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**An Bille um Dhócmhainneacht Phearsanta (Leasú), 2017**  
**Personal Insolvency (Amendment) Bill 2017**

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*Mar a tionscnaíodh*

*As initiated*

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**AN BILLE UM DHÓCMHAINNEACHT PHEARSANTA (LEASÚ), 2017**  
**PERSONAL INSOLVENCY (AMENDMENT) BILL 2017**

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*Mar a tionscnaíodh*

*As initiated*

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ACTS REFERRED TO

Companies (Miscellaneous Provisions) Act 2013 (No. 46)

Courts and Civil Law (Miscellaneous Provisions) Act 2013 (No. 32)

Finance Act 2013 (No. 8)

Personal Insolvency (Amendment) Act 2015 (No. 32)

Personal Insolvency Act 2012 (No. 44)



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AN BILLE UM DHÓCMHAINNEACHT PHEARSANTA (LEASÚ), 2017  
PERSONAL INSOLVENCY (AMENDMENT) BILL 2017

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# Bill

*entitled*

An Act to amend the Personal Insolvency Act 2012 to provide clarity with regard to certain applications before the courts. 5

**Be it enacted by the Oireachtas as follows:**

## **Definitions**

1. In this Act—

“Minister” means the Minister for Justice and Equality; 10

“Principal Act” means the Personal Insolvency Act 2012.

## **Amendment of section 115A of Principal Act**

2. The Principal Act is amended in section 115A (as inserted by section 21 of the Personal Insolvency (Amendment) Act 2015) by the substitution of the following for subsection (1): 15

“(1) Where—

(a) a proposal for a Personal Insolvency Arrangement is not approved in accordance with this Chapter, and

(b) the debts that would be covered by the proposed Personal Insolvency Arrangement include a relevant debt, 20

the Debtor may, where the personal insolvency practitioner considers that there are reasonable grounds for the making of such an application, make an application to the appropriate court for an order under subsection (9).”.

## **Short title and collective citation** 25

3. (1) This Act may be cited as the Personal Insolvency (Amendment) Act 2017.

(2) The Principal Act, the Personal Insolvency (Amendment) Act 2015, sections 37 to 40, section 41(4), Part 8 and section 1 (insofar as it relates to those sections and that Part) of the Courts and Civil Law (Miscellaneous Provisions) Act 2013, section 9 of the Companies (Miscellaneous Provisions) Act 2013, section 100(3) of the Finance Act 30

2013 and this Act may be cited together as the Personal Insolvency Acts 2012 to 2017.

(3) This Act shall come into operation on such day as the Minister may, by order, appoint.



An Bille um Dhócmhainneacht Phearsanta  
(Leasú), 2017

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# BILLE

*(mar a tionscnaíodh)*

*dá ngairtear*

Acht do leasú an Achta um Dhócmhainneacht Phearsanta, 2012 chun soiléireacht a sholáthar maidir le hiarratais áirithe atá os comhair na gcúirteanna.

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*An Teachta Micheál Mac Craith a thug isteach,  
21 Samhain, 2017*

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Personal Insolvency (Amendment) Bill 2017

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# BILL

*(as initiated)*

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An Act to amend the Personal Insolvency Act 2012 to provide clarity with regard to certain applications before the courts.

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*Introduced by Deputy Michael McGrath,  
21st November, 2017*

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ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR  
Le ceannach díreach ó  
FOILSEACHÁIN RIALTAIS,  
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