DÁIL ÉIREANN

AN BILLE UM BEARTA AIRGEADAIS ÉIGEANDÁLA AR MHAITHE LE LEAS AN PHOBAIL, 2015
FINANCIAL EMERGENCY MEASURES IN THE PUBLIC INTEREST BILL 2015
LEASUITHE COISTE COMMITTEE AMENDMENTS

[No. 91 of 2015] [09 November, 2015]
DÁIL ÉIREANN

AN BILLE UM BEARTA AIRGEADAIS ÉIGEANDÁLA AR MHAITHE LE LEAS AN PHOBAIL, 2015
—ROGFHOCHOISTE

FINANCIAL EMERGENCY MEASURES IN THE PUBLIC INTEREST BILL 2015
—SELECT SUB-COMMITTEE

Leasuithe
Amendments

SECTION 3

1. In page 4, between lines 19 and 20, to insert the following:

“Repeals

3. The following Acts shall be repealed by 1 January 2016—

(a) Financial Emergency Measures in the Public Interest (Amendment) Act 2011,
(b) Financial Emergency Measures in the Public Interest (No. 2) Act 2009,
(c) Financial Emergency Measures in the Public Interest Act 2009,
(d) Financial Emergency Measures in the Public Interest Act 2010,
(e) Financial Emergency Measures in the Public Interest Act 2013.”.

—Seán Fleming.

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

“(4) The annualised amount of the pension of a retired public servant or of a surviving spouse of a public servant that is not greater than €12,000 shall, on and from 1 January 2016, be increased by 2.5 per cent.”.

—Stephen S. Donnelly.

3. In page 6, to delete lines 3 to 29.

—Mary Lou McDonald.

4. In page 6, line 16, after “and” to insert the following:

“the pension of the retired peer of the serving public servant will be increased by the same proportion as the pay of the serving peer is increased on the same date, and”.

—Stephen S. Donnelly.

5. In page 6, line 18, after “2018” to insert the following:

“, and the pension of the retired peer of the serving public servant
will be increased by the same proportion as the pay of the serving peer is increased on the same date”.

—Stephen S. Donnelly.

6. In page 6, between lines 29 and 30, to insert the following:

“(5) Notwithstanding the generality of the foregoing, nothing in this section shall provide for increases in the salaries of members of the Houses of the Oireachtas or Ministers of the Government.”.

—Mary Lou McDonald.

7. In page 6, between lines 29 and 30, to insert the following:

“(5) Notwithstanding the generality of the foregoing, nothing in this section shall provide for increases in the salaries of public servants in receipt of salaries in excess of €100,000 before the coming into effect of this section.”.

—Mary Lou McDonald.

SECTION 4

8. In page 6, between lines 29 and 30, to insert the following:

“Amendment to section 7 of Act of 2013

4. Section 7 of the Act of 2013 is amended by the deletion of subsection (1).”.

—Mary Lou McDonald, Stephen S. Donnelly.

[Acceptance of this amendment involves the deletion of section 4 of the Bill]

9. In page 6, between lines 29 and 30 to insert the following:

4. Section 7 of the Act of 2013 is deleted.”.

—Stephen S. Donnelly.

[Acceptance of this amendment involves the deletion of section 4 of the Bill]

SECTION 5

10. In page 9, between lines 4 and 5, to insert the following:

“(7) Notwithstanding the generality of the foregoing, nothing in this section shall provide for decreases in the pensions related deduction of members of the Houses of the Oireachtas or Ministers of the Government”.

—Mary Lou McDonald.

11. In page 9, between lines 4 and 5, to insert the following:

SECTION 6

12. In page 9, to delete lines 23 to 37, and in page 10, to delete lines 1 to 6 and substitute “be restored in full on and from 1 January 2016”.

   —Stephen S. Donnelly.

13. In page 10, to delete line 6 and substitute the following:

   "
   Up to €50,000 Exempt
   "

   —Seán Fleming.

14. In page 10, to delete lines 14 to 36, and in page 11, to delete lines 1 to 7 and substitute “be restored in full on and from 1 January 2016”.

   —Stephen S. Donnelly.

15. In page 11, to delete lines 14 to 19 and substitute the following:

   “(4) (a) Where the application to a pensioner of subsection (2) would result in the annualised amount of his or her public service pension being lower than would be the case if he or she had been on a pension specified in subsection (1) and that subsection applied to him or her, then subsection (2) shall be deemed to operate, in relation to that pensioner, in such a manner and by reference to the provisions of subsection (1) (the “relevant provisions”), as will result in his or her pension standing at the highest it would have stood at, as a result of that operation of subsection (2) by reference to the relevant provisions, had he or she been on whichever lower amount of pension produces the most beneficial result for him or her in consequence of the relevant provisions.

   (b) In this subsection a reference to a subsection or to the provisions of a subsection includes a reference to the Tables in that subsection.”.

   —An tAire Caiteachais Phoiblí agus Athchóirithe.

16. In page 11, after line 39, to insert the following:

   “(8) Notwithstanding the generality of the foregoing, nothing in this section shall provide for a reduction in Public Service Pension Reduction of former members of the Houses of the Oireachtas or Ministers of the Government.”.

   —Mary Lou McDonald.

SECTION 8

17. In page 12, after line 34, to insert the following:
“Provisions for Irish Airlines Superannuation Scheme members

8. The Act of 2009 is amended by the insertion of the following sections after section 11:

“11A. All monies contributed to the Exchequer since 2011 by the imposition of the stamp duty pension levy on the Irish Airlines Superannuation Scheme (IASS) pension fund shall be returned to that fund before end of 2016.

11B. The exemption thresholds listed in Table D in Part 3 of the Financial Emergency Measures in the Public Interest Act 2015 (Pension-related Deductions and Pensions) shall be used in the actuarial calculation of reductions to pension payments to Irish Airlines Superannuation Scheme (IASS) pensioners arising from the application of the stamp duty levy on pension fund assets to the Irish Airlines Superannuation Scheme (IASS) pension fund, until such time as the provisions in section 11A have been fulfilled.”

—Stephen S. Donnelly.

SECTION 10
Section opposed.

18. In page 13, lines 31 and 32, to delete “in a collective agreement” and substitute “in collective agreements”.

—Mary Lou McDonald.

19. In page 13, line 33, after “2013” to insert “or in a sectoral agreement”.

—Mary Lou McDonald.

20. In page 13, line 33, after “2013” to insert “, or a sectoral agreement or if the work is otherwise being done”.

—Stephen S. Donnelly.

21. In page 13, line 33, after “2013” to insert the following:

“or in a sectoral agreement or where in any event the work e.g. substitution and supervision duties in schools, is being done”.

—Stephen S. Donnelly.

PREAMBLE

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

“AND WHEREAS such pension fund members as spent large portions of their working lives in organisations owned wholly or in part by the State and whose payment of the stamp duty pension levy has contributed substantially to improvements in the public finances, it is equitable to implement a reversal of the pension reductions brought about by that levy—”

—Stephen S. Donnelly.