



**An Bille um Sheirbhísí Maoine (Ligin Neamhoiriúnacha a Fhógairt) (Leasú),
2019**

Property Services (Advertisement of Unfit Lettings) (Amendment) Bill 2019

Mar a tionscnaíodh

As initiated



**AN BILLE UM SHEIRBHÍSÍ MAOINE (LIGIN NEAMHOIRIÚNACHA A FHÓGAIRT)
(LEASÚ), 2019
PROPERTY SERVICES (ADVERTISEMENT OF UNFIT LETTINGS) (AMENDMENT)
BILL 2019**

Mar a tionscnaíodh

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ACTS REFERRED TO

Fire Services Act 1981 (No. 30)

Housing (Miscellaneous Provisions) Act 1992 (No. 18)

Housing Act 1966 (No. 21)

Property Services (Regulation) Act 2011 (No. 40)



**AN BILLE UM SHEIRBHÍSÍ MAOINE (LIGIN NEAMHOIRIÚNACHA A FHÓGAIRT)
(LEASÚ), 2019
PROPERTY SERVICES (ADVERTISEMENT OF UNFIT LETTINGS) (AMENDMENT)
BILL 2019**

Bill

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entitled

An Act to amend the Property Services (Regulation) Act 2011 to provide for the removal of advertisements of unfit rental lettings and to provide for related matters.

Be it enacted by the Oireachtas as follows:

Interpretation

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1. In this Act—

“Authority” has the same meaning as it has in the Principal Act;

“Minister” means the Minister for Housing, Planning and Local Government;

“Principal Act” means the Property Services (Regulation) Act 2011.

Insertion of new section 56A in Principal Act

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2. (1) The Principal Act is amended by inserting the following section after section 56:

“**56A** (1) The Authority shall have the power to issue a direction to letting agents and online platforms to remove advertisements of rental properties which constitute a breach of the minimum standards for rental properties as set out in:

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(a) regulations made pursuant to section 18 of the Housing (Miscellaneous Provisions) Act 1992;

(b) section 63 of the Housing Act 1966;

(c) section 19 of the Fire Services Act 1981.

(2) It shall be an offence to fail to comply with a direction issued pursuant to this section within 7 days of the issuing of the direction.

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(3) A person may refer a complaint to the Authority in respect of an advertisement of a rental letting which letting the complainant considers to be in breach of the regulations referred to in subsection (1).

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(4) A person guilty of an offence under subsection (2) shall be liable, on

summary conviction, to a class A fine or imprisonment for a term not exceeding 3 months or both.

- (5) The Authority shall have all such powers as are necessary or expedient for or incidental to the performance of its functions under this section.
- (6) The Minister may make regulations under this section to provide for the making of a complaint under this section and for procedures for processing such complaints. 5
- (7) Without prejudice to any provision of this Act, regulations under this section may contain such incidental, supplementary and consequential provisions as appear to the Minister to be necessary or expedient for the purposes of this section.” 10

Short title and commencement

- 3. (1) This Act may be cited as the Property Services (Advertisement of Unfit Lettings) (Amendment) Act 2019.
- (2) This Act and the Property Services (Regulation) Act 2011 may be cited together as the Property Services (Regulation) Acts 2011 to 2019 and shall be read together as one. 15
- (3) This Act shall come into operation on such day or days as may be fixed by order of the Minister.

An Bille um Sheirbhísí Maoine (Ligin
Neamhoiriúnacha a Fhógairt) (Leasú), 2019

BILLE

(mar a tionscnaíodh)

dá ngairtear

Acht do leasú an Achta um Sheirbhísí Maoine
(Rialáil), 2011 chun socrú a dhéanamh chun go
mbainfear fógraín i leith ligin neamhoiriúnacha
ar cíós agus do dhéanamh socrú i dtaobh nithe
gaolmhara.

*Na Seanadóirí Fintan Warfield, Paul Gavan agus
Niall Ó Donnghaile a thug isteach,*

31 Eanáir, 2019

Property Services (Advertisement of Unfit
Lettings) (Amendment) Bill 2019

BILL

(as initiated)

entitled

An Act to amend the Property Services (Regulation)
Act 2011 to provide for the removal of
advertisements of unfit rental lettings and to
provide for related matters.

*Introduced by Senators Fintan Warfield, Paul Gavan
and Niall Ó Donnghaile,*

31st January, 2019

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

ISBN 978-1-4468-6432-6



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