

DÁIL ÉIREANN

AN BILLE UM PLEANÁIL AGUS FORBAIRT (LEASÚ), 2016
[BILLE DÁIL ARNA LEASU AG AN SEANAD]

PLANNING AND DEVELOPMENT (AMENDMENT) BILL 2016
[DÁIL BILL AMENDED BY THE SEANAD]

Leasuithe chun leasuithe
Amendments to Amendments

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

SECTION 16

46. In page 51, between lines 19 and 20, to insert the following:

“Amendment of section 50B of Principal Act

29. Section 50B of the Principal Act is amended—

(a) in paragraph (a) of subsection (1), by—

(i) substituting “statutory provision” for “law of the State”,

(ii) deleting “or” in clause (II),

(iii) substituting “applies, or” for “applies; or” in clause (III), and

(iv) inserting the following clause after clause (III):

“(IV) paragraph 3 or 4 of Article 6 of the Habitats Directive; or”,

and

(b) inserting the following subsection:

“(6) In this section ‘statutory provision’ means a provision of an enactment or instrument under an enactment.”.

Amendment to Amendment No. 46

I. To delete section 29 and substitute the following:

“Amendment of section 50B of Principal Act

29. Section 50B of the Principal Act is amended, in paragraph (a) of subsection (1), by—

(a) substituting “an enactment” for “a law of the State”,

(b) deleting “or” in clause (II),

(c) substituting “applies, or” for “applies; or” in clause (III), and

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(d) inserting the following clauses after clause (III):

“(IV) a provision of Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora, or

(V) any other act of the European Union adopted pursuant to Title XX of the Treaty on the Functioning of the European Union.”.”.

—Eoin Ó Broin.

SECTION 36

62. In page 58, between lines 11 and 12, to insert the following:

“Amendment of section 4 of Environment (Miscellaneous Provisions) Act 2011

61. Section 4 of the Environment (Miscellaneous Provisions) Act 2011 is amended—

(a) in subsection (1), by—

(i) inserting “, notice” after “lease” in paragraph (a), and

(ii) inserting “, notice” after “lease” in paragraph (b),

and

(b) in subsection (4), by—

(i) substituting “Planning and Development Act 2000,” for “Planning and Development Act 2000.” in paragraph (n),

(ii) inserting the following paragraphs:

“(o) a consent to a plan or project for which a screening for appropriate assessment is required under regulation 42 of the European Communities (Birds and Natural Habitats) Regulations 2011 (S.I. No. 477 of 2011), and

(p) a consent or notice under regulation 43 of those regulations.”.”.

Amendment to Amendment No. 62

1. In paragraph (b), to delete subparagraph (ii) and substitute the following:

“(ii) inserting the following paragraph:

“(o) any plan or project to which Part 4, Part 5 or Part 6 of the European Communities (Birds and Natural Habitats) Regulations 2011 (S.I. No. 477 of 2011) applies.”.”.

—Eoin Ó Broin.