DÁIL ÉIREANN

AN BILLE UM ÚDARÁS FORBARTHA DUGTHAILTE BHAILE ÁTCHA CLIATH (DÍSCAOILEADH), 2015
DUBLIN DOCKLANDS DEVELOPMENT AUTHORITY (DISSOLUTION) BILL 2015
LEASUITHE COISTE COMMITTEE AMENDMENTS
SECTION 3
1. In page 7, to delete lines 14 and 15 and substitute the following:

“(3) Every regulation made by the Minister under this Act shall be laid before each House of the Oireachtas as soon as may be after it is made and, if a resolution annulling the regulation is passed by either such House within the next 21 days on which that House sits after the regulation is laid before it, the regulation shall be annulled accordingly, but without prejudice to the validity of anything previously done thereunder.”

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

SECTION 8
2. In page 8, between lines 25 and 26, to insert the following:

“(4) Notwithstanding the generality of the foregoing, following the dissolution of the Authority and after all its liabilities have been met and subject to there being a surplus remaining the Council shall establish a central fund to be used for social gain for the benefit of the local community to be administered in conjunction with the Docklands Community Trust.”

—Brian Stanley.

SECTION 16
3. In page 11, between lines 22 and 23, to insert the following:

“(5) Future master plans shall be developed for the area in its entirety and approved by the Minister for the Environment, Community and Local Government in recognition of the importance of the Docklands area.”

—Catherine Murphy.

4. In page 11, between lines 22 and 23, to insert the following:

“(5) Future applications under Docklands Strategic Development Zone (SDZ) shall—

(a) include a condition to provide for 20 per cent social housing,
SECTION 16

(b) include a condition to provide for local employment, and

c) include a condition to provide for a contribution scheme for community gain within the Docklands area.”.

—Catherine Murphy.

SECTION 17

5. In page 11, between lines 22 and 23, to insert the following:

“17. (1) Notwithstanding the generality of section 16, the Council shall include a clause in planning permissions for future developments in the docklands area to ensure these developments employ 20 per cent of their workforce from the local community in the docklands area.

(2) The Council shall establish a Local Labour Partnership for the Docklands area to oversee the implementation of—

(a) the 20 per cent Local Labour clause contained in subsection (1),

(b) the creation of a local skills register,

(c) targeted training and upskilling for unemployed people in the Docklands area, and

(d) the provision of pre-apprenticeship programmes to train prospective workers.”.

—Brian Stanley.

SECTION 23

6. In page 14, line 9, after “time;” to insert the following:

“and

(iv) the developer can demonstrate previous compliance with fire safety regulations and can satisfy the Council that any outstanding issues in respect of fire safety or other planning regulations will be rectified;”.

—Brian Stanley.

SECTION 31

7. In page 17, between lines 14 and 15, to insert the following:

“Amendment of section 154 of Act of 2000

31. Section 154(5)(a) of the Act of 2000 is amended with effect from the dissolution day—

(a) in subparagraph (i) by the deletion of “or” after “as appropriate,”,

(b) in subparagraph (ii) by the insertion of “or” after “is subject”, and

(c) by the insertion of the following subparagraph after subparagraph (ii)—

“(iii) in respect of a development in respect of which a certificate has been issued by the Dublin Docklands Development Authority under section 25(7)(a)(ii) of the Dublin Docklands Development Authority Act 1997 or by the Custom House Docks
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Development Authority under section 12(6)(b) of the Urban Renewal Act 1986, require that the development will proceed in conformity with the planning scheme made under those Acts in respect of which the development was certified to be consistent and any conditions to which the certificate is subject,”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

[Acceptance of this amendment involves the deletion of section 31 of the Bill.]

SECTION 32

8. In page 17, between lines 25 and 26, to insert the following:

“Amendment of section 157 of Act of 2000

32. Section 157(4)(a) of the Act of 2000 is amended with effect from the dissolution day—

(a) in subparagraph (i), by the substitution of “development,” for “development;”,

(b) in subparagraph (ii), by the substitution of “section 42,” for “section 42.”, and

(c) by the insertion of the following subparagraph after subparagraph (ii)—

“(iii) in respect of a development in respect of which a certificate has been issued by the Dublin Docklands Development Authority under section 25(7)(a)(ii) of the Dublin Docklands Development Authority Act 1997 or by the Custom House Docks Development Authority under section 12(6)(b) of the Urban Renewal Act 1986, after seven years beginning on the date the certificate ceases to have effect in accordance with Part 4 of the Dublin Docklands Development Authority (Dissolution) Act 2015.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

