delete all words from and including “for” in line 10 down to and including “2001” in line 12 and substitute the following:

“ “section 23 (as amended by the *Local Government Act 2013*) of the Local Government Act 2001” for “section 24 of the Local Government Act, 1994”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

*Section opposed.*

—Barry Cowen.

SECTION 21

28. In page 28, line 19, after “district” to insert “pursuant to section 131A”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

[SECTION 21]

29. In page 28, line 30, to delete “or 14A” and substitute “or, subject to section 131B(1), Schedule 14A”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

30. In page 29, to delete lines 6 to 15 and substitute the following:

- “(a) paragraphs 1, 3, 4, 5 and 6 (other than in respect of a joint body) of Schedule 14 and Part 1 of Schedule 14A shall be performed by each municipal district council within the administrative area of the council concerned,
- (b) paragraph 7 of Schedule 14 and Part 2 of Schedule 14A, shall be performed by each municipal district council within the administrative area of the council concerned unless the members of the municipal district council by resolution decide, in their absolute discretion, to cede performance of all such functions or any function therein to the local authority,
- (c) where a municipal district council decides by resolution and in accordance with paragraph (b) to cede a function or functions to the local authority, the council shall forthwith notify the elected members and the chief executive of the local authority, and
- (d) a local authority shall assume performance of a function referred to in paragraph (b) immediately upon receipt of a notification in accordance with paragraph (c).”.

—Catherine Murphy.

31. In page 29, to delete lines 25 to 28 and substitute the following:

- “(b) A local authority may, by resolution and having received the prior consent of the municipal district council concerned, revoke the delegation by it under this subsection of a function, but the revocation is without prejudice to anything previously done by virtue of the delegated function.”.

—Catherine Murphy.

32. In page 31, to delete lines 4 to 9 and substitute the following:

**“Supplemental provisions to section 131 and 131A**

131B.(1) For the purposes of sections 131 and 131A, and for convenience of reference only, there is set out in column (3) of Parts 1, 2 and 3 of Schedule 14A the provisions of enactments under which reserved functions are conferred.

- (2) The validity of any function conferred on a local authority by law is not affected by the fact that it is not specified in Schedule 14 or 14A.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

[SECTION 21]

*Section opposed.*

—Barry Cowen.

SECTION 22

33. In page 31, line 30, after “authorities” to insert “(including suspension of members)”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

*Section opposed.*

—Barry Cowen.

SECTION 23

*Section opposed.*

—Barry Cowen.

SECTION 24

*Section opposed.*

—Barry Cowen.

SECTION 25

*Section opposed.*

—Barry Cowen.

SECTION 26

34. In page 34, between lines 5 and 6, to insert the following:

“(2) (a) In this subsection “Joint Committee” means the County Tipperary Joint Libraries Committee established with effect from 1 January 1927 pursuant to section 3(1) of the Public Libraries (Ireland) Act 1894 and consequent on the adoption of the Public Libraries Act (Ireland) 1855 by Tipperary North Riding and Tipperary South Riding, which Committee was continued to stand established by virtue of Article 4(1) of the Local Government Act 2001 (County Tipperary Joint Libraries Committee) Regulations 2002 (S.I. No. 214 of 2002).

(b) The Minister shall by order dissolve the Joint Committee with effect from such date as is specified in the order.

(c) The Minister may by order make provision for the transfer of the assets and liabilities of the Joint Committee in such manner as the Minister considers appropriate.

(d) An order to which *paragraph (c)* relates shall contain such provision as the Minister considers necessary or expedient consequential on the dissolution of the Joint Committee and, without prejudice to the generality of the forgoing, may make provision—

(i) for the application of any of the provisions of *Schedule 4* (other than *paragraphs 6(2)(a), 7, 8, 12 and 13, subparagraphs (3) and (4) of paragraph 14 and paragraph 15* and such other provisions as may be specified) to the Joint Committee as if—

[SECTION 26]

- (I) references in that Schedule to “relevant day or date” were a reference to the date specified under *paragraph (b)* for the dissolution of the Joint Committee,
  - (II) references to a dissolved authority were references to the Joint Committee dissolved by order under *paragraph (b)*, and
  - (III) in relation to the Joint Committee, references to the successor authority were to the local authority established under *section 13(1)(c)*,
- and
- (ii) for such other matters of a transitional, supplementary or incidental nature as appears to the Minister to be necessary or expedient to facilitate the dissolution of the Joint Committee and the transfer of its assets and liabilities.
- (e) Any land to which an order under *paragraph (c)* relates shall, on the date specified in that order in relation to the land, vest that land in the successor authority referred to in *section 13(1)(c)* without any further conveyance, transfer or assignment.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

SECTION 27

- 35.** In page 34, line 8, to delete “staff” and substitute “employees”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

SECTION 29

- 36.** In page 36, between lines 3 and 4, to insert the following:

“(2) Each municipal district may in respect of that district, vary the commercial rate and Local Property Tax within the district from the amount applicable to the county council or city and county council concerned.”.

—Barry Cowen.

- 37.** In page 36, between lines 3 and 4, to insert the following:

“(2) Each municipal district may in respect of that district set an additional commercial rate for premises occupied by large commercial entities which exceed such thresholds in turnover or other economic activity as may be prescribed.”.

—Barry Cowen.

- 38.** In page 36, between lines 3 and 4, to insert the following:

“(2) Each municipal district may, in respect of that district, vary the commercial rate within the district from the amount applicable to the county council or city council concerned.

(3) Each municipal district may, in respect of that district, set an additional commercial rate for premises occupied by large commercial entities which exceed such thresholds as to turnover or other economic activity as may be prescribed.”.

[SECTION 29]

—Brian Stanley.

39. In page 36, to delete lines 4 to 6 and substitute the following:

“(2) Each municipal district may, in respect of that district, vary the commercial rate and Local Property Tax within the district from the amount applicable to the county council or city and county council concerned.

(3) The base year adjustment shall be determined in accordance with *subsections (5) and (6)* by a rating authority, with agreement of the members of the Municipal District Area where the base year adjustment will apply, in respect of each year of the adjustment period for each of the specified areas of the rating authority.”

—Catherine Murphy.

40. In page 36, to delete lines 4 to 6 and substitute the following:

“(2) The base year adjustment shall be determined in accordance with *subsection (3) and (4)* by a rating authority, with agreement of the members of the Municipal District Area where the base year adjustment will apply, in respect of each year of the adjustment period for each of the specified areas of the rating authority.”

—Brian Stanley.

41. In page 36, line 18, after “concerned” to insert “, following consultation with municipal district members in that area,”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

SECTION 30  
*Section opposed.*

—Brian Stanley.

SECTION 31

42. In page 37, to delete line 22.

—Barry Cowen, Catherine Murphy.

43. In page 37, to delete lines 23 to 25 and substitute the following:

“(c) 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) The Rating Authority may by resolution decide to increase the refund in subsection (1) from one twenty-fourth of such rate in respect of every completed month to one twelfth of such rate in respect of every completed month for:

(a) specified categories of vacant properties, or

(b) specified geographical areas within the rating authority area,

and the above shall apply where the owners of such properties are deemed unable to obtain a suitable tenant for 50 per cent or more of

[SECTION 31]

the vacant properties in paragraphs (a) or (b). Each such resolution will be effective for one year.”.”

—Kevin Humphreys.

SECTION 32

44. In page 38, line 6, to delete “an existing valuation list for that area” and substitute the following:

“a valuation list existing for that area (together with so much of the central valuation list, within the meaning of the Valuation Act 2001, as relates to that area)”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

45. In page 38, line 7, to delete “that list” and substitute “the valuation list (together with so much of the central valuation list as so relates)”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

46. In page 38, line 7, to delete “of it”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

47. In page 38, between lines 12 and 13, to insert the following:

“(3) Any valuation list so published shall not affect the continuance of the central valuation list to which this section relates.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

SECTION 33

48. In page 38, between lines 12 and 13, to insert the following:

“33. (1) Subject to approval of the Minister for the Environment, Community and Local Government, the rating authority for an administrative area where the Commissioner of Valuation has caused to be published a valuation list under section 23 of the Valuation Act 2001, may, by resolution, approve the implementation of a Transitional Relief Scheme to provide for the manner in which the valuation list as published shall have effect.

- (2) The transitional relief scheme may provide that the valuation list published shall have effect in the following manner:

- (a) on the effective date, the valuation list shall have effect as if in lieu of the amount of increase or decrease in rates due on the relevant property concerned caused by the publication of the new valuation list, the increase or decrease (as the case may be) will be one third of that amount;
- (b) one year from the effective date, the valuation list shall have effect as if in lieu of the amount of increase or decrease in rates due on the relevant property concerned caused by the publication of the new valuation list, the increase or decrease (as the case may be) will be two thirds of that amount;
- (c) two years from the effective date, the valuation list shall have full force and effect for the purposes of that rating authority making rates on properties situate in its



[SECTION 33]

area by reference to it.

- (3) A rating authority may determine that no transitional relief scheme will apply and that the list shall have full force and effect on the effective date.”.

—Kevin Humphreys.

49. In page 38, between lines 12 and 13, to insert the following:

“33. The Chief Executive will consider submissions from the subsequent occupiers of relevant properties on which an amount of rates are outstanding and may waive the amount unpaid by the previous occupier if he is satisfied, based on his knowledge of the local market and the vacancy rates, in the area concerned or for the category of property concerned, that in the absence of this waiver the subsequent occupier will not occupy the relevant property.”.

—Kevin Humphreys.

SECTION 34

*Section opposed.*

—Barry Cowen.

SECTION 35

50. In page 41, lines 17 and 18, to delete “local and community development of” and substitute “development of the community in”.

—Brian Stanley.

51. In page 41, between lines 24 and 25, to insert the following:

“(b) ensure that relevant bodies including Local Community Development Projects which currently operate by local voluntary management committees, retain their management committees to ensure a level of independent management is held by the projects,

(c) ensure that Local Community Development projects are included in emerging Committees and structures through which funding for community projects is allocated, and ensure they have access to the Committee’s decision making process through consultation and participation,

(d) ensure community representation is maintained in the establishment of Local Community Development Committees and that full consultation and inclusion is granted to Local Community Development projects in the setting up of a new Committee.”.

—Catherine Murphy.

52. In page 42, line 1, to delete “local and” and substitute “the”.

—Brian Stanley.

53. In page 42, line 11, to delete “local and”.

—Brian Stanley.

[SECTION 35]

54. In page 42, line 17, to delete “all local and”.

—Brian Stanley.

55. In page 43, line 32, after “inclusion” to insert “and address causes of social exclusion”.

—Brian Stanley.

56. In page 43, between lines 32 and 33, to insert the following:

“(g) the allocation of resources to areas of most social and economic disadvantage, and

(h) the specific needs of minority groups and hard to reach groups in relation to social inclusion.”.

—Brian Stanley.

57. In page 44, lines 6 and 7, to delete “regional planning guidelines (being guidelines” and substitute “regional spatial and economic strategy (being a strategy”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

58. In page 44, line 18, to delete “regional planning guidelines” and substitute “regional spatial and economic strategy”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

59. In page 44, lines 28 and 29, to delete “regional planning guidelines” and substitute “regional spatial and economic strategy”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

60. In page 44, to delete lines 33 to 44, and in page 45, to delete lines 1 to 33 and substitute the following:

“128D.(1) Subject to and in accordance with any regulations made, or general policy guidelines issued, by the Minister for the purposes of this section, the membership of a Committee shall comprise partly of persons who are and partly of persons who are not members of the local authority concerned.

(2) For the purposes of subsection (1), the Committee shall include at least 3 members of the local authority.

(3) The members of a Committee shall elect one of their numbers to be the chairperson who should be a member of the local authority.”.

—Barry Cowen.

61. In page 45, line 1, after “authorities” to insert “and statutory agencies”.

—Brian Stanley.

62. In page 45, line 9, after “promoting” to insert “social inclusion and”.

—Brian Stanley.

[SECTION 35]

63. In page 45, between lines 13 and 14, to insert the following:

- “(h) representatives of social partners, and
- (i) communities of interest.”.

—Brian Stanley.

64. In page 46, line 35, after “engagement” to insert “and consultation”.

—Brian Stanley.

65. In page 46, line 35, after “community” to insert “and communities of interest”.

—Brian Stanley.

