

# SEANAD ÉIREANN

## AN BILLE OIDHREACHTA, 2016 LEASUITHE COISTE

### HERITAGE BILL 2016 COMMITTEE AMENDMENTS

#### *Leasuithe Breise Additional Amendments*

*\*Government amendments are denoted by an asterisk*

#### SECTION 8

**3a.** In page 12, lines 2 and 3, to delete “, grubbing or destroying otherwise”.

—*Senators Kevin Humphreys, Fintan Warfield, Alice-Mary Higgins.*

**3b.** In page 12, line 4, to delete “land” and substitute “roadside”.

—*Senators Paul Daly, Brian Ó Domhnaill.*

**3c.** In page 12, line 4, after “land” to insert the following:

“in such part or parts of the State as specified in the regulations, but covering an area no greater than 10 per cent of the hedgerows in the State”.

—*Senator Kevin Humphreys.*

**4a.** In page 12, to delete lines 11 to 13.

—*Senator Alice-Mary Higgins.*

**4b.** In page 12, lines 12 and 13, to delete “for such further period as is expressed in the resolution” and substitute “for a further period of not more than 3 years”.

—*Senator Alice-Mary Higgins.*

**4c.** In page 12, line 15 after “Act of 1976”, to insert the following:

“and any naturally occurring species including flora species protected under:

- (a) the Wildlife Acts 1976 to 2012;
- (b) any convention which Ireland has ratified;
- (c) any Directive of the European Union; and
- (d) any national provisions implementing paragraphs (a), (b) and (c) above.”

—*Senator Alice-Mary Higgins.*

[SECTION 9]

SECTION 9

**a5a.** In page 12, between lines 15 and 16, to insert the following:

“9. Section 40 of the Act of 1976 is amended by inserting after section 40(1) the following:

“(2) The Minister may make regulations to set out the permissible use of certain machinery or certain classifications of machinery which may or may not be used for the purposes of cutting or maintaining hedgerows.”.”.

—*Senator Alice-Mary Higgins.*

**a5b.** In page 12, between lines 15 and 16, to insert the following:

“9. Section 40 of the Act of 1976 is amended by inserting after section 40(1) the following:

“(2) (a) The Minister shall set out in regulations the criteria by which a person may carry out the grubbing or destruction otherwise of more than 1000 metres of hedgerow on any one property at any time in any one calendar year.

(b) It shall be an offence for a person to grub or otherwise destroy at any time a hedgerow greater in size than 1000 metres without receiving the prior consent of the Minister as set out in regulations.”.”.

—*Senator Alice-Mary Higgins.*