



DÁIL ÉIREANN

AN BILLE UM CHORPARÁID BAINCÉIREACHTA STRAITÉISEACH NA hÉIREANN, 2014 STRATEGIC BANKING CORPORATION OF IRELAND BILL 2014

LEASUITHE COISTE COMMITTEE AMENDMENTS

[It is proposed to take all stages of this Bill on 10-07-14. Accordingly, this list of amendments is circulated in advance of the conclusion of Second Stage on that date.]

DÁIL ÉIREANN

AN BILLE UM CHORPARÁID BAINCÉIREACHTA STRAITÉISEACH NA hÉIREANN, 2014 —ROGHCHOISTE

STRATEGIC BANKING CORPORATION OF IRELAND BILL 2014 —SELECT COMMITTEE

Leasuithe Amendments

SECTION 2

1. In page 5, line 27, after “SMEs,” and substitute the following:

“bodies seeking to provide social housing on a not for profit basis and households in mortgage distress unable to secure sustainable resolution arrangements with their mortgage providers,”.

—Richard Boyd Barrett.

2. In page 5, line 29, to delete “the private company referred to in *section 5*” and substitute “a public company”.

—Richard Boyd Barrett.

3. In page 6, line 1, after “on-lending” to insert “and directly”.

—Pearse Doherty.

4. In page 6, between lines 11 and 12, to insert the following:

“(f) to create employment in the State,”.

—Richard Boyd Barrett.

5. In page 6, between lines 16 and 17, to insert the following:

“(2) The Minister for Finance will ensure the Central Bank has recourse to supervisory measures, including imposing capital requirements for borrowers from the SBCI who do not lend to the real economy as laid out in *subsection 1(g) and (h)*.”.

—Pearse Doherty.

6. In page 6, between lines 16 and 17, to insert the following:

“(2) Following the passing of this Act the Minister shall direct the Central Bank to publish the SME debt restructuring targets for banks and the performance of the banks in reaching these targets on a quarterly basis.”.

—Pearse Doherty.

[SECTION 5]

SECTION 5

7. In page 7, to delete lines 9 to 11, and substitute the following:

“5. (1) The Minister shall, as soon as may be after the passing of this Act, cause a public company to be formed and registered under the Companies Act.”.

—Richard Boyd Barrett.

8. In page 7, to delete lines 12 and 13 and substitute the following:

“(2) The name of the company referred to in *subsection (1)* shall be in the Irish language, *Corporáid Baincéireachta Straitéiseach na hÉireann* and, in the English language, the Strategic Banking Corporation of Ireland.”.

—Pearse Doherty.

9. In page 7, between lines 21 and 22, to insert the following:

“(7) The SBCI shall within one year of its establishment apply to the Central Bank of Ireland for a licence to conduct banking activities.”.

—Michael McGrath.

10. In page 7, between lines 21 and 22, to insert the following:

“(7) The SBCI shall apply for a banking licence.”.

—Pearse Doherty.

SECTION 8

11. In page 8, line 10, after “SMEs,” to insert the following:

“bodies seeking to provide social housing on a not for profit basis and households in mortgage distress unable to secure sustainable resolution arrangements with their mortgage providers,”.

—Richard Boyd Barrett.

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

“(b) so far as possible to support employment in the SME sector in particular in firms engaged in export activities or who are seeking to enter export markets,”.

—Michael McGrath.

13. In page 8, line 12, after “SMEs,” to insert the following:

“bodies seeking to provide social housing on a not for profit basis, and households in mortgage distress unable to secure sustainable resolution arrangements with their mortgage providers,”.

—Richard Boyd Barrett.

14. In page 8, line 13, to delete “or operational needs,” and to insert “, operational needs, or the need to provide affordable housing for citizens,”.

—Richard Boyd Barrett.

[SECTION 8]

15. In page 8, to delete lines 14 and 15.

—Richard Boyd Barrett.

16. In page 8, line 21, after “economic” to insert “, social and environmental”.

—Pearse Doherty.

17. In page 8, between lines 22 and 23, to insert the following:

“(i) to provide finance to projects which promote economic development or employment in the State,”.