9. In page 17, between lines 25 and 26, to insert the following:

“Amendment of section 160 of Act of 2000

33. Section 160 of the Act of 2000 is amended with effect from the dissolution day—

(a) by the substitution of the following paragraph for paragraph (c) of subsection (1):

“(c) that any development is carried out in conformity with—

(i) in the case of a permission granted under this Act, the permission pertaining to that development or any condition to which the permission is subject, or

(ii) in the case of a certificate issued by the Dublin Docklands Development Authority under section 25(7)(a)(ii) of the Dublin Docklands Development Authority Act 1997 or by the Custom House Docks Development Authority under section 12(6)(b) of the Urban Renewal Act 1986, the planning scheme made under
those Acts to which the certificate relates and any conditions to which the certificate is subject.”,

and

(b) in paragraph (a) of subsection (6)—

(i) in subparagraph (i), by the deletion of “or” after “commencement of the development,”,

(ii) in subparagraph (ii), by the substitution of “section 42, or” for “section 42.”,

and

(iii) by the insertion of the following subparagraph after subparagraph (ii):

“(iii) in respect of a development in respect of which a certificate has been issued by the Dublin Docklands Development Authority under section 25(7)(a)(ii) of the Dublin Docklands Development Authority Act 1997 or by the Custom House Docks Development Authority under section 12(6)(b) of the Urban Renewal Act 1986, after the expiration of a period of 7 years beginning on the date the certificate ceases to have effect in accordance with Part 4 of the Dublin Docklands Development Authority (Dissolution) Act 2015.”.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

10. In page 17, between lines 25 and 26, to insert the following:

“Amendment of section 162 of Act of 2000

34. Section 162 of the Act of 2000 is amended with effect from the dissolution day by the substitution of the following subsection for subsection (1):

“(1) In any proceedings for an offence under this Act, the onus of proving the existence of—

(a) any permission granted under Part III,

(b) any certificate issued by the Custom House Docks Development Authority under section 12(6)(b) of the Urban Renewal Act 1986, or

(c) any certificate issued by the Dublin Docklands Development Authority under section 25(7)(a)(ii) of the Dublin Docklands Development Authority Act 1997,

shall be on the defendant.”.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.
11. In page 17, between lines 25 and 26, to insert the following:

“Amendment of section 163 of Act of 2000

35. Section 163 of the Act of 2000 is amended with effect from the dissolution day by the substitution of “(disregarding development for which there is in fact permission under Part III or in respect of which a certificate has been issued by the Dublin Docklands Development Authority under section 25(7)(a)(ii) of the Dublin Docklands Development Authority Act 1997 or by the Custom House Docks Development Authority under section 12(6)(b) of the Urban Renewal Act 1986)” for “(disregarding development for which there is in fact permission under Part III)”.”.

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

12. In page 17, between lines 25 and 26, to insert the following:

“Amendment of Act of 2000 – planning authority

36. The Act of 2000 is amended with effect from the dissolution day by the insertion of the following section after section 164:

“Development in Dublin Docklands Area

164A. For the avoidance of doubt, Dublin City Council is the planning authority in respect of a development in respect of which a certificate has been issued by—

(a) the Dublin Docklands Development Authority under section 25(7)(a)(ii) of the Dublin Docklands Development Authority Act 1997, or

(b) the Custom House Docks Development Authority under section 12(6)(b) of the Urban Renewal Act 1986.”.”

—An tAire Comhshaoil, Pobail agus Rialtais Áitiúil.

SECTION 33

13. In page 17, line 35, to delete “may” and substitute “shall”.

—Brian Stanley.

14. In page 18, line 3, after “employment” to insert “including community and social employment”.

—Brian Stanley.

15. In page 18, line 10, to delete “may” and substitute “shall”.

—Brian Stanley.

16. In page 18, to delete lines 19 to 21 and substitute the following:

“(3) The Council and the strategic policy committees of the Council shall consider the advice provided by the Forum in relation to the matters set out in subsections (1) and (2).”.”

—Brian Stanley.
SECTION 34

17. In page 18, line 23, after “members” to insert “nominated by local community, educational and business groups”.

—Brian Stanley.

18. In page 18, lines 24 and 25, to delete “The Minister, following consultation with the Council, shall appoint a person nominated by the Chief Executive” and substitute “The Forum shall select one of its members”.

—Brian Stanley.

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

“(13) The Minister shall ensure following consultation that at least 7 community members be nominated from the geographic area of the Docklands i.e. City Quay, East Wall, Irishtown, North Wall, Pearse Street, Ringsend and Sheriff Street/Seville Place and the above areas associated hinterlands.”.

—Catherine Murphy.