66. In page 48, line 8, after “Schedule 16” to insert the following:

- “including the new addition of a relevant body titled the North Inner City Community Development Limited”.

—Catherine Murphy.

67. In page 48, between lines 32 and 33, to insert the following:

- “(e) to recognise the right of its employees to form and be represented by a trade union for the purposes of collective bargaining.”.

—Brian Stanley.

SECTION 36

68. In page 50, to delete lines 13 to 22.

—Brian Stanley.

69. In page 50, to delete lines 35 to 41, and in page 51, to delete lines 1 to 5 and substitute the following:

- “(c) a municipal district contains the area of a town (including all the environs of the town for the purposes of the census of population concerned) the population of which, when rounded to the nearest 1,000 as shown in the latest census report of the Central Statistics Office, is equal to or greater than 20,000, then the municipal district members for such district may decide by resolution to use the title ‘Mayor’ or ‘Deputy Mayor’, to describe its office of Cathaoirleach or Leas-Chathaoirleach notwithstanding the provisions of section 31 (as amended by the *Local Government Act 2013*).”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

70. In page 51, line 40, after “council” to insert “, or a municipal district”.

—Barry Cowen, Catherine Murphy.

SECTION 40

[SECTION 40]

71. In page 53, line 20, after “matters” to insert “and the chairperson of such committee will be a member of the relevant Local Enterprise office”.

—Barry Cowen, Catherine Murphy, Brian Stanley.

72. In page 54, between lines 15 and 16, to insert the following:

“(c) Where any refusal or failure by a public authority is reported to a local authority under paragraph (b), then the local authority may report such refusal or failure, together with any explanation furnished by the public authority, to any Minister of the Government—

- (i) on whom functions relating to the public authority concerned stand conferred, or
- (ii) who has general responsibility for the public authority concerned.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

73. In page 54, line 18, to delete “have regard to” and substitute “be consistent with”.

—Catherine Murphy.

SECTION 41

74. In page 54, between lines 19 and 20, to insert the following:

**“Area committees**

41. The Principal Act is amended by substituting the following for section 50:

“50. (1) A local authority to which this section applies may establish by resolution a committee in respect of a local electoral area or of 2 or more adjoining such areas or any other area in its administrative area to be known by some appropriate name followed by the words ‘Area Committee’, or by such other title, as may be designated by the authority.

- (2) This section applies to the following local authorities:

- (a) Cork City Council;
- (b) Dublin City Council;
- (c) Dun Laoghaire-Rathdown County Council;
- (d) Fingal County Council;
- (e) Galway City Council;
- (f) South Dublin County Council.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

SECTION 43

[SECTION 43]

75. In page 56, line 40, to delete “approved as a reserved function” and substitute “(being a policy approved as a reserved function)”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

SECTION 44

76. In page 57, to delete lines 2 to 29 and substitute the following:

- “(1) (a) The elected council of each local authority shall form a committee, to be known as the corporate policy group and in this section referred to as the ‘policy group’.
- (b) The membership of the policy group shall be assigned proportionately according to the d’Hondt method using the share of first preference vote received by each registered political party and the combined vote of all independent members at the preceding local authority election.
- (c) For the purposes of this section, ‘independent member’ means any person elected to the council who is not a member of a registered political party.”.

—Catherine Murphy.

77. In page 57, between lines 8 and 9, to insert the following:

- “(c) a representative of each local community development committee established in accordance with section 49A, who shall be—
- (i) the chairperson of the local community development committee, or
- (ii) where the chairperson is employed by, or seconded to, the local authority, such other member of the local community development committee as the committee may decide.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

78. In page 57, line 9, to delete “(c) the leader” and substitute the following:

- “(d) the leader”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

79. In page 57, line 9, after “party” to insert “or political grouping”.

—Brian Stanley.

80. In page 57, lines 10 and 11, to delete “20 per cent” and substitute “10 per cent”.

—Brian Stanley.

81. In page 57, line 19, after “party” to insert “or political groups”.

—Brian Stanley.

[SECTION 44]

82. In page 57, line 22, to delete “(d) where” and substitute the following:

“(e) where”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

83. In page 57, line 23, to delete “paragraph (a), (b) or (c)” and substitute “paragraph (a), (b), (c) or (d)”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

SECTION 46

84. In page 58, between lines 27 and 28, to insert the following:

**“Local authority service delivery plans**

46. The Principal Act is amended by inserting the following section after section 134:

“134A. (1) In respect of the local financial year which follows the commencement of this section and in respect of every financial year thereafter, each local authority shall prepare in accordance with subsection (5) a plan (in this section and Part 3 of Schedule 14A referred to as a ‘service delivery plan’) identifying the services intended to be provided by it to the public.

(2) The service delivery plan of a local authority shall be consistent with the provisions in the local authority budget of the expenditure estimated to be necessary for the local authority to carry out its functions during the local financial year to which that plan relates.

(3) The service delivery plan of a local authority shall take account of best practice in service delivery (including, where appropriate in relation to the delivery of services, best practice having regard to performance of functions identified pursuant to section 126C(1)(c)) and that plan shall include—

(a) a statement of the principal services that will either continue to be provided or will otherwise be provided by the local authority in respect of the local financial year to which the plan relates,

(b) the objectives and priorities for the delivery of each of the services to which paragraph (a) relates, and the strategies for achieving those objectives and priorities,

(c) the performance standards intended to be met in the delivery of services, including reference to each appropriate performance standard prescribed by the Minister,

(d) the manner in which the local authority proposes to assess its performance in respect of the delivery of services, including identification of the relevant indicators for the purposes of section 126C(1)(a) and the performance indicators and performance standards prescribed by the Minister under subsection (7) as are

appropriate to each service in the service delivery plan, and

- (e) such other matters as may be provided for by the Minister under subsection (7) or (8).
- (4) In preparing its service delivery plan a local authority shall—
- (a) take account of such policies and objectives in relation to any of its functional programmes that are set out in—
    - (i) any other plan, statement or strategy under the *Local Government Acts 1925 to 2013*,
    - (ii) any service level agreements, or
    - (iii) any other document prepared by it under this Act or any other enactment,and in so preparing its plan the local authority shall comply with sections 69 and 71, and
  - (b) having regard to the outcome of any assessment carried out pursuant to subsection (6), indicate the actions proposed to be taken to meet any performance standard prescribed by the Minister under subsection (7) or as a result of a comparison with any relevant indicator identified by the National Oversight and Audit Commission or prescribed by the Minister under section 126C(1).
- (5) (a) As soon as may be following the adoption of the local authority budget, the service delivery plan shall be—
- (i) prepared, in consultation with the elected members, under the direction of the chief executive in such manner, and in accordance with the timescale and format as may be prescribed by regulations made by the Minister, and
  - (ii) considered by the elected members and be adopted by resolution, with or without amendment, within such time limit and in accordance with such conditions and requirements, as may be so prescribed.
- (b) In making an amendment under paragraph (a)(ii), the elected members shall have regard to the local authority budget adopted in accordance with section 103(9).
- (c) The adoption of the service delivery plan, with or without amendments, is a reserved function.
- (6) A local authority shall include in its annual report an assessment of its delivery of services during the year concerned when compared with its service delivery plan for that year, including reference to those performance standards and performance indicators specified in regulations made under this section and such relevant indicators identified by the National Oversight and Audit Commission or

[SECTION 46]

prescribed by the Minister under section 126C(1) as are appropriate.

- (7) (a) The Minister may make regulations for one or more of the following matters:
- (i) performance standards against which the effectiveness and efficiency of the delivery of services may be measured, and performance indicators to facilitate the evaluation of the performance of the local authority;
  - (ii) the comparison of one local authority, or class of local authorities, to another local authority or class of local authorities, as the case may be, in the delivery of services, and as appropriate, against any performance standard specified;
  - (iii) such other matters as the Minister may consider appropriate in relation to the preparation of service delivery plans.
- (b) Before making regulations under this subsection, the Minister shall consult with the National Oversight and Audit Commission, and with any other Minister of the Government in respect of services provided by a local authority for which that other Minister is responsible.
- (c) Regulations made by the Minister under this subsection shall be without prejudice to relevant indicators specified by the National Oversight and Audit Commission or prescribed by the Minister under section 126C(1).
- (8) (a) The Minister may issue guidelines in respect of—
- (i) the content and preparation of service delivery plans,
  - (ii) publication of service delivery plans,
  - (iii) such other matters as the Minister may consider appropriate, and each local authority shall have regard to such guidelines.
- (b) Guidelines under this subsection may provide for a service delivery plan of a local authority to take account of and to reflect the principal activities of municipal district members within its administrative area and for necessary consultation for that purpose.”.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**85.** In page 59, line 10, to delete “strategic policy committee” and substitute “committee”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**86.** In page 59, line 10, after “body” to insert “(as the case may be)”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

SECTION 47



[SECTION 47]

87. In page 60, line 9, to delete “inserting the following after paragraph (d)” and substitute “substituting the following for paragraph (d)”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

88. In page 60, between lines 9 and 10, to insert the following:

“(d) so as to prevent the performance of any function of a local authority which the authority or the chief executive is required by law or by order of a court to perform.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

89. In page 60, line 10, to delete ““(e) to any act” and substitute “(e) to any act”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

*Section opposed.*

—Brian Stanley.

SECTION 48

90. In page 62, lines 22 to 24, to delete all words from and including “providing” in line 22 down to and including “allowances” in line 24 and substitute the following:

“providing for a reduction in remuneration or any allowances for expenses (including the amount of such reduction expressed as a percentage of specified remuneration or allowances for expenses, as the case may be)”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

SECTION 49

91. In page 65, between lines 9 and 10, to insert the following:

“(7) The Chief Executive will refer the establishment of all new local authority committees to the approval of a full meeting of the council.”.

—Barry Cowen.

92. In page 68, delete lines 7 to 11 and substitute the following:

“(a) whose tenure is governed by an order under section 47 of the Local Government Act 1991 (in this subsection referred to as the ‘Act of 1991’), or”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

93. In page 68, line 12, to delete “(c) whose tenure” and substitute “(b) whose tenure”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

SECTION 51

94. In page 71, line 8, after “authorities” to insert “or, in the event that there is a single association, such association”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

[SECTION 51]

95. In page 71, lines 16 to 20 to delete all words from “associations.” in line 16 down to and including “Minister.” in line 20 and substitute “associations.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

SECTION 52

96. In page 71, to delete line 33.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

97. In page 72, between lines 5 and 6, to insert the following:

“(c) by substituting the following for paragraph 5:

- “5. A local authority shall hold its budget meeting in accordance with section 103 within the period directed by the Minister for the purposes of that section.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

98. In page 72, line 7, after “Where” to insert “at a meeting”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

99. In page 72, line 8, to delete “paragraph” and substitute “subparagraph”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

100. In page 72, line 10, to delete “paragraph” and substitute “subparagraph”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

101. In page 72, line 13, to delete “allowances for expenses incurred” and substitute “remuneration to, and any allowances for expenses incurred.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

102. In page 72, line 34, to delete “90 per cent.” and substitute “90 per cent.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

103. In page 72, between lines 34 and 35, to insert the following:

“(5) (a) Where at a meeting—

(i) the resolutions referred to in clauses (a) and (b) of subparagraph (4) have been resolved, and

(ii) where, following the chair expressing the further opinion that the member has continued to be disorderly by disregarding the ruling of the chair, or by behaving irregularly, improperly or offensively, or by otherwise obstructing the business of the meeting and the chair has conveyed such further opinion to the members present by naming the member concerned, it has been resolved further, on a motion moved by the chair or any member (which motion, if seconded, shall have been put and determined without discussion) that for a specified period ‘the member stand suspended with immediate

[SECTION 52]

effect from all meetings of the local authority and any committee of the local authority, and all meetings of municipal district members' and the period so specified is, subject to clause (c), for at least one month but does not exceed 3 months,

then the consequences provided for by subparagraph (4) shall not apply to the member concerned in relation to that suspension except and to the extent provided for by clause (g) in respect of any other suspension.

