An Bille um Thobhach ar Shearraigh, 2017
Foal Levy Bill 2017

Mar a tionscnoith
As initiated
CONTENTS

Section
1. Interpretation
2. Establishment day
3. Amendment of Act of 1994 – amendment of Foal Levy
4. Amendment of Act of 1994 – Levy Committee
5. Short title and citation
ACTS REFERRED TO

Horse and Greyhound Racing (Betting Charges and Levies) Act 1999 (No. 24)
Irish Horseracing Industry Act 1994 (No. 18)
AN BILLE UM THOBHACH AR SHEARRAIGH, 2017
FOAL LEVY BILL 2017

Bill

entitled

An Act to amend the Irish Horseracing Industry Act 1994 and the Horse and Greyhound Racing (Betting Charges and Levies) Act 1999; to amend the provisions that apply to the levying of the foal levy; and to establish a foal levy committee to be known as the Levy Committee.

Be it enacted by the Oireachtas as follows:

Interpretation

1. In this Act—

   “Act of 1999” means Horse and Greyhound Racing (Betting Charges and Levies) Act 1999;
   “HRI” means Horse Racing Ireland;
   “large breeder” means a breeder with an annual turnover of more than €100,000 per annum;
   “Minister” means the Minister for Agriculture, Food and the Marine; and
   “small breeder” means a breeder with an annual turnover of less than €100,000 per annum.

Establishment day

2. The Minister shall by order appoint a day to be the establishment day for the purposes of this Act.

Amendment of Act of 1994 – amendment of Foal Levy

3. The Act of 1994 (as amended) is amended by the substitution of the following for section 38A:

   “38A.(1)There shall be charged and levied by Horse Racing Ireland in each year beginning with such year as may be prescribed, with the consent of the Minister, a levy (referred to subsequently in this section as the ‘levy’) on all registered thoroughbred horses sold in Ireland.
(2) Levy shall be paid by the owner of the thoroughbred horse upon the sale at public auction, in the Republic of Ireland, of the horse.

(3) Levy shall be paid to Horse Racing Ireland at such time and in such manner as may be prescribed.

(4) The rate of levy shall be 1 per cent of the total sales price, ex-VAT, of the thoroughbred horse.

(5) Horse Racing Ireland may recover as a simple contract debt in any court of competent jurisdiction levy from any person by whom it is payable.

(6) The proceeds of the levy shall be expended on a programme for the benefit of horse breeders and owners to be decided by the Levy Committee established under section 38B.”.

Amendment of Act of 1994 – Levy Committee

4. The Act of 1994 (as amended) is amended by the insertion of the following after section 38A:

“Levy Committee

38B. (1) Within two months of the enactment of this Act, HRI shall establish a committee to be known as the ‘Levy Committee’.

(2) The functions of the committee shall be to decide on the apportionment of the funds collected through the levy.

(3) The membership of the committee shall be as follows:

(a) 1 nominee from the Irish Farmers’ Association;
(b) 2 nominees representing large breeders;
(c) 1 nominee from the Irish Racehorse Owners Association;
(d) 1 nominee from the Department of Agriculture, Food and the Marine;
(e) 2 nominees from Horse Racing Ireland;
(f) 1 nominee from the National Equine Centre;
(g) 1 nominee from Irish Thoroughbred Marketing Ltd.;
(h) 2 nominees representing small breeders; and
(i) 1 nominee from the Irish Thoroughbred Breeders Association.

(4) The Levy Committee shall elect a chairperson from among the committee members.

(5) The term of office of an ordinary member of the Levy Committee shall be 3 years and no member shall serve more than 2 consecutive terms.

(6) A member of the Levy Committee who fails to perform his or her functions may be removed at any time by a vote of the committee.
(7) There shall be paid out of the income of HRI to members of the Levy Committee such allowances for expenses (if any) incurred by them in the discharge of their functions as HRI may determine with the consent of the Minister and the Minister for Public Expenditure and Reform.

(8) The secretariat relating to the work of the Levy Committee shall be provided by HRI.”.

Short title and citation
5. This Act may be cited as the Foal Levy Act 2017.
Foal Levy Bill 2017

An Act to amend the Irish Horseracing Industry Act 1994 and the Horse and Greyhound Racing (Betting Charges and Levies) Act 1999; to amend the provisions that apply to the levying of the foal levy; and to establish a foal levy committee to be known as the Levy Committee.

Introduced by Deputy Clare Daly,
23rd May, 2017

An Bille um Thobhach ar Shearraigh, 2017

BILLE

(mar a tionscnaíodh)

dá ngairtear

Acht do leasú an Achta um Thionscal Rásaíochta Capall na hÉireann, 1994 agus an Achta um Rásaíocht Capall agus Con (Táíllí agus Tobhaigh Ghealltóireachta), 1999; do leasú na bhforálacha a bhfuil feidhm acu mairid leis an tobhach ar shearraigh a thobhach; agus do bhunú coiste um thobhach ar shearraigh ar a dtabharfar an Coiste Tobhaigh.

An Teachta Clare Daly a thug isteach,
23 Bealtaine, 2017

BAILE ÁTHA CLIATH
ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR
Le ceannach díreach ó
FOILSEACHÁIN RIALTAIS,
52 FAICHE STIABHNA, BAILE ÁTHA CLIATH 2.
(Teil: 01 - 6476834 nó 1890 213434; Fax: 01 - 6476843)
 nó trí aon díoltóir leabhar.

DUBLIN
PUBLISHED BY THE STATIONERY OFFICE
To be purchased from
GOVERNMENT PUBLICATIONS,
52 ST. STEPHEN’S GREEN, DUBLIN 2.
(Tel: 01 - 6476834 or 1890 213434; Fax: 01 - 6476843)
or through any bookseller.

€1.27