

SEANAD ÉIREANN

AN BILLE UM FHIADHÚLRA (LEASÚ), 2016 [BILLE DÁIL ARNA LEASÚ AG AN SEANAD]

WILDLIFE (AMENDMENT) BILL 2016 [DÁIL BILL AMENDED BY THE SEANAD]

*Leasuithe ar leasuithe iarmhartacha arna ndéanamh ag Dáil Éireann
Amendments to consequential amendments made by Dáil Éireann*

3c. In page 4, to delete lines 5 to 11 and substitute the following:

- “(b) contributing to the carbon sequestration potential of bog habitats;
- (c) contributing to actions, relevant to bog habitats, contained in a national plan or a plan for the island of Ireland, concerning the reversal of pollinator decline;
- (d) selecting the most suitable bog habitats—
 - (i) to be designated as natural heritage areas having regard to—
 - (I) all of the matters to which the Minister is required to have regard under section 16(6),
 - (II) national, regional and local economic, social and cultural needs,
 - (III) facilities and projects which can be of significant benefit to a community, and
 - (IV) projects which relate to strategic infrastructure development, within the meaning of the Planning and Development Act 2000,
 - or
 - (ii) to cease to be designated as natural heritage areas having regard to—
 - (I) environmental criteria,
 - (II) restoration potential,
 - (III) national, regional and local economic, social and cultural needs,
 - (IV) facilities and projects which can be of significant benefit to a community, and
 - (V) projects which relate to strategic infrastructure development,

within the meaning of the Planning and Development Act 2000.”.

Amendments to Dáil Amendment 3c

1. To delete paragraph (d)(i) and substitute the following:

“(d) selecting the most suitable bog habitats to be designated as natural heritage areas having regard to—

- (i) all of the matters to which the Minister is required to have regard under section 16(6),
- (ii) the list of proposed natural heritage areas,
- (iii) the need to protect bog habitats both for biodiversity and carbon sequestration, and
- (iv) the need to adequately implement Article 10 of Directive 92/43/EEC,”.

—*Senators Lynn Ruane, Frances Black, Eileen Flynn.*

2. To delete clauses (II), (III) and (IV) of paragraph (d)(i).

—*Senators Lynn Ruane, Frances Black, Eileen Flynn.*

3. To delete paragraph (d)(i)(III).

—*Senators Lynn Ruane, Frances Black, Eileen Flynn.*

4. In paragraph (d)(i)(III), before “facilities” to insert “environmental”.

—*Senators Lynn Ruane, Frances Black, Eileen Flynn.*

5. In paragraph (d)(i)(III), before “projects” to insert “environmental”.

—*Senators Lynn Ruane, Frances Black, Eileen Flynn.*

6. In paragraph (d)(i)(III), after “projects”, to insert “having a primary objective of environmental conservation, restoration or protection”.

—*Senators Lynn Ruane, Frances Black, Eileen Flynn.*

7. In paragraph (d)(i)(III), after “community,” to insert “which shall not include football pitches, golf courses, hotels or car parks,”.

—*Senators Lynn Ruane, Frances Black, Eileen Flynn.*

8. In paragraph (d)(i)(III), after “community,” to insert “but which shall not include projects without a clear and primary environmental objective”.

—*Senators Lynn Ruane, Frances Black, Eileen Flynn.*

9. In paragraph (d)(ii)(III), after “needs”, to insert “and where there is an associated clear benefit accruing to the wider public”.

—*Senators Lynn Ruane, Frances Black, Eileen Flynn.*

10. To delete paragraph (d)(ii)(IV).

—*Senators Lynn Ruane, Frances Black, Eileen Flynn.*

11. In paragraph (d)(ii)(IV), before “facilities”, to insert “environmental”.

—*Senators Lynn Ruane, Frances Black, Eileen Flynn.*

12. In paragraph (d)(ii)(IV), after “projects”, to insert “having a primary objective of environmental conservation, restoration or protection”.

—*Senators Lynn Ruane, Frances Black, Eileen Flynn.*

13. In paragraph (d)(ii)(IV), after “community,” to insert “which shall not include golf courses, hotels or car parks,”.

—*Senators Lynn Ruane, Frances Black, Eileen Flynn.*

13c. In page 6, between lines 9 and 10, to insert the following:

Report on household use of turf

5. (a) Within 12 months of the coming into operation of this section, the Minister for Housing, Local Government and Heritage shall prepare a report on the average amount of turf required by an individual on an annual basis for the purpose of household use.

(b) The Minister for Housing, Local Government and Heritage shall, as soon as practicable but not later than 3 months after the report referred to in *paragraph (a)* is prepared, lay a copy of that report before each House of the Oireachtas.”.

Amendments to Dáil Amendment 13c

1. To delete paragraph (a) and substitute the following:

“(a) The Minister for Housing, Local Government and Heritage shall, within twelve months of the passing of this Act, lay a report before both Houses of the Oireachtas containing guidelines and recommended thresholds in relation to the exercise of turbary rights including a definition, or definitions, of “household use”.”.

—*Senators Lynn Ruane, Frances Black, Eileen Flynn.*

2. In paragraph (a), to delete “12 months of the coming into operation of this section” and substitute “12 months of the passing of this Act”.

—*Senators Lynn Ruane, Frances Black, Eileen Flynn.*

3. In paragraph (a), after “report”, to insert “, including guidelines and recommended thresholds, and”.

—*Senators Lynn Ruane, Frances Black, Eileen Flynn.*

4. In paragraph (a), after “report”, to insert “, including guidelines and recommended thresholds, and analysis of data collated”.

—*Senators Lynn Ruane, Frances Black, Eileen Flynn.*

5. In paragraph (a), after “household use”, to insert “, including details of associated BER ratings and proposals to retrofit houses to improve their BER rating”.

—*Senators Lynn Ruane, Frances Black, Eileen Flynn.*

14c8. In page 4, between lines 34 and 35, to insert the following:

- “(5) (a) Subject to subsection (6), before the Minister makes an order under subsection (4)(b) relating to a natural heritage area containing a blanket bog habitat, he or she shall, for the purposes referred to in subsection (2), conduct a review of blanket bog habitats.
- (b) The review conducted under paragraph (a) shall include designated blanket bog natural heritage areas and other blanket bog natural heritage areas as the Minister considers necessary.
- (6) Subsection (5) shall not apply to a natural heritage area, whether or not a designated natural heritage area, falling to be reviewed under the review referred to in subsection (1)(a).”.

Amendments to Dáil Amendment 14c8

1. In subsection (5)(b), to delete “as the Minister considers necessary”.

—*Senators Lynn Ruane, Frances Black, Eileen Flynn.*

2. To delete subsection (6).

—*Senators Lynn Ruane, Frances Black, Eileen Flynn.*