- (b) Having regard to clause (f), the members of the local authority may, at any subsequent meeting during the period specified in the resolution under clause (a)(ii), pass a further resolution lifting the suspension, and the suspension shall be lifted with immediate effect.
- (c) If, within a period of 3 months following the ending of a suspension in accordance with clause (a) or (b), further resolutions to which clause (a) relates are proposed to be adopted in respect of that member, then the period provided for in a resolution under clause (a)(ii) shall be at least 3 months but shall not exceed 6 months.
- (d) Having regard to clause (f), a suspension under this subparagraph shall cease to have effect on the ordinary day of retirement.
- (e) Where a resolution under clause (a) suspending a member has been passed, the member concerned shall not be entitled to attend, speak at or take any part in any meetings of the local authority and any committee of the local authority, and any meetings of municipal district members, and notwithstanding the provisions of paragraphs 6 and 7, shall not be entitled to present a request to the Cathaoirleach to require a special meeting of the local authority to be convened and shall not be entitled to receive any services in respect of meetings of the local authority or any committee of the local authority, or meetings of municipal district members, including the agenda and papers circulated to members, for the period specified in the resolution while it remains in force.
- (f) No remuneration to, or allowances for expenses incurred, by the member concerned, as provided by regulations under section 142, shall be paid (irrespective of whether a local election is to be held during the period concerned) for the duration of the suspension to which clause (a) or (c) relates. Notwithstanding any lifting of a suspension in accordance with clause (b), or cessation of a suspension in accordance with clause (d), such lifting or cessation shall not have the effect of reducing the period in respect of which remuneration or allowances for expenses incurred are not to be paid as a consequence of the suspension.

[SECTION 52]

- (g) The suspension of remuneration or allowances for expenses incurred by virtue of clause (f) shall, during the suspension period specified in the resolution under this paragraph, supersede any reduction in remuneration or allowances for expenses that would, but for this clause, be incurred under subparagraph (4) but shall not affect any such reduction after the suspension period so specified.
- (6) The chief executive, following consultation with the Cathaoirleach, may make such provision for the exclusion or, where necessary, the removal from any meeting of the local authority or any committee of the local authority, or meeting of municipal district members, of the member suspended in accordance with subparagraph (1) or (5) as appear necessary to the chief executive.”.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**104.** In page 72, to delete line 35.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**105.** In page 72, line 36, to delete “ “manager”.” and substitute the following:

“ “manager”,

- (e) in paragraph 17(1), by substituting “or, subject to any regulations made under section 44(3), a joint committee” for “or a joint committee”, and
- (f) in paragraph 17, by inserting the following after subparagraph (1):

“(1A) In the application under subparagraph (1) of paragraph 13, nothing shall be read as enabling a committee of a local authority or a joint committee passing a resolution to suspend a person other than from the committee or joint committee itself.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

SECTION 53

**106.** In page 73, lines 19 to 34, to delete all words from and including “shall” in line 19 down to and including “subsection (2).”.” in line 34 and substitute the following:

“shall, prior to the preparation of the draft local authority budget, invite municipal district members for each municipal district in the council’s functional area to make and submit a budgetary submission in respect of their municipal district.

- (b) The Chief Executive shall make all necessary resources available to municipal district members to enable them prepare a budgetary submission under paragraph (a).
- (c) The Chief Executive shall direct the preparation of a draft budgetary plan for each municipal district following receipt of each budgetary submission under paragraph (a), the provisions of each shall be adhered to unless otherwise directed by the Chief

[SECTION 53]

Executive.

- (d) In each case where the Chief Executive, in preparation of a draft budgetary plan, deviates from consistency with the budgetary submissions received under paragraph (a), he or she shall state the reasons for such deviation.
- (e) Following consideration of a draft budgetary plan under this section, the municipal district members may make amendments to the draft budgetary plan.
- (f) The making of amendments under paragraph (e) by the municipal district members is a reserved function.
- (g) The chief executive shall incorporate the budgetary plan adopted by the municipal district members in preparing the draft local authority budget (in accordance with subsection (2)).”,”.

—Catherine Murphy.

**107.**In page 73, between lines 26 and 27, to insert the following:

- “(b) In determining the resources to be made available to each municipal district in the draft budgetary plan, the chief executive shall have regard to—
  - (i) the needs of, and the resources available or likely to be available to, the local authority, and
  - (ii) resource needs of each municipal district including, where appropriate, the population of each municipal district.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**108.**In page 73, between lines 34 and 35, to insert the following:

- “(e) A county council or a city and county council is required to ensure that income redistributed to a municipal district will be on a fair and equitable basis, and reasonably proportional to the income directly generated within that municipal district.”.

—Barry Cowen, Catherine Murphy, Barry Stanley.

**109.**In page 74, line 27, to delete “Following” and substitute “As soon as may be following”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**110.**In page 74, lines 27 and 28, to delete “but before the start of each local financial year.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**111.**In page 74, line 32, to delete “manner and in the format” and substitute “manner, format and within the timescale”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

SECTION 56

[SECTION 56]

**112.** In page 77, between lines 20 and 21, to insert the following:

**“56.** The position of a local government regulator shall be established and he or she shall be responsible for maintaining a system that would constantly review the local government system by—

- (a) providing independent metric comparisons,
- (b) providing comparisons of service between local authorities based on nationally agreed metrics,
- (c) ensuring best practice is exchanged between other local authorities, and
- (d) reporting to national government on the impact of the changes to local government as a result of the enactment of this Act and making recommendations on said changes.”.

—Barry Cowen.

SECTION 57

**113.** In page 89, line 20, to delete “regional planning guidelines” and substitute “regional spatial and economic strategy”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**114.** In page 90, line 5, to delete “officers and servants” and substitute “employees”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**115.** In page 90, between lines 10 and 11, to insert the following:

“(xii) the designation of the assembly to be the successor of one or more than one regional authority, including in respect of part of the administrative area of a regional authority, established by the Local Government Act 1991 (Regional Authorities) (Establishment) Order 1993 (S.I. No. 394 of 1993), on the dissolution of such authority or authorities and the transfer to such assembly—

(I) of the assets and liabilities of such authority or authorities,  
or

(II) in so far as the designation relates to part of the administrative area of a regional authority, of specified assets or liabilities of such authority or of a specified portion of any of those assets and liabilities,

and any land to which the order relates shall, on the date specified in the order in relation to that land, vest in such assembly without any further conveyance, transfer or assignment.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

[SECTION 57]

**116.** In page 90, line 11, to delete “(xii) any other matter” and substitute “(xiii) any other matter”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**117.** In page 90, between lines 13 and 14, to insert the following:

“(c) An establishment order or an order amending an establishment order may contain such provisions as the Minister considers necessary or expedient consequential on the dissolution of a regional authority established by the Local Government Act 1991 (Regional Authorities) (Establishment) Order 1993 (S.I. No. 394 of 1993) and, in particular, may make provision for—

(i) the application of any of the provisions of *Schedule 4* (other than paragraphs 3(2), 7, 8, 12, 13, 14(3), 14(4) and 15) of the *Local Government Act 2013* to such regional authority as if—

(I) references in that Schedule to ‘relevant day or date’ were a reference to the date provided for in the order for the dissolution of the regional authority concerned,

(II) references to a dissolved authority were references to a dissolved regional authority,

(III) in relation to a regional authority, references to a successor authority were references to a regional assembly designated in the order as the successor body in accordance with subsection 4(b)(xii),

together with such other modifications as the Minister considers necessary or expedient, and

(ii) any other transitional, supplementary or incidental matters that appear to the Minister to be necessary or expedient to facilitate the dissolution either generally of all regional authorities or of one or more than one named regional authority.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**118.** In page 91, line 30, to delete “The establishment order” and substitute “An establishment order”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**119.** In page 92, lines 4 to 6, to delete all words from and including “(within” in line 4 down to and including “section.” in line 6 and substitute the following:

“established by the Local Government Act 1991 (Regional Authorities) (Establishment) Order 1993 (S.I. No. 394 of 1993).”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

[SECTION 57]

SECTION 58

120. In page 92, between lines 15 and 16, to insert the following:

“PART 10

REGIONAL ASSEMBLIES AND REGIONAL SPATIAL AND ECONOMIC STRATEGY

**Regional assemblies and regional spatial and economic strategy**

58. (1) The Planning and Development Act 2000 is amended by substituting the following for Chapter III of Part II:

“CHAPTER III

*Regional Spatial and Economic Strategy*

**Power to make regional spatial and economic strategy**

21. (1) A regional assembly—
- (a) may make a regional spatial and economic strategy—
    - (i) after consultation with the planning authorities within its region,  
or
    - (ii) in the case of the regional assemblies in respect of the GDA,  
after consultation with the planning authorities within their  
regions and the NTA,
  - or
  - (b) shall make a regional spatial and economic strategy, at the direction  
of the Minister.
- (2) Regional spatial and economic strategy may be made for a whole  
region or for one or more parts of a region, but where there are  
regional assemblies in respect of the GDA shall, in the case of the  
GDA, be made jointly by such regional assemblies.
- (3) (a) The Minister may direct one or more regional assemblies to make a  
regional spatial and economic strategy in respect of the combined  
area of the regional assemblies involved or in respect of any  
particular part or parts of the area which lie within the area of those  
regional assemblies.
- (b) Where it is proposed to make a regional spatial and economic  
strategy pursuant to a direction under paragraph (a), the regional  
assemblies concerned shall make whatever arrangements they see  
fit to prepare such strategy, including the carrying out of their  
functions under this Chapter as a joint function of the assemblies  
concerned, and this Chapter shall be construed accordingly.



- (4) Notwithstanding any other provision of this Act, the regional planning guidelines prepared by a dissolved regional authority and published in respect of the period 2010 to 2022, shall continue to have effect as if made under this Part until a regional spatial and economic strategy is prepared and adopted by the regional assembly concerned.
- (5) The Minister may make regulations concerning the making of regional spatial and economic strategies and related matters.

**Co-operation of planning authorities with regional assembly**

22. (1) Where a regional assembly intends to make a regional spatial and economic strategy in accordance with section 24, or to review an existing strategy under section 26, it shall, as soon as may be, consult with all the planning authorities within the region (or part thereof, as the case may be) in order to make the necessary arrangements for making the strategy.
- (2) (a) A planning authority shall assist and co-operate with a regional assembly in making arrangements for the preparation of a regional spatial and economic strategy and in carrying out the preparation of the strategy.
- (b) The provision of assistance under paragraph (a) shall include the provision of financial assistance, the services of staff and the provision of accommodation, where necessary, and the regional assembly and planning authorities concerned shall agree on the provision of such assistance based on the proportion of the population of the area for which the regional spatial and economic strategies are prepared who are resident in the functional areas of the planning authorities concerned.
- (c) In the absence of agreement under paragraph (b), a regional assembly may request the relevant planning authorities to provide assistance under this section, and the request shall be based on the proportion of the population of the area for which the regional spatial and economic strategies is prepared resident in the functional areas of the planning authorities concerned, and a planning authority shall not refuse a reasonable request for assistance.

**Cooperation of public bodies with regional assemblies**

- 22A. (1) Where a regional assembly intends to make a regional spatial and economic strategy in accordance with section 24, or to review an existing strategy under section 26, it shall, as soon as may be, consult with—
- (a) each public body, and
  - (b) any body or bodies under the aegis of a public body in respect of which, in the opinion of the regional assembly, consultation with is of relevance for the purpose making the regional spatial and

economic strategy or reviewing an existing strategy.

- (2) The public body shall assist and co-operate as far as practicable with the regional assembly in the preparation of the strategy and thereafter supporting its implementation.
- (3) Each public body shall consult with the regional assemblies, as appropriate, when preparing its own strategies, plans and programmes and so as to ensure that they are consistent, as far as practicable, with national and regional objectives set out in the National Spatial Strategy and regional spatial and economic strategies.
- (4) Where the Minister is of the opinion that consultation between a regional assembly and a body under the aegis of a public body would be of relevance—
  - (a) for the purpose of making, by the regional assembly, of the regional spatial and economic strategy or reviewing an existing strategy, or
  - (b) for the purpose of subsection (3), were the body a public body,then the Minister may so declare such body to be a public body for the purposes of consultation under this section and such regulations may be made either generally or in respect of one or more than one regional assembly.
- (5) In this section ‘public body’ means—
  - (a) the Minister,
  - (b) the Minister for Finance,
  - (c) the Minister for Public Expenditure and Reform,
  - (d) the Minister for Jobs, Enterprise and Innovation,
  - (e) the Minister for Communications, Energy and Natural Resources,
  - (f) the Minister for Agriculture, Food and the Marine,
  - (g) the Minister for Transport, Tourism and Sport,
  - (h) the Minister for Health,
  - (i) the Minister for Education and Skills,
  - (j) the Minister for Foreign Affairs and Trade,
  - (k) a body under the aegis of a public body (including a public body pursuant to this paragraph) to which subsection (4) relates.