—Richard Boyd Barrett.

18. In page 8, line 23, after “markets,” to insert “including but not limited to, peer-to-peer lending markets,”.

—Eoghan Murphy.

19. In page 8, between lines 27 and 28, to insert the following:

“(3) The SBCI shall, consistent with the achievement of its functions under *subsection (1)*, give due consideration to lending directly to SME entities.”.

—Michael McGrath.

20. In page 8, between lines 27 and 28, to insert the following:

“(3) All commercial agreements entered into by the SBCI shall be published.”.

—Pearse Doherty.

SECTION 9

21. In page 8, line 30, after “chairperson)” to insert “which will include at least four men and at least four women”.

—Pearse Doherty.

SECTION 12

22. In page 10, to delete lines 32 to 39 and substitute the following:

“(2) The Minister may, at such time or times as appear to him or her appropriate, recommend to the Oireachtas the sale, transfer, exchange, surrender, redemption or disposal of all or any of the shares in the SBCI on such terms and conditions as appear to the Minister to be appropriate.

(3) The Minister may not dispose of any shares in the SBCI, as outlined in *subsection (2)* unless the proposal is considered and voted on by Dáil Éireann.

(4) Any funds received in respect of the sale, transfer, disposal, surrender, exchange or redemption of any share to which *subsection (2)* refers shall be paid into or disposed of for the benefit of the Exchequer as decided by the Minister, with details for such payment of disposal for the benefit of the Exchequer laid before each House of the Oireachtas.”.

—Stephen S. Donnelly.

[SECTION 12]

23. In page 10, to delete lines 38 and 39 and substitute the following:

“(4) The Minister may not dispose of any shares in the SBCI without the approval of the Houses of the Oireachtas.”.

—Pearse Doherty.

Section opposed.

—Pearse Doherty.

SECTION 15

24. In page 12, lines 5 and 6, to delete all words from and including “give” in line 5 down to and including “to—” in line 6 and substitute “recommend to the Oireachtas that the Commission is given directions in writing to—”.

—Stephen S. Donnelly.

25. In page 12, between lines 19 and 20, to insert the following:

“(3) The Minister may not give directions to the Commission, as outlined in subsection (1), unless the proposal is considered and voted on by Dáil Éireann.”.

—Stephen S. Donnelly.

SECTION 18

26. In page 13, to delete lines 10 to 12, and insert the following:

“18. (1) The Minister may recommend to Dáil Éireann to guarantee the repayment by the SBCI of the principal sum borrowed by the SBCI or the payment of interest on that sum or the repayment of both principal and interest.”.

—Stephen S. Donnelly.

27. In page 13, to delete lines 13 and 14 and substitute the following:

“(2) Any guarantee made by the Minister can only be made following a vote by Dáil Éireann, and the amount of any such guarantee shall also be subject to a vote by Dáil Éireann.”.

—Richard Boyd Barrett.

28. In page 13, to delete lines 15 and 16 and substitute the following:

“(3) Details of any guarantee under this section shall be considered and voted on by Dáil Éireann before it is given.”.

—Stephen S. Donnelly.

29. In page 13, line 18, to delete “by him or her”.

—Stephen S. Donnelly.

SECTION 20

30. In page 14, between lines 9 and 10, to insert the following:

“(c) the employment impact of the SBCI in its use of the resources,”.

[SECTION 20]

—Michael McGrath.

31. In page 14, between lines 11 and 12, to insert the following:

“(d) the breakdown of loans funded by the SBCI by industry sector and county.”.

—Michael McGrath.

32. In page 14, between lines 25 and 26, to insert the following:

“(5) The SBCI shall report on an annual basis as to its average cost of funds and the average rate of interest charged by providers of credit on loans which are funded by the SBCI.”.

—Michael McGrath.

SECTION 23

33. In page 16, after line 17, to insert the following:

“(4) This section shall not apply if the Minister sells, transfers, exchanges, surrenders, redeems or disposes shares under *section 12(2)*.”.

—Pearse Doherty.

TITLE

34. In page 5, line 6, after “a” to insert “Public”.

—Richard Boyd Barrett.