



SEANAD ÉIREANN

**AN BILLE RIALTAIS ÁITIÚIL, 2018
LOCAL GOVERNMENT BILL 2018**

**LEASUITHE COISTE
COMMITTEE AMENDMENTS**

SEANAD ÉIREANN

AN BILLE RIALTAIS ÁITIÚIL, 2018 —AN COISTE

LOCAL GOVERNMENT BILL 2018 —COMMITTEE STAGE

Leasuithe Amendments

**Government amendments are denoted by an asterisk*

SECTION 15

1. In page 14, line 13, after “transfer day.” to insert the following:

“The Minister shall also have regard to other matters, including, but not limited to, the area and size of land within the relevant area, as well as any other matters that he or she will consider relevant.”.

—*Senators Fintan Warfield, Rose Conway-Walsh, Niall Ó Donnghaile, Paul Gavan, Máire Devine, Pádraig Mac Lochlainn.*

SECTION 19

2. In page 17, between lines 9 and 10, to insert the following:

“(c) the arrangements that should be made by the Cork local authorities for subsequent reviews of the Cork boundary alteration taking account of development and proposed development in the administrative area of the county council;”.

—*Senator Grace O’Sullivan.*

SECTION 22

3. In page 20, line 35, to delete “(6) Where” and substitute the following:

(6) “The financial settlement payment falling due from one Cork local authority to the other should be on an advanced, monthly scheduled basis. Where”.

—*Senators Fintan Warfield, Rose Conway-Walsh, Niall Ó Donnghaile, Paul Gavan, Máire Devine, Pádraig Mac Lochlainn.*

SECTION 24

4. In page 23, between lines 2 and 3, to insert the following:

“(5) If an agreement with a satisfactory financial contribution over a 15 year period with reviews thereafter, which goes a reasonable distance to protect the Cork County Council, is not forthcoming, this Act shall not be enacted until such time as a satisfactory financial settlement can be agreed.”.

—*Senator Brian Ó Domhnaill.*

[SECTION 24]

5. In page 23, between lines 7 and 8, to insert the following:

“(6) In the event of Cork City Council being unwilling or unable to make this contribution to Cork County Council for whatever reasons, the Minister, on behalf of the State, will guarantee the payment to Cork County Council.”.

—*Senator Brian Ó Domhnaill.*

SECTION 25

- *6. In page 24, line 19, to delete “Act of 2001” and substitute “Act of 2000”.

7. In page 25, between lines 8 and 9, to insert the following:

“(8) (a) As of and from the transfer date all development contributions paid for developments within the transfer area (irrespective of when the permission was granted) would be payable to Cork City Council.

(b) For the period of 1 January 2019 to the transfer date, any development contributions paid would be shared on a case by case basis between the two Local Authorities, following dialogue and arbitration by the Oversight Group.”.

—*Senators Fintan Warfield, Rose Conway-Walsh, Niall Ó Donnghaile, Paul Gavan, Máire Devine, Pádraig Mac Lochlainn.*

SECTION 35

8. In page 30, between lines 17 and 18, to insert the following:

“Amendment to Local Government Reform Act 2014

35. The Local Government Reform Act 2014 is amended in section 22A(1), by the substitution of the following paragraph for paragraph (a):

“(a) subject to subsection (4), every county and city and county set out in Part 1 and Part 3, respectively, of Schedule 5, and Cork City Council or Chomhairle Cathrach Chorcaí in Irish, in Part 2 of Schedule 5, shall have 2 or more districts (each consisting of one or more than one local electoral area) to be known as a municipal district and collectively as municipal districts, as the Minister shall determine by order made under section 23(1)(c),”.

—*Senators Fintan Warfield, Rose Conway-Walsh, Niall Ó Donnghaile, Paul Gavan, Máire Devine, Pádraig Mac Lochlainn.*

9. In page 30, between lines 17 and 18, to insert the following:

“Blarney Tower and adjacent hinterlands

35. That the Blarney Tower and adjacent hinterlands should remain within the Cork County Council area and not be transferred to the city area. This would result in a population of 6,357 remaining within the county administrative area (based on the census 2016).”.

—*Senator Brian Ó Domhnaill.*

[SECTION 39]

SECTION 39

10. In page 32, lines 31 and 32, to delete all words from and including “Waterford,” in line 31 down to and including line 32 and substitute “Waterford;”.

—*Senators Gerard P. Craughwell, Victor Boyhan, Jennifer Murnane O'Connor.*

11. In page 33, lines 3 to 5, to delete all words from and including “Waterford;” in line 3 down to and including line 5 and substitute “Waterford.”.

—*Senators Gerard P. Craughwell, Victor Boyhan, Jennifer Murnane O'Connor.*

SECTION 43

12. In page 35, to delete lines 24 to 35.

—*Senators Gerard P. Craughwell, Victor Boyhan, Jennifer Murnane O'Connor.*

SECTION 44

- *13. In page 35, after line 35 to insert the following:

“Report to Houses of Oireachtas

44. If a majority of the votes cast at a plebiscite held in accordance with this Part are in favour of the proposal, the Minister shall, not later than 2 years from the day appointed under *subsection (2) of section 40*, prepare and submit to each House of the Oireachtas a report specifying proposals for the enactment of a law providing for a directly elected mayor of the administrative area in respect of which the plebiscite was held.”.

[*Acceptance of this amendment involves the deletion of Section 44 of the Bill.*]

SECTION 47

Section opposed.

—*Senators Gerard P. Craughwell, Victor Boyhan, Fintan Warfield, Rose Conway-Walsh, Niall Ó Donnghaile, Paul Gavan, Máire Devine, Pádraig Mac Lochlainn, Jennifer Murnane O'Connor.*

TITLE

- *14. In page 5, lines 11 to 13, to delete all words from and including “to” where it secondly occurs in line 11 down to and including “purpose;” in line 13.

15. In page 5, lines 13 to 16, to delete all words from and including “to” in line 13 down to and including “councils;” in line 16.

—*Senators Gerard P. Craughwell, Victor Boyhan.*