**Content and objectives of regional spatial and economic strategy**

23. (1) (a) The objective of regional spatial and economic strategies shall be to support the implementation of the National Spatial Strategy and the economic policies and objectives of the Government by providing a long-term strategic planning and economic framework

for the development of the region for which the strategies are prepared which shall be consistent with the National Spatial Strategy and the economic policies or objectives of the Government.

- (b) The planning and economic framework referred to in paragraph (a) shall consider the future development of the region for which the strategy is prepared for a period of not less than 12 years and not more than 20 years.
- (2) The regional spatial and economic strategy shall, for the whole of the region to which the strategy relates and in accordance with the principles of proper planning and sustainable development and the economic policies and objectives of the Government, address the following matters:
- (a) any policies or objectives for the time being of the Government or any Minister for the Government, or any policies contained in the National Spatial Strategy in relation to national and regional population targets;
  - (b) in respect of regional economic strategy—
    - (i) enhancing overall regional economic performance by identifying regional strengths and opportunities having regard to economic and employment trends and the means of maintaining and augmenting regional economic performance,
    - (ii) proposals for augmenting the economic performance of the region across all relevant economic sectors including, in particular, the foreign direct investment, indigenous industry, small and medium enterprise, tourism, agriculture, forestry, marine and other natural resource sectors,
    - (iii) enhancing regional innovation capacity, including investment in research and development capacity, technology transfer between third level education and enterprise, and up-skilling and re-skilling,
    - (iv) identifying the regional attributes that are essential to enhancing regional economic performance, including—
      - (I) the quality of the environment,
      - (II) the qualities of cities and towns,
      - (III) the physical infrastructure, and
      - (IV) the social, community and cultural facilities,and
    - (v) proposals to maintain or augment, or both, the attributes referred to in subparagraph (iv) in such manner as will be implemented

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under the strategy through the activities of relevant public bodies, private sector investment and the community;

- (c) in respect of regional spatial strategy and taking account of the economic dimension of the strategy—
    - (i) the location of employment, industrial and commercial development,
    - (ii) the location of retail development,
    - (iii) the location of housing,
    - (iv) the provision of transportation, including public transportation, water services, energy and communications networks and waste management facilities,
    - (v) the provision of educational, healthcare, sports and community facilities,
    - (vi) the preservation and protection of the environment and its amenities, including the archaeological, architectural and natural heritage,
    - (vii) landscape, in accordance with relevant policies or objectives for the time being of the Government or any Minister of the Government relating to providing a framework for identification, assessment, protection, management and planning of landscapes and developed having regard to the European Landscape Convention done at Florence on 20 October 2000, and
    - (viii) the promotion of sustainable settlement and transportation strategies in urban and rural areas, including the promotion of measures to reduce anthropogenic greenhouse gas emissions and address the necessity of adaptation to climate change;
  - (d) in respect of the evaluation and reporting of the regional spatial and economic strategy, the monitoring and reporting arrangements required to measure progress in addressing the matters referred to in this subsection.
- (3) In preparing its regional spatial and economic strategy a regional assembly shall—
- (a) ensure that the strategy is, in particular, consistent with—
    - (i) this Chapter and any regulations made under it,
    - (ii) national economic policy as set out in relevant government strategies,
    - (iii) national planning policy as set out in the National Spatial Strategy or any successor strategy,

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- (iv) any relevant directives, policies or guidelines issued by the Minister under the Planning and Development Acts 2000 to 2013,
  - (v) any direction by the Minister in respect of such programmes, policies and guidelines of any Minister of the Government (including the Minister) requiring a regional assembly to have regard to, and
  - (vi) the relevant plans and strategies of public bodies to which section 22A relates and of any other body prescribed by the Minister for the purposes of this section,
- (b) consult with the public bodies to which section 22A relates in such manner and to such extent as the Minister may direct in writing, and
- (c) co-ordinate the development of its regional spatial and economic strategy in a manner that is, to the greatest extent possible, consistent with the policies of the public bodies to which section 22A relates.
- (4) Where the Minister is of the opinion that the adoption of any provision of a draft regional spatial and economic strategy would be inconsistent with Government policy, then the Minister may, after consultation with such other Minister of the Government (if any) as the Minister considers necessary in the circumstances, direct a regional assembly not to adopt the draft strategy with those provisions in it or incorporate appropriate amendments to ensure consistency with the policies and objective of the Government, and the regional assembly concerned shall act accordingly.
- (5) The Minister may, for the purposes of giving effect to Directive 2001/42/EC of the European Parliament and Council of 27 June 2001 on the assessment of the effects of certain plans and programmes on the environment<sup>1</sup>, by regulations make provision in relation to consideration of the likely significant effects on the environment of implementing regional spatial and economic strategies.
- (6) An appropriate assessment of a draft regional spatial and economic strategy shall be carried out in accordance with Part XAB.
- (7) (a) When making a regional spatial and economic strategy the regional assembly shall take account of the proper planning and sustainable development of the whole of the region to which the strategy relates, the statutory obligations of any local authority in the region and any relevant policies or objectives for the time being of the Government or of any Minister of the Government, including any national plans, policies or strategies specified by the Minister to be of relevance to the determination of strategic economic and

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<sup>1</sup> OJ No. L197, 21.7.2001 p.30-37

planning policies.

- (b) When making a regional spatial and economic strategy which affects the Gaeltacht, the regional assembly shall have regard to the need to protect the linguistic and cultural heritage of the Gaeltacht.
  - (c) When making a regional spatial and economic strategy the regional assemblies in respect of the GDA shall ensure that the strategy is consistent with the transport strategy of the NTA.
- (8) Without prejudice to the generality of subsections (2) and (3), the Minister may issue guidelines on the content of regional spatial and economic strategies and regional assemblies shall have regard to those guidelines.

**Consultation regarding regional spatial and economic strategy**

24. (1) As soon as may be after agreeing any necessary arrangements under section 21, a regional assembly shall give notice of its intention to make the regional spatial and economic strategy.
- (2) A notice under subsection (1) shall be given to the Minister, the Board, the prescribed authorities in the area and shall be published in one or more newspapers circulating in the region for which the regional spatial and economic strategy is prepared and shall—
- (a) state that the regional assembly intends to make a regional spatial and economic strategy,
  - (b) indicate the matters to be considered in the regional spatial and economic strategy, having regard to section 23,
  - (c) indicate that submissions regarding the making of the regional spatial and economic strategy may be made in writing to the regional assembly within a specified period (which shall not be less than 8 weeks).
- (3) A regional assembly shall consider any submissions received under subsection (2) before preparing the draft regional spatial and economic strategy.
- (4) When a regional assembly prepares the draft of the regional spatial and economic strategy it shall, as soon as may be—
- (a) send notice and copies of the draft strategy to the Minister, the Board, the prescribed authorities in its area, and
  - (b) publish notice of the preparation of the draft in one or more newspapers circulating in its area.
- (5) A notice under subsection (4) shall state—
- (a) that a copy of the draft strategy may be inspected at a stated place or places and at stated times during a stated period of not less than 10 weeks (and the copy shall be kept available for inspection

accordingly), and

- (b) that written submissions or observations with respect to the draft made to the regional assembly within the stated period will be taken into consideration before the regional spatial and economic strategy is adopted.
- (6) When the regional assemblies in respect of the GDA prepare the draft of the regional spatial and economic strategy they shall include a statement in that draft on the actions being taken or proposed to ensure effective integration of transport and land use planning, including in particular—
- (a) a statement explaining how the regional assemblies propose to address the matters identified in the report of the NTA prepared in accordance with section 31F, and
  - (b) where the regional assemblies do not propose to address, or propose to only partially address, any matter identified in the report of the NTA prepared in accordance with section 31F, a statement of the reasons for that course of action.
- (7) When a regional assembly (other than the regional assemblies in respect of the GDA) prepares the draft of the regional spatial and economic strategy it shall include a statement in that draft on the actions being taken or proposed to ensure effective integration of transport and land use planning, including in particular—
- (a) a statement explaining how it proposes to address the matters identified in the report of the NTA prepared in accordance with section 31FF, and
  - (b) where it does not propose to address, or proposes to only partially address, any matter identified in the report of the NTA prepared in accordance with section 31FF, a statement of the reasons for that course of action.
- (8) (a) Subject to paragraphs (b) and (e), following consideration of submissions or observations under subsection (5), and subject to section 25, the regional assembly shall, subject to any amendments that it considers necessary, make the regional spatial and economic strategy.
- (b) The regional assembly shall determine if a strategic environmental assessment or an appropriate assessment or both such assessments, as the case may be, is or are required to be carried out as respects one or more than one proposed material amendment of the draft regional spatial and economic strategy.
  - (c) The director of the regional assembly, not later than 2 weeks after a determination under paragraph (b) shall specify such period as he or she considers necessary as being required to facilitate an

assessment referred to in paragraph (b).

- (d) The regional assembly shall publish notice of any proposed material amendment, and where appropriate in the circumstances, the making of a determination that a strategic environmental assessment or an appropriate assessment or both such assessments, as the case may be, is or are required, in at least one newspaper circulating in its area.
- (e) The notice referred to in paragraph (d) shall state—
  - (i) that a copy of any proposed material amendment and of any determination by the regional assembly that an assessment referred to in paragraph (b) is required may be inspected at a stated place or places and at stated times, and on the assembly's website, during a stated period of not less than 4 weeks (and that copies will be kept for inspection accordingly), and
  - (ii) that written submissions or observations with respect to the proposed material amendment or an assessment referred to in paragraph (b) and made to the regional assembly within a stated period shall be taken into account by the assembly before the regional spatial and economic strategy is adopted.
- (f) The regional assembly shall carry out an assessment referred to in paragraph (b) of the proposed material amendment of the draft regional spatial and economic strategy within the period specified by the director of the regional assembly.
- (9) Following the consideration of submissions or observations under subsection (8), and subject to section 25, the regional assembly shall make the regional spatial and economic strategy with or without the proposed material amendments, subject to any minor modifications considered necessary.
- (10) A minor modification referred to in subsection (9) may be made where it is minor in nature and therefore not likely to have significant effects on the environment or adversely affect the integrity of a European site.
- (11) (a) Where a regional assembly makes a regional spatial and economic strategy, it shall publish a notice of the making of the strategy in at least one newspaper circulating in the functional area of each planning authority in the region for which the strategy is prepared.
  - (b) A notice under this subsection shall state that a copy of the regional spatial and economic strategy is available for inspection at a stated place or places (and the copy shall be kept available for inspection accordingly).

**Procedure for making regional spatial and economic strategy**

25. (1) As part of the consultation between a regional assembly and the relevant planning authorities under section 22, the regional assembly



and the planning authorities concerned shall agree on a procedure for preparing and making the regional spatial and economic strategy under section 24.

- (2) Matters to be considered under subsection (1) shall include the establishment of committees to oversee and consider preparation of the strategy.
- (3) The authorities and assemblies concerned shall agree on the membership of the committees under subsection (2) and shall also agree on the roles of those committees in preparing the draft regional spatial and economic strategy, considering submissions or observations under section 24, and drawing up reports in respect of the strategy.
- (4) When the regional assemblies in respect of the GDA make a regional spatial and economic strategy they shall include in the strategy a statement on the actions being taken or proposed to ensure effective integration of transport and land use planning, including in particular—
  - (a) a statement explaining how the regional assemblies propose to address the matters identified in the report of the NTA prepared in accordance with section 31G, and
  - (b) where the regional assemblies do not propose to address, or propose only to partially address, any matter identified in the report of the NTA prepared in accordance with section 31G, a statement of the reasons for that course of action.
- (5) When a regional assembly (other than the regional assemblies in respect of the GDA) makes a regional spatial and economic strategy it shall include in the strategy a statement on the actions being taken or proposed to ensure effective integration of transport and land use planning, including in particular—
  - (a) a statement explaining how it proposes to address the matters identified in the report of the NTA prepared in accordance with section 31GG, and
  - (b) where it does not propose to address, or proposes only to partially address, any matter identified in the report of the NTA prepared in accordance with section 31GG, a statement of the reasons for that course of action.
- (6) The making of a regional spatial and economic strategy under section 24(8) shall be a matter for the members of the regional assembly concerned, following the consideration of any report or reports from the committees referred to in subsection (2).

**Reports on regional spatial and economic strategy**

25A. (1) In respect of the regional spatial and economic strategy of a regional

assembly, the public bodies to which section 22A relate and each local authority within the regional assembly area shall, every 2 years, prepare and submit a report to the assembly setting out progress made in supporting objectives, relevant to that body, of the strategy.

- (2) Each regional assembly shall, every 2 years, prepare a report (in this section referred to as a monitoring report) monitoring progress made in implementing the regional spatial and economic strategy.
- (3) The monitoring report shall specify the progress made in securing the overall objectives of the regional spatial and economic strategy, including any specific actions and outcomes, including actions specific to the public bodies to which section 22A relates.
- (4) The regional assembly concerned shall submit its monitoring report to the National Oversight and Audit Commission.
- (5) The National Oversight and Audit Commission shall consider the monitoring report of each regional assembly and may make recommendations to the Minister in relation to relevant measures to further support the implementation of the regional spatial and economic strategy concerned.

#### **Review of regional spatial and economic strategy**

26. (1) Where a regional assembly has made a regional spatial and economic strategy, it shall, not later than 6 years after the making of such a strategy and not less than once in every period of 6 years thereafter, review such strategy and when so reviewing, it may revoke the strategy or make a new regional spatial and economic strategy.
- (2) Before a regional assembly revokes a strategy referred to in subsection (1) (other than for the purpose of making a new regional spatial and economic strategy), it shall consult with the planning authorities within its region.
- (3) Where the regional assembly makes a new regional spatial and economic strategy, it shall follow the procedures laid down in sections 22, 24 and 25.
- (4) Where a new strategy is made under subsection (1), it shall supersede any previous regional spatial and economic strategy.

#### **Regional spatial and economic strategy and development plans**

27. (1) A planning authority shall ensure, when making a development plan or a local area plan, that the plan is consistent with any regional spatial and economic strategy in force for its area.
- (2) The Minister may, by order, determine that planning authorities shall comply with any regional spatial and economic strategy in force for their area, or any part thereof, when preparing and making a development plan, or may require in accordance with section 31 that an existing development plan comply with any regional spatial and

economic strategy in force for the area.

- (3) An order under subsection (2) may relate—
  - (a) generally to every regional spatial and economic strategy,
  - (b) to one or more than one specified strategy, or
  - (c) to specific elements of each strategy.
- (4) Following the making of a regional spatial and economic strategy for its area, each planning authority shall review the existing development plan and consider whether any variation of the development plan is necessary in order to achieve the objectives of the regional spatial and economic strategy.
- (5) For the purposes of this section, a planning authority may have, but shall not be obliged to have, regard to any regional spatial and economic strategy after 6 years from the making of such strategy.
- (6) The Minister may make regulations concerning matters of procedure and administration to be adopted by a regional assembly in the performance of its functions relating to the preparation of a draft development plan, making of a development plan or variation of a development plan, as the case may be.

**Report of regional assembly for preparation of draft development plan**

- 27A. (1) Where a regional assembly receives a notice from a planning authority under section 11(1) it shall prepare submissions or observations for the purposes of section 11(2).
- (2) Submissions or observations made by a regional assembly under section 11(2) shall contain a report on matters that, in the opinion of the regional assembly, require consideration by the planning authority concerned in making the development plan.
  - (3) The submissions or observations and report of the regional assembly shall include, but shall not be limited to, recommendations regarding each of the following matters as respects the area to which the development plan relates:
    - (a) any policies or objectives for the time being of the Government or any Minister of the Government in relation to national and regional population targets, and the best distribution of residential development and related employment development with a view to—
      - (i) promoting consistency as far as possible, between housing, settlement and economic objectives in the draft development plan and core strategy and the regional spatial and economic strategy, and
      - (ii) assisting in drafting the core strategy of the draft development

plan;

- (b) the objectives of providing physical, economic or social infrastructure in a manner that promotes balanced regional development;
  - (c) planning for the best use of land having regard to location, scale and density of new development to benefit from investment of public funds in transport infrastructure and public transport services; and
  - (d) collaboration between the planning authority and the regional assembly in respect of integrated planning for transport and land use, in particular in relation to large scale developments and the promotion of sustainable transportation strategies in urban and rural areas, including the promotion of measures to reduce anthropogenic greenhouse gas emissions and address the necessity of adaptation to climate change.
- (4) One or more regional assemblies, who have been directed by the Minister to make a regional spatial and economic strategy for the purpose of section 21(3) in relation to a combined area of the regional assemblies or in respect of any particular part or parts of the area which lie within the area of those regional assemblies, shall make joint submissions or observations and issue a joint report for the purpose of this section, in respect of the combined area or particular part or parts of the area concerned and shall send a copy of the joint submissions or observations and joint report to the Minister.

**Role of regional assembly in making of development plan**

- 27B. (1) Where a regional assembly receives a notice from a planning authority under section 12(1) it shall prepare submissions and observations for the purposes of section 12(2).
- (2) Submissions or observations made by the regional assembly under subsection (1) shall contain a report which shall state whether, in the opinion of that assembly, the draft development plan, and, in particular, its core strategy, are consistent with the regional spatial and economic strategy in force for the area of the development plan.
  - (3) Where the opinion of the regional assembly stated in the submissions or observations made and the report issued is that the draft development plan and its core strategy are not consistent with the regional spatial and economic strategy, the submissions, observations and report shall include recommendations as to what amendments, in the opinion of the regional assembly, are required in order to ensure that the draft development plan and its core strategy are so consistent.
  - (4) The regional assembly shall send a copy of the submission or observations and the report to the Minister.

- (5) One or more regional assemblies, who have been directed by the Minister to make a regional spatial and economic strategy for the purpose of section 21(3) in relation to a combined area of the regional assemblies or in respect of any particular part or parts of the area which lie within the area of those regional assemblies, shall make joint submissions or observations and issue a joint report for the purpose of this section, in respect of the combined area or particular part or parts of the area concerned and shall send a copy of the joint submissions or observations and joint report to the Minister.

**Role of regional assembly in variation of development plan**

- 27C. (1) Where a regional assembly receives a notice from a planning authority under section 13(1) it shall prepare submissions and observations for the purposes of section 13(2).
- (2) Submissions or observations made by the regional assembly under subsection (1) shall contain a report which shall state whether, in the opinion of that assembly, the draft variation of the development plan, and, in particular, its core strategy, are consistent with the regional spatial and economic strategy in force for the area of the development plan.
  - (3) Where the opinion of the regional assembly stated in the submissions or observations made and the report issued is that the proposed variation of the development plan and its core strategy are not consistent with the regional spatial and economic strategy, the submissions and observations and report shall include recommendations as to what amendments, in the opinion of the regional assembly, are required in order to ensure that the proposed variation to the development plan and its core strategy are so consistent.
  - (4) The regional assembly shall send a copy of the report to the Minister.
  - (5) One or more regional assemblies, who have been directed by the Minister to make a regional spatial and economic strategy for the purpose of section 21(3) in relation to a combined area of the regional assemblies or in respect of any particular part or parts of the area which lie within the area of those regional assemblies, shall make joint submissions or observations and issue a joint report for the purpose of this section, in respect of the combined area or particular part or parts of the area concerned and shall send a copy of the joint submissions or observations and joint report to the Minister.”
- (2) The Planning and Development Act 2000 is amended by substituting the following for section 31FF:

**“Co-operation and further provisions relating to regional spatial and economic strategy**

31FF. (1) Where a regional assembly (other than the regional assemblies in

respect of the GDA) intends to make a regional spatial and economic strategy in accordance with section 24, or to review the existing strategy under section 26, it shall, as soon as may be, consult with the NTA in order to make the necessary arrangements for making the strategy.

- (2) The NTA shall assist and co-operate with the regional assembly in making arrangements for the preparation of a regional spatial and economic strategy and in carrying out the preparation of the strategy.
  - (3) In carrying out its functions under subsection (2), the NTA shall prepare and submit to the regional assembly, within 6 weeks of the commencement of consultation under subsection (1), a report on the issues which, in its opinion, should be considered by the regional assembly in making a regional spatial and economic strategy.”.
- (3) The Planning and Development Act 2000 is amended by substituting the following for section 178:

**“Restrictions on development by certain local authorities**

178. (1) The council of a county shall not effect any development in its functional area which contravenes materially the development plan.
- (2) The council of a city shall not effect any development in the city which contravenes materially the development plan.
  - (3) The council of a city and county shall not effect any development in the city and county which contravenes materially the development plan.”.

- (4) The Planning and Development Act 2000 is amended by substituting the following for section 243:

**“Charging of expenses of planning authority**

243. Expenses under this Act of a planning authority shall be charged on the local authority concerned.”.

- (5) The Planning and Development Act 2000 is amended by inserting the following after section 268:

**“Transitional provisions consequent on Local Government Act 2013**

268A.(1) In this section—

‘2014 establishment day’ has the same meaning as it has in the *Local Government Act 2013*;

‘dissolved authority’ means a local authority to which subsection (2) relates or a town council to which subsection (3) relates, as the circumstances require;

‘relevant day or date’ means the 2014 establishment day or the transfer date, as the circumstances require;

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‘successor authority’ shall be read in accordance with subsection (2) or (3), as the circumstances require;

‘transfer date’ has the same meaning as it has in the *Local Government Act 2013*.

- (2) Consequent on the dissolution of certain local authorities by *section 17* of the *Local Government Act 2013*, the planning authority for each local government area concerned shall, with effect from the 2014 establishment day, be the successor authority as provided for by that section.
  - (3) Consequent on the dissolution of town councils by *Chapter 2* of *Part 3* of the *Local Government Act 2013*, the planning authority for the area which was, immediately before the transfer date (as provided for by that Chapter), the area of a town council shall, on and from that date, be the planning authority for the local government area within which the first-mentioned area is situated on that date (in this section referred to as the ‘successor authority’)
  - (4) All acts duly done and decisions duly made before the relevant day or date by a planning authority to which subsection (2) relates or a town council to which subsection (3) relates, respectively, shall, subject to this Act, continue to have all such force and effect as they would have had if the transfer order had not been made.
  - (5) For the purpose of completing any matter outstanding by or with a dissolved authority as the planning authority for a local government area concerned before the relevant day or date, as the case may be, the successor authority shall, on that day or date—
    - (a) become the planning authority for that area, and
    - (b) exercise the functions, as the planning authority for that area, of the dissolved body.
  - (6) So much of *Schedule 4* to the *Local Government Act 2013* that relates to a dissolved body for the purposes of that Schedule and is relevant to a dissolved body for the purposes of this section shall, subject to any necessary modifications, apply in relation to the Planning and Development Acts 2000 to 2013.”.
- (6) Amendments to the Planning and Development Act 2000 (including amendments consequential on *subsection (1)*) are provided for by *section 5(5)\** and are set out in *Part 3* of *Schedule 2*.”.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

[\*This is a reference to the subsection proposed to be inserted by amendment 12]

**121.**In page 92, between lines 17 and 18, to insert the following:

**“58.** (1) There shall be a directly elected Lord Mayor in each city in the State and he or she shall hold the role of Chief Executive of the relevant Local Authority.

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- (2) The election of Lord Mayor shall take place every 5 years and shall be on the same day as the Local and European Elections.
- (3) The first election of the Lord Mayor shall be on the date of the Local and European Elections due to take place in 2019.”.

—Barry Cowen.

**122.**In page 92, between lines 17 and 18, to insert the following:

“**59.** The Lord Mayor as elected shall be the executive leader of a Council cabinet as set out in *section 60\** and he or she shall—

- (a) be accountable to the Council for all matters agreed at cabinet,
- (b) be chief ambassador for his or her city at home and abroad, and
- (c) head the relevant Transport Authority in his or her city.”.

—Barry Cowen.

*[\*This is a reference to the section proposed to be inserted by amendment 123.]*

**123.**In page 92, between lines 17 and 18, to insert the following:

- “**60.** (1) There shall be an executive made up of local ministers, such ministers shall be appointed by the Council and shall be drawn, on a pro rata basis, from each party grouping in accordance with party strength.
- (2) Each minister shall have as his or her area of responsibility, those existing areas covered by the Strategic Policy Committee system as established under section 48 of the Principal Act.
- (3) Each minister shall be accountable to the relevant city council and any decisions passed, shall be, by way of resolution of the council.”.

—Barry Cowen.

**124.**In page 92, between lines 17 and 18, to insert the following:

- “**61.** (1) The position of each existing City Manager shall, on the date of the election of the first directly elected Lord Mayor, be transferred to an equivalent position to that of Secretary General to a Government Department and shall be remunerated accordingly.
- (2) Each such Secretary General shall be accountable to the Lord Mayor and the council.”.

—Barry Cowen.

*Section opposed.*

—Barry Cowen.

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*Section opposed.*

—Barry Cowen.

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*Section opposed.*

—Barry Cowen.

SECTION 61

*Section opposed.*

—Barry Cowen.

SECTION 62

*Section opposed.*

—Barry Cowen.

SECTION 63

*Section opposed.*

—Barry Cowen.

SECTION 64

*Section opposed.*

—Barry Cowen.

SECTION 65

*Section opposed.*

—Barry Cowen.

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**125.**In page 97, after line 5, to insert the following:

“PART 11

LOCAL GOVERNMENT FUND AND IRISH WATER

**Amendment of section 6 of Local Government Act 1998**

**66.** Section 6 of the Local Government Act 1998 is amended—

(a) in subsection (2C) (inserted by section 7 of the Motor Vehicle (Duties and Licences) Act 2013) by substituting the following for paragraph (a):

“(a) Subject to paragraphs (b) and (c) the Minister may, on or before 31 December 2014, pursuant to a request from the Minister for Finance, make one, or more than one, payment from the Fund in the amount requested by the Minister for Finance.”,

(b) in subsection (2C) (as so inserted) by substituting the following for paragraph (c):

“(c) The total amount of all payments made under paragraph (a) shall not exceed €600 million.”,

(c) by inserting the following after subsection (2C):

“(2CA) The Minister may make payments out of the Fund to Irish Water in

[NEW SECTION]

respect of water services functions transferred from local authorities to Irish Water.”,

and

(d) by substituting the following for subsection (3):

“(3) The Minister shall cause to be laid before each House of the Oireachtas a copy of the determination under subsection (2) as soon as may be after the determination is made.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

126. In page 97, after line 5, to insert the following:

## “PART 12

### DUBLIN DOCKLANDS DEVELOPMENT AUTHORITY

#### **Amendment of Dublin Docklands Development Authority Act 1997**

67. (1) In this section “Act of 1997” means the Dublin Docklands Development Authority Act 1997.

(2) Section 20(1)(a)(i) of the Act of 1997 is amended with effect from 27 November 2013 by substituting “within such period of time as the Minister may determine by order having regard to all the relevant circumstances” for “at least once in every five years”.

(3) The master plan adopted on 27 November 2008 by the Council established under section 16 of the Act of 1997 shall, subject to section 20(1)(a)(iii), continue to be the master plan under that Act for the Dublin Docklands Area until a new plan is adopted in accordance with section 20(1)(a)(i) of that Act as amended by *subsection (2)*.

(4) Every act done (by commission or omission) by or on behalf of the Dublin Docklands Development Authority before the passing of this Act in respect of a matter to which this section relates that was done in anticipation of the passing of an Act containing a provision to the like effect as this section shall be deemed to be, and always to have been, a valid exercise by that Authority of its functions.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

#### SCHEDULE 1

127. In page 112, to delete line 17.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

128. In page 114, to delete line 43 and in page 115, to delete line 1 and substitute the following:

“

77	Section 127 Subsection (2)	Delete in paragraph (b) “or a municipal policy committee”.
78	Subsection (2)	Delete in paragraph (d) “area or other”.

[SCHEDULE 1]

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

129. In page 116, to delete lines 20 to 30.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

130. In page 118, line 15, column 3, after “district” to insert “members”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

131. In page 120, line 29, column 3, after “134” to insert “, 134A(6)”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

132. In page 121, line 31, column 3, after “authority” to insert “(within the meaning of the *Local Government Act 2013*)”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

SCHEDULE 2

133. In page 125, lines 23 and 24, column 3, to delete “Definition of “manager”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

134. In page 125, line 23, column 4, to delete “Delete.”

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

135. In page 125, between lines 36 and 37, to insert the following:

“

		Definition of “housing authority”	Delete.
		Definition of “manager”	Delete.
		Definition of “relevant housing authority”	Delete.

”

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

136. In page 125, to delete lines 37 to 43 and substitute the following:

“

		Section 5	Delete.
		Section 6(1)	Substitute “housing authority” for “relevant housing authority”.

[SCHEDULE 2]

		Section 6(3)	Substitute “housing authority” for “relevant housing authority”.
		Section 6(4)	Substitute “housing authority” for “relevant housing authority”.
		Section 6(5)	Substitute “housing authority” for “relevant housing authority”.
		Section 6(6)	Delete.
		Section 7	Substitute “housing authority” for “relevant housing authority” in each place where it occurs.
		Section 8	Substitute “a housing authority shall” for “a relevant housing authority shall”. Substitute in paragraph (a) “housing authority” for “relevant housing authority” in each place where it occurs. Delete paragraph (b). Substitute in paragraph (e) “housing authority” for “relevant housing authority”. Substitute in paragraph (f) “housing authority” for “relevant housing authority”.
		Section 9	Substitute “housing authority” for “relevant housing authority” in each place where it occurs.
		Section 10	Substitute “housing authority” for “relevant housing authority” in each place where it occurs.
		Section 11	Substitute “chief executive” for “manager” and substitute “housing authority” for “relevant housing authority”.
		Section 12	Substitute “chief executive” for “manager” where it occurs and substitute “housing authority” for “relevant housing authority” in each place where it occurs.
		Section 13	Substitute “housing authority” for “relevant housing authority” in each place where it occurs.
		Section 14	Substitute “chief executive” for “manager” in both places where it occurs and substitute “housing authority” for “relevant housing authority”.

[SCHEDULE 2]

		Section 15	Substitute “housing authority” for “relevant housing authority” in each place where it occurs.
		Section 16(1)	Substitute “housing authority” for “relevant housing authority”.
		Section 16	Delete subsections (2) and (3).
		Section 17	Substitute “housing authority” for “relevant housing authority” in each place where it occurs.
		Section 18(1)	Substitute “housing authorities” for “relevant housing authorities” in each place where it occurs.
		Section 18(2)	Substitute “housing authority” for “relevant housing authority” in each place where it occurs.
		Section 21(1)	Substitute “housing authority” for “local authority”.
		Section 21(2)	Substitute in paragraph (a) “concerned, and” for “concerned,”.
		Section 21(2)	Substitute in paragraph (b) “housing authority” for “local authority” in both places where it occurs and substitute “authority.” for “authority, and”.
		Section 21(2)	Delete paragraph (c).
		Section 21(7)	Delete.
		Section 22(1)	Substitute in paragraph (b) “concerned, and” for “concerned”.
		Section 22(1)	Delete in paragraph (c) “and” after “bodies,”.
		Section 22(1)	Delete paragraph (d).
		Section 22(1)	Substitute “paragraph (a)” for “paragraphs (a) and (d)”.
		Section 23	Substitute “the housing authority concerned has not adopted an accommodation programme” for “an accommodation programme which includes the functional area of that housing authority has not been adopted”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

137. In page 126, line 1, column 4, to delete “Delete.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

[SCHEDULE 2]

138. In page 126, lines 2 and 3, column 3, to delete “Definition of “housing authority” ”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

139. In page 126, between lines 3 and 4, to insert the following:

“

		After meaning given to “Chapter 4 tenancy agreement”	Insert: “ ‘chief executive’ means, as respects a local authority, a chief executive as provided for by Chapter 2 of Part 14 (as amended by the <i>Local Government Act 2013</i> ) of the Local Government Act 2001;”.
		Definition of “housing authority”	Delete.

”

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

140. In page 126, between lines 13 and 14, to insert the following:

“

		Definition of “manager”	Delete.
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”

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

141. In page 126, lines 26 and 27, column 4, to delete “in paragraph (b)”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

142. In page 126, between lines 27 and 28, to insert the following:

“

		Section 16(4)	Substitute “chief executive” for “manager”.
		Section 16(5)	Substitute “chief executive’s report” for “manager’s report” in both places where it occurs.
		Section 17(1)	Substitute “chief executive” for “manager” in each place where it occurs.
		Section 18(1)	Substitute “chief executive” for “manager”.

”

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

143. In page 126, line 28, column 4, after “Substitute” to insert “ “chief executive” for “manager” and substitute”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

[SCHEDULE 2]

144. In page 126, between lines 37 and 38, to insert the following:

“

		Section 22(12)	Substitute “chief executive” for “manager”.
		Section 24(1)	Substitute “chief executive” for “manager”.
		Section 31	Delete in subsection (2)(bb) “for the functional area concerned”.
		Section 40(1)	Substitute “chief executive” for “manager”.

”

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

145. In page 127, between lines 11 and 12, to insert the following:

“

		Section 40(8)	Substitute “chief executive” for “manager”.
		Section 53	Substitute “chief executive” for “manager” in each place where it occurs.
		Section 56(5)	Substitute “chief executive” for “manager” in both places where it occurs.
		Section 64(3)	Substitute “chief executive” for “manager”.

”

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

146. In page 137, between lines 13 and 14, to insert the following:

“Section 5(5)\*

PART 3

CONSEQUENTIAL AMENDMENTS TO LOCAL GOVERNMENT (MULTI-STORY BUILDINGS) ACT 1988 AND TO BUILDING CONTROL ACT 1990

Number and Year (1)	Short Title (2)	Provision (3)	Amendment (4)
No. 29 of 1988	Local Government (Multi-Storey Buildings) Act 1988	Section 1(1) Definition of “local authority”	Substitute: “ ‘local authority’ means a local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> ) and a reference to the

[SCHEDULE 2]

Number and Year (1)	Short Title (2)	Provision (3)	Amendment (4)
			functional area of a local authority shall be construed accordingly;”.
No. 3 of 1990	Building Control Act 1990	Section 1(1) Definition of “building control authority”	Substitute: “ ‘building control authority’ has the meaning given to it by section 2(1);”.
		Definition of “functional area”	Delete.
		After interpretation given to “functions”	Insert: “ ‘local authority’ means a local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> );”.
		Section 2(1)	Substitute: “(1) Each local authority shall be a building control authority for the purposes of this Act and references to the functional area of a building control authority shall be construed accordingly.”.
		Section 2(2)	Delete.
		Section 2(3)	Delete.
		Section 20	Delete.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

[\*This is a reference to the subsection proposed to be inserted by amendment 12.]

147. In page 137, between lines 19 and 20, to insert the following:

1	Section 2(1) Definition of DTA	Substitute: “ ‘DTA’ means the body formerly known as the Dublin Transport Authority whose name was changed with effect from 1 December 2009 to the National Transport Authority pursuant to section 30 of the Public Transport Regulation Act 2009;”.
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—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.



[SCHEDULE 2]

148. In page 137, line 20, column 2, to delete “Section 2(1)”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

149. In page 138, between lines 9 and 10, to insert the following:

“

4	After meaning of “new establishment”	Insert: “ ‘NTA’ means the National Transport Authority, being the name to which the name of the Dublin Transport Authority was changed with effect from 1 December 2009 pursuant to section 30 of the Public Transport Regulation Act 2009;”.
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”

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

150. In page 138, after line 39, to insert the following:

“

7	Definition of “regional planning guidelines”	Substitute: “regional spatial and economic strategy” means regional spatial and economic strategy made under Chapter III of Part II;”.
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”

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

151. In page 140, between lines 15 and 16, to insert the following:

“

11	Section 10 Subsection (1A)	Substitute “the regional spatial and economic strategy” for “regional planning guidelines”.
12	Subsection (1B)	Substitute “the making of a regional spatial and economic strategy under Chapter III which affects the area of the development plan” for “the making of regional planning guidelines under Chapter III which affect the area of the development plan”.
13	Subsection (1C)	Substitute “a regional spatial and economic strategy under Chapter III which affects the area of the development plan is made,” for “regional planning guidelines under Chapter III which affect the area of the development plan are made;”.
14	Subsection (2A)	Substitute in paragraph (a) “the regional spatial and economic strategy” for “regional planning guidelines”.

”

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

[SCHEDULE 2]

152. In page 140, line 16, column 2, to delete “Section 10(2A)” and substitute “Subsection (2A)”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

153. In page 141, between lines 9 and 10, to insert the following:

“

12	Subsection (2C)	Substitute in paragraph (b)(i) “regional spatial and economic strategy” for “regional planning guidelines”.
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”

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

154. In page 143, to delete line 1 and substitute the following:

“

22	Section 19 Subsection (1)	Substitute for paragraph (b):
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”

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

155. In page 143, between lines 27 and 28, to insert the following:

“

23	Subsection (2)	Substitute “regional spatial and economic strategy” for “regional planning guidelines”.
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”

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

156. In page 143, to delete lines 28 to 45, to delete pages 144 to 146 and in page 147, to delete lines 1 to 9.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

157. In page 147, between lines 12 and 13, to insert the following:

“

	Subsection (5)	Substitute “is a regional spatial and economic strategy” for “are regional planning guidelines”.
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”

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

158. In page 147, between lines 23 and 24, to insert the following:

“

88	Subsection 1	Substitute in paragraph (a) “regional spatial and economic strategy” for “regional planning guidelines”.
89	Subsection 1(b)	Substitute for paragraph (b): “(b) the regional spatial and economic strategy fails to provide a long-term strategic planning and economic framework for the development of the

”

[SCHEDULE 2]

90	Subsection (1)	<p style="text-align: right;">region or regions, as the case may be, in respect of which it is made, in accordance with the principles of proper planning and sustainable development and the economic policies and objectives of the Government.”.</p> <p>Substitute in paragraph (c) “regional spatial and economic strategy is” for “regional planning guidelines are”.</p>
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—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**159.**In page 147, between lines 35 and 36, to insert the following:

“

92	Subsection (3)	Substitute “strategy or strategies” for “guidelines”.
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”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**160.**In page 147, to delete lines 39 to 41 and substitute the following:

“

93	Subsection (4)	<p>Substitute for paragraph (b):</p> <p>“(b) the intention of the Minister to issue a direction (a draft of which shall be contained in the notice) to the regional assembly, or assemblies, as the case may be, to take certain measures specified in the notice in order to ensure that the regional spatial and economic strategy is in compliance with the requirements of this Act and to provide a long-term strategic planning and economic framework for the development of the region, or regions, as the case may be, in accordance with the principles of proper planning and sustainable development and the economic policies and objectives of the Government.”.</p>
94	Subsection (4)	Substitute in paragraph (c) “regional spatial and economic strategy” for “regional planning guidelines”.

”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**161.**In page 147, after line 46, to insert the following:

“

[SCHEDULE 2]

96	Subsection (6)	Substitute in paragraph (a) “a regional spatial and economic strategy” for “regional planning guidelines”.
97	Subsection (6)	Substitute in paragraph (a) “the strategy” for “the guidelines”.
98	Subsection (6)	Substitute in paragraph (b) “the strategy proposed” for “guidelines proposed”.
99	Subsection (6)	Substitute in paragraph (b) “the strategy which is” for “those guidelines which are”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

162. In page 148, between lines 15 and 16, to insert the following:

“

102	Subsection (17)	Substitute: “(17) The direction issued by the Minister under subsection (16) is deemed to have immediate effect and its terms are considered to be incorporated into the regional spatial and economic strategy, or, if appropriate, to constitute the strategy.”.
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”

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

163. In page 148, to delete lines 18 to 43 and substitute the following:

“

103	Section 31F Subsection (1)	Substitute: “(1) Where the regional assemblies in respect of the GDA intend to make a regional spatial and economic strategy in accordance with section 24, or to review the existing strategy under section 26, they shall, as soon as may be, consult with the NTA in order to make the necessary arrangements for making the strategy.”.
104	Subsection (2)	Substitute: “(2) The NTA shall assist and co-operate with the regional assemblies in respect of in the GDA in making arrangements for the preparation of a regional spatial and economic strategy and in carrying out the preparation of the strategy.”.
105	Subsection (3)	Substitute for paragraph (a): “(a) In carrying out its function under

”

[SCHEDULE 2]

106	Subsection (3)	<p>subsection (2), the NTA shall prepare and submit to the regional assemblies, within 6 weeks of the commencement of consultation under subsection (1), a report on the issues which, in its opinion, should be considered by the regional assemblies in making a regional spatial and economic strategy.”.</p> <p>Substitute in paragraph (b)(i) “regional spatial and economic strategy” for “regional planning guidelines”.</p>
107	Subsection (3)	<p>Substitute in paragraph (b)(i) “regional spatial and economic strategy” for “regional planning guidelines”.</p>
108	Section 31G(1)	<p>Substitute:</p> <p>“(1) Where a notice is received by the NTA under section 24(4) it shall, as part of any written submission on the draft regional spatial and economic strategy, state whether, in its view, the draft regional spatial and economic strategy is—</p> <ul style="list-style-type: none"> <li>(a) consistent with its transport strategy, or</li> <li>(b) not consistent with its transport strategy and in such case what amendments to the draft regional spatial and economic strategy it considers necessary to achieve such consistency.”. </li></ul>
109	Section 31GG Subsection (1)	<p>Substitute:</p> <p>“(1) Where a notice is received by the NTA under section 24(4) from a regional assembly (other than the regional assemblies in respect of the GDA) the NTA shall, as part of any written submission on the draft regional spatial and economic strategy, state whether, in its view, the matters raised by it in its report under section 31FF are—</p> <ul style="list-style-type: none"> <li>(a) satisfactorily addressed in the draft regional spatial and economic strategy, or</li> <li>(b) not satisfactorily addressed in the draft spatial and economic strategy.”. </li></ul>
110	Subsection (2)	<p>Substitute:</p>

[SCHEDULE 2]

		“(2) Where in the context of subsection (1)(b) the NTA makes a submission, it shall indicate what amendments to the draft regional spatial and economic strategy it considers should be made to ensure effective integration of transport and land use planning.”.
111	Section 31J	Substitute for paragraph (a): “(a) a planning or local authority, a regional assembly, State authority or An Bord Pleanála is carrying out any relevant function under or transferred by Part II, X, XI or XIV, or”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**164.**In page 150, between lines 23 to 25, column 3, to delete “regional planning guidelines” and substitute “regional spatial and economic strategy”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**165.**In page 150, between lines 41 and 42, to insert the following:

“

116	Section 37(2)	Substitute in paragraph (b)(iii) “regional spatial and economic strategy” for “regional planning guidelines”.
117	Section 37A(2)	Substitute in paragraph (b) “regional spatial and economic strategy” for “regional planning guidelines”.
118	Section 42(1)	Substitute in paragraph (a)(ii)(II) “regional spatial and economic strategy” for “regional planning guidelines”.
119	Section 42A(1)	Substitute in paragraph (a)(ii)(II) “regional spatial and economic strategy” for “regional planning guidelines”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**166.**In page 151, between lines 27 and 28, to insert the following:

“

117	Section 143(1)	Substitute in paragraph (c) “regional spatial and economic strategy” for “regional planning guidelines”.
118	Section 177R(1) Definition of “land use plan”	Substitute for paragraph (a) of definition:

[SCHEDULE 2]

		“(a) regional spatial and economic strategy,”.
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—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**167.** In page 151, to delete lines 30 to 34 and substitute the following:

“

118	Section 177S(2)	Substitute for paragraph (a):
		“(a) in relation to draft regional spatial and economic strategy, the regional assembly for whose area the strategy is made,”.
119	Section 177T(3)	Substitute for paragraph (a):
		“(a) as respects draft regional spatial and economic strategy, the regional assembly for whose area the draft strategy is made,”.

”

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**168.** In page 151, to delete lines 35 to 43 and in page 152, to delete lines 1 to 12.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**169.** In page 152, to delete lines 16 to 43, to delete pages 153 and 154 and in page 155, to delete lines 1 to 14.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**170.** In page 155, between lines 14 and 15, to insert the following:

“*Section 5(6)\**”

PART 4

CONSEQUENTIAL AMENDMENTS TO ACTS RELATING TO TAXATION

Number and Year (1)	Short title (2)	Provision (3)	Amendment (4)
No. 1 of 2003	Capital Acquisitions Tax Consolidation Act 2003	Section 2(1) Definition of “local authority”	Substitute: “ ‘local authority’ means a local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> ) and includes a body established under the Local

[SCHEDULE 2]

			Government Services (Corporate Bodies) Act 1971;”.
No. 52 of 2012	Finance (Local Property Tax) Act 2012	Section 2 Definition of “local authority”	Substitute: “ ‘local authority’ means a local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> );”.
		Section 20(1) Definition of “local authority”	Delete.
		Section 20(2)	Insert “(within the meaning of the Local Government Act 2001, as amended by the <i>Local Government Act 2013</i> )” after “reserved function”.
No. 39 of 1997	Taxes Consolidation Act 1997	Section 2(1) Definition of “local authority”  Section 4(1) Definition of “company”	Substitute: “ ‘local authority’ means a local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> );”. Substitute for paragraph (e): “(e) a local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> ) and includes a body established under the Local Government Services (Corporate Bodies) Act 1971;”.
		Section 5(1) Definition of “local authority”	Substitute: “ ‘local authority’ means a local authority for the purposes of the



[SCHEDULE 2]

			Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> ) and includes a body established under the Local Government Services (Corporate Bodies) Act 1971;”.
		Section 214(1)	Substitute: “(1) In this section ‘local authority’ means a local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> ) and includes a body established under the Local Government Services (Corporate Bodies) Act 1971.”.
		Section 310(1) Definition of “local authority”	Substitute: “ ‘local authority’ means a local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> );”.
		Section 339(1) Definition of “the relevant local authority”	Substitute: “the local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> )” for “the council of a county or the corporation of a county or other borough or, where appropriate, the urban district council.”.
		Section 344(1) Definition of “relevant local authority”	Substitute: “ ‘the relevant local authority’, in relation to the construction or

[SCHEDULE 2]

			<p>replacement of a multi-storey car park, means the local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i>) in whose functional area the multi-storey car park is situated.”.</p>
		<p>Section 372AK Definition of “relevant local authority”</p>	<p>Substitute for paragraph (a): “(a) a qualifying urban area means the local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i>) in whose functional area the area is situated, and”.</p>
		<p>Section 372AAB Definition of “relevant local authority”</p>	<p>Substitute: “ ‘relevant local authority’ means the local authority, within the meaning of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i>), in whose functional area the special regeneration area is situated;”.</p>
		<p>Section 380Q(1) Definition of “local authority”</p>	<p>Substitute: “ ‘local authority’ means a local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i>);”.</p>
		<p>Section 652(2)</p>	<p>Substitute for paragraph (a): “(a) In this subsection ‘the relevant local</p>

[SCHEDULE 2]

			<p>authority’, in relation to a relevant disposal, means the local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i>) in whose functional area the land being disposed of is situated.”.</p>
		Section 681(1)	<p>Substitute in paragraph (a) for the definition of “relevant local authority” the following:  “ ‘relevant local authority’, in relation to a qualifying mine disposal, means the local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i>) in whose functional area the mine being disposed of is situated;”.</p>
		Section 888(2)	<p>Substitute in paragraph (e):  “for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i>)” for  “(within the meaning of section 2(2) of the Local Government</p>

[SCHEDULE 2]

			Act 1941)".
		Section 898(1)	Substitute: “(1) In this section ‘rating authority’ means— (a) a county council, (b) a city council, or (c) a city and county council;”.
		Schedule 13	Substitute for paragraph 2: “2. A local authority within the meaning of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> ).”.
		Schedule 15	Substitute for paragraph 4: “4. A local authority or a joint body within the meaning of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> ).”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

[\*This is a reference to the subsection proposed to be inserted by amendment 12.]

171. In page 155, to delete lines 17 to 20 and substitute the following:

“MINOR AMENDMENTS TO OTHER ACTS

Regnal Year and Chapter Number or Number and Year (1)	Short title (2)	Provision (3)	Amendment (4)
No. 21 of 1939	Air-Raid Precautions Act 1939	Section 3	Substitute:  “ <b>Local authority</b> 3. In this Act ‘local authority’ has the meaning given to it by section 2(1) (as amended by the <i>Local Government Act 2013</i> ) of the Local Government Act 2001.”.

[SCHEDULE 2]

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

172. In page 155, between lines 29 and 30, to insert the following:

“

No. 19 of 2001	Carer’s Leave Act 2001	Section 2(1) Definition of “employee”	Substitute: “Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> )” for “Local Government Act, 1941;”.
No. 19 of 1995	Casual Trading Act 1995	Section 1(1) Definition of “local authority”	Substitute: “ ‘local authority’ means a local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> );”.
		Definition of “reserved function”	Substitute: “ ‘reserved function’, in relation to a local authority, shall be construed in accordance with section 131 (as amended by the <i>Local Government Act 2013</i> ) of the Local Government Act 2001;”.

”

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

173. In page 155, between lines 34 and 35, to insert the following:

“

No. 32 of 1986	Control of Dogs Act 1986	Section 1 Definition of “local authority”	Substitute: “ ‘local authority’ means a local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> ); and references to the functional area of a local authority shall be construed accordingly and local authority shall, as the context may require, include any other person with whom a local authority has entered into an arrangement pursuant to section 15 of this Act;”.
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”

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

174. In page 155, after line 44, to insert the following:

“

[SCHEDULE 2]

No. 10 of 1972	Dangerous Substances Act 1972	Section 2(1) Definition of “local authority”	Substitute: “ ‘local authority’ means a local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> );”.
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[SCHEDULE 2]

		Section 2(2) Interpretation	Substitute for paragraph (b): “(b) in any other area, the local authority for the area;”.
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—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

175. In page 156, between lines 5 and 6, to insert the following:

“

No. 29 of 2010	Dog Breeding Establishments Act 2010	Section 2  Definition of “city council”  Definition of “county council”  Definition of “local authority”	Delete.  Delete.  Substitute: “ ‘local authority’ means a local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> );”.
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—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

176. In page 156, to delete lines 6 and 11 and substitute the following:

“

No. 15 of 2011	Dublin Transport Authority Act 2008	Section 12 Subsection (5)	Substitute for paragraph (b): “(b) the regional spatial and economic strategy (within the meaning of the Act of 2000) in force for the GDA, including any regional planning guidelines to which section 21(4) of that Act relates.”.
		Subsection (6)	Substitute: “(6) The Authority shall ensure that the transport strategy is consistent with relevant regional spatial and economic strategy (within the meaning of the Act of 2000) for the GDA prepared in accordance with Chapter III, Part II, of that Act, including any relevant regional planning guidelines to which section 21(4) of that Act relates.”.

[SCHEDULE 2]

		Subsection (10)	Substitute for paragraphs (a) and (b): “(a) consistent with the regional spatial and economic strategy (within the meaning of the Act of 2000) for the GDA, including any relevant regional planning guidelines to which section 21(4) of that Act relates, or  (b) not consistent with the regional spatial and economic strategy (within the meaning of the Act of 2000) for the GDA, including any relevant regional planning guidelines to which section 21(4) of that Act relates and where not so consistent what amendments to the draft transport strategy they consider necessary to achieve such consistency.”.
		Section 17(4)	Substitute: “(a) 3 local authority chief executives or officers as follows: ”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

177. In page 157, between lines 6 and 7, to insert the following:

“

		Section 64(2)	Substitute for paragraph (b): “(b) relevant regional spatial and economic strategy (within meaning of the Act of 2000) under Chapter III, Part II, of that Act, including any relevant regional planning guidelines to which section 21(4) of that Act relates,”.
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”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

178. In page 157, between lines 28 and 29, to insert the following:

“

No. 17 of 1992	Foreshore (Amendment) Act 1992	Section 1 Definition of “local authority”	Substitute: “ ‘local authority’ means a local
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”.



[SCHEDULE 2]

			authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> ) and any reference to the functional area of a local authority shall be construed accordingly;”.
No. 46 of 1960	Health (Fluoridation of Water Supplies) Act 1960	Section 1 Definition of “sanitary authority”	Substitute: “ ‘sanitary authority’ means a local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> ).”.
No. 6 of 1982	Housing (Private Rented Dwellings) Act 1982	Section 2(1) Definition of “housing authority”  After definition of “landlord”	Substitute: “ ‘housing authority’ means a local authority and references to the functional area of a housing authority shall be construed accordingly;”.  Insert: “ ‘local authority’ means a local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> ).”.
No. 22 of 1983	Housing (Private Rented Dwellings) (Amendment) Act 1983	Section 3(3)	Delete.
		Section 14(2)(b)	Insert “(being the chief executive of the local authority concerned)” after “manager of the housing authority”.
		Section 14(3)	Insert “(being the chief executive of the local authority concerned)” after “manager of the housing authority”.
No. 6 of 1999	Irish Sports Council Act 1999	Section 2(1) Definition of “public authority”	Substitute for paragraph (b): “(b) a local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> ).”.
No. 34 of 1993	Merchant Shipping (Salvage and Wreck) Act	Section 2(1) Definition of “local authority”	Substitute: “ ‘local authority’ means a local authority for the purposes of the Local Government Act 2001 (as

[SCHEDULE 2]

	1993		amended by the <i>Local Government Act 2013</i> );”.
No. 34 of 2009	National Asset Management Agency Act 2009	Section 12(8)	Substitute “regional spatial and economic strategy (within the meaning of the Planning and Development Act 2000, including any regional planning guidelines to which section 21(4) of that Act relates)” for “regional planning guidelines (within the meaning of the Planning and Development Act 2000)”.
No. 2 of 1930	National Monuments Act 1930	Section 2 Definition of “local authority”	Substitute: “ ‘local authority’ means a local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> );”.
No. 20 of 1997	Organisation of Working Time Act 1997	Section 2(1) Definition of “employee”	Substitute “Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> ” for “Local Government Act, 1941,”.
No. 25 of 1991	Payment of Wages Act 1991	Section 1(1) Definition of “employee”	Substitute “Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> ” for “Local Government Act, 1941,”.
		Section 5(5)(c)	Substitute “Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> ,” for “Local Government Act, 1941,”.
No. 29 of 2003	Protection of Employees (Fixed-Term Work) Act 2003	Section 2(1) Definition of “local authority”	Substitute: “ ‘local authority’ means a local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> );”.
No. 45 of 2001	Protection of Employees (Part-Time Work) Act 2001	Section 3(1) Definition of “employee”	Substitute “Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> ” for “Local Government Act, 1941,”.
No. 27 of 2007	Protection of Employment (Exceptional Collective Redundancies and Related Matters) Act 2007	Section 5(7)	Substitute for paragraph (d): “(d) is or becomes a member of a local authority within the meaning of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> );”.
No. 7 of	Protection of	Section 7(2)	Substitute for paragraph (c):

[SCHEDULE 2]

1977	Employment Act 1977		“(c) officers of a body which is a local authority within the meaning of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> ),”.
No. 16 of 1996	Protection of Young Persons (Employment) Act 1996	Section 1(1) Definition of “employee”	Substitute “Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> )” for “Local Government Act, 1941,”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**179.**In page 158, between lines 7 and 8, to insert the following:

“

No. 21 of 1967	Redundancy Payments Act 1967	Section 2(1) Definition of “local authority”	Substitute: “ ‘local authority’ means a local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> );”.
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”

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**180.**In page 158, between lines 16 and 17, to insert the following:

“

No. 18 of 1999	Sea Pollution (Amendment) Act 1999	Section 1(1) Definition of “local authority”	Substitute: “ ‘local authority’ means a local authority for the purposes of the Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> );”.
No. 5 of 1994	Terms of Employment (Information) Act 1994	Section 1(1) Definition of “employee”	Substitute “Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> )” for “Local Government Act, 1941,”.
No. 10 of 1977	Unfair Dismissals Act 1977	Section 1 Definition of “employer”  Section 2(1)	Substitute “Local Government Act 2001 (as amended by the <i>Local Government Act 2013</i> )” for “Local Government Act, 1941,”.  Substitute for paragraph (i): “(i) a chief executive of a local authority for the purposes of section 144 of the Local Government Act 2001 (as amended by the <i>Local</i>

”

[SCHEDULE 2]

			<i>Government Act 2013),”.</i>
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—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

181. In page 158, to delete lines 27 to 34.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

SCHEDULE 3

182. In page 171, between lines 12 and 13, to insert the following:

“

20	Adopting the draft local authority service delivery plan.	Section 134A (inserted by <i>section 46*</i> of the <i>Local Government Act 2013</i> ).
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”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

[\*This is a reference to the section proposed to be inserted by amendment 84.]

183. In page 171, lines 30 to 32, column 2, to delete “, training or other meeting or event” and substitute “or other meeting or event, or to avail of training or attend training events”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

184. In page 172, lines 31 to 34, column 2, to delete “or that the member was the cause of the meeting being adjourned”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

185. In page 172, between lines 34 and 35, to insert the following:

“

33	Deciding that a named member was the cause of a meeting being adjourned, with a consequential reduction in remuneration and expenses.	Paragraph 13 of Schedule 10 (as amended by <i>section 52</i> of the <i>Local Government Act 2013</i> ).
34	Deciding that a named member was the cause of a meeting being adjourned and should be suspended from attendance at meetings, with a consequential cessation of payment of remuneration and expenses for the suspension period imposed, and the early lifting of the suspension.	Paragraph 13 of Schedule 10 (as amended by <i>section 52</i> of the <i>Local Government Act 2013</i> ).

”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

[SCHEDULE 3]

**186.**In page 177, line 14, column (3), after “1945” to insert “and section 5 of the Arterial Drainage (Amendment) Act 1995”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**187.**In page 177, line 23, column 3, to delete “Sections 2, 5, 8 and 10” and substitute “Sections 2, 5, 8, 10 and 18”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**188.**In page 177, line 39, column 2, after “with” to insert “and the making of an objection to the issue of a certificate of completion”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

SCHEDULE 4

**189.**In page 184, line 20, to delete “conditions of remuneration than the conditions of remuneration” and substitute the following:

“terms and conditions of service (including those relating to tenure of office) or of remuneration than the terms and conditions of service (including those relating to tenure of office) or of remuneration”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**190.**In page 184, line 22, to delete “*subparagraph (4)*, a reference to” and substitute “*subparagraph (2)*, a reference to terms and”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**191.**In page 184, to delete lines 38 and 39, in page 185, to delete lines 1 and 2 and substitute the following:

“(5) Any superannuation benefits awarded to or in respect of a person transferred in accordance with this paragraph, and the terms and conditions relating to those benefits, shall be no less favourable than those applicable to or in respect of the person immediately before the commencement of this Act.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**192.**In page 187, line 34, to delete “officer” and substitute “employee”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**193.**In page 189, between lines 25 and 26, to insert the following:

“Continuation of housing allocation schemes.

16. An allocation scheme made under section 22 of the Housing (Miscellaneous Provisions) Act 2009 by a dissolved authority to which *section 17* relates that is in force immediately before the 2014 establishment date shall—

(a) be deemed to have been made by the successor authority to the dissolved authority on that date, and

(b) continue to have effect in respect of the former administrative area of the dissolved authority concerned until such time as that successor authority makes an allocation scheme under the said section 22.”.

[SCHEDULE 4]

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**194.** In page 189, between lines 25 and 26, to insert the following:

“Register of electors.

17. With effect from the relevant day or date and until the next following register of electors comes into force—

- (a) the register of electors in force for the Limerick registration area shall be the register of electors for Limerick City and County,
- (b) the register of electors in force for the Tipperary registration area shall be the register of electors for Tipperary County, and
- (c) the register of electors in force for the Waterford registration area shall be the register of electors for Waterford City and County.

Polling districts.

18. With effect from the relevant day or date, and until the first scheme under section 28 of the Electoral Act 1992 in respect of the successor authority is made, the arrangements with respect to polling districts in the areas of the relevant dissolved authorities shall be deemed to be an arrangement with respect to polling districts in the area of the successor authority.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

**195.** In page 189, line 36, to delete “which” and substitute “in”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

TITLE

**196.** In page 9, lines 5 to 8, to delete all words from and including “in” where it secondly occurs in line 5 down to and including “Council,” in line 8.

—Brian Stanley.

**197.** In page 9, line 22, after “matters” where it firstly occurs to insert “, to amend section 20 of the Dublin Docklands Development Authority Act 1997”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.