



DÁIL ÉIREANN

AN BILLE UM GHNÍOMHÚ AR SON NA HAERÁIDE AGUS UM FHORBAIRT ÍSEALCHARBÓIN (LEASÚ), 2021 CLIMATE ACTION AND LOW CARBON DEVELOPMENT (AMENDMENT) BILL 2021

LEASUITHE COISTE COMMITTEE AMENDMENTS

DÁIL ÉIREANN

AN BILLE UM GHNÍOMHÚ AR SON NA HAERÁIDE AGUS UM FHORBAIRT ÍSEALCHARBÓIN (LEASÚ), 2021 —ROGHCHOISTE

CLIMATE ACTION AND LOW CARBON DEVELOPMENT (AMENDMENT) BILL 2021 —SELECT COMMITTEE

*Leasuithe
Amendments*

SECTION 1

1. In page 5, line 26, after “shall” to insert the following:

“only after detailed independent sectoral economic impact analysis has been undertaken, published and debated and approved by both houses of the Oireachtas, ”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

2. In page 5, line 30, to delete “other than *sections 18 and 19*” and substitute “other than *sections 18, 19, 20 and 21*”.

—An tAire Comhshaoil, Aeráide agus Cumarsáide.

3. In page 5, after line 32, to insert the following:

“(4) The Act of 1960 and *section 20* shall be construed together as one Act and may be cited together as the Petroleum and Other Minerals Development Acts 1960 to 2021.”.

—An tAire Comhshaoil, Aeráide agus Cumarsáide.

SECTION 2

4. In page 6, to delete lines 2 and 3 and substitute the following:

“2. In this Act—

“Act of 1960” means the Petroleum and Other Minerals Development Act 1960;

“Principal Act” means the Climate Action and Low Carbon Development Act 2015.”.

—An tAire Comhshaoil, Aeráide agus Cumarsáide.

[Acceptance of this amendment involves the deletion of section 2 of the Bill.]

[SECTION 3]

SECTION 3

5. In page 6, between lines 3 and 4, to insert the following:

“Objective of Act

3. The objective of this Act is to ensure that the State does its fair share, on the basis of equity and the principle of common but differentiated responsibilities and respective capabilities, to limit the global average temperature increase to 1.5°C above pre-industrial levels, recognizing that this would significantly reduce the risks and impacts of climate change.”

—Thomas Pringle, Joan Collins, Jennifer Whitmore.

6. In page 6, between lines 3 and 4, to insert the following:

“The target-setting criteria

3. (1) In this Act, the “target-setting criteria” are—
- (a) the objective of not exceeding the fair and safe Irish emissions budget,
 - (b) European and international law and policy relating to climate change (including the United Nations Framework Convention on Climate Change and protocols to and agreements under that Convention, including the Agreement done at Paris on 12 December 2015),
 - (c) scientific knowledge about climate change,
 - (d) technology relevant to climate change,
 - (e) economic circumstances, in particular the likely impact of the target on—
 - (i) the Irish economy,
 - (ii) the competitiveness of particular sectors of the Irish economy,
 - (iii) small and medium-sized enterprises,
 - (iv) jobs and employment opportunities,
 - (f) fiscal circumstances, in particular the likely impact of the target on taxation, public spending and public borrowing,
 - (g) social circumstances, in particular the likely impact of the target on those living in poorer or deprived communities,
 - (h) the likely impact of the target on public health,
 - (i) the likely impact of the target on those living in remote rural communities and island communities,
 - (j) energy policy, in particular the likely impact of the target on energy supplies, the renewable energy sector and the carbon and energy intensity of the Irish economy,
 - (k) environmental considerations and, in particular, the likely impact of the target on

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biodiversity,

- (l) the likely impact of the target on the achievement of sustainable development, including the achievement of the United Nations sustainable development goals,
 - (m) current international carbon reporting practice,
 - (n) the requirement for the State's climate targets to represent its highest possible ambition and progression.
- (2) In this Act, the “fair and safe Irish emissions budget” is the aggregate amount of net Irish emissions of greenhouse gases for the period 2021 to 2050 as recommended by the Advisory Council as being consistent with the State, in line with the principles set out in Article 3 of the United Nations Framework Convention on Climate Change, contributing appropriately to the holding of the increase in global average temperature to 1.5°C above pre-industrial levels.”.

—Thomas Pringle, Joan Collins, Jennifer Whitmore.

7. In page 6, line 12, to delete “the Government” and substitute “both Houses of the Oireachtas”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

8. In page 6, line 14, to delete “the Government” and substitute “both Houses of the Oireachtas”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

9. In page 6, between lines 19 and 20, to insert the following:

“ ‘biogenic methane’ means all methane greenhouse gases produced from the agriculture sector;”.

—Denis Naughten, Cathal Berry, Seán Canney, Michael Lowry, Peter Fitzpatrick,
Noel Grealish, Verona Murphy, Matt Shanahan.

10. In page 6, to delete lines 26 to 30 and substitute the following:

“ ‘climate justice’ is the concept that those individuals, corporations and societies that have contributed most to the problem of global warming must contribute most to its solution; this concept has four core principles, as follows:

- (a) in accord with the commitment of the United Nations Framework Convention on Climate Change to common but differentiated responsibilities and respective capabilities, those individuals, bodies and countries which have contributed most to global warming must pay to protect poorer individuals, bodies and countries from its negative effects, and must also play the biggest part in halting and reversing anthropogenic climate change;
- (b) measures to counter global warming due to human activities, and its negative effects, must decrease inequalities whenever possible, and must never increase them;

[SECTION 7]

- (c) the move towards net zero Irish greenhouse gas emissions should be a just transition, meaning that action is taken in a way which—
 - (i) supports environmentally and socially sustainable jobs,
 - (ii) supports low-carbon investment and infrastructure,
 - (iii) develops and maintains social consensus through engagement with workers, trade unions, communities, non-governmental organisations, representatives of the interests of business and industry and such other persons as the Minister considers appropriate,
 - (iv) creates decent, fair and high-value work in a way which does not negatively affect the current workforce and overall economy,
 - (v) contributes to resource efficient and sustainable economic approaches which help to address inequality and poverty, and
 - (vi) assists those whose livelihoods are affected adversely by the transition to a low-carbon economy to take up other work and to at least maintain their current income levels;
- (d) the planning of responses to climate change should involve the greatest possible levels of public participation, including the participation of those who are most affected by climate change and of those who are most excluded economically, socially and politically;”.

—Thomas Pringle, Joan Collins.

11. In page 6, to delete lines 26 to 30 and substitute the following:

“ ‘climate justice’ means the importance of taking action to reduce global emissions of greenhouse gases and to adapt to the effects of climate change in ways which—

- (a) support the people who are most affected by climate change but who have done the least to cause it and are the least equipped to adapt to its effects, and
- (b) help to address inequality;”.

—Thomas Pringle, Joan Collins.

12. In page 6, to delete lines 26 to 30 and substitute the following:

“ ‘climate justice’ means the requirement that decisions and actions taken, within the State and at the international level, to reduce greenhouse gas emissions and to adapt to the effects of climate change shall, in so far as it is practicable to do so—

- (a) support the people who are most affected by climate change but who have done the least to cause it and are the least equipped to

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adapt to its effects,

- (b) safeguard the most vulnerable persons,
- (c) endeavour to share the burdens and benefits arising from climate change, and
- (d) help to address inequality.”.

—Duncan Smith.

13. In page 6, to delete lines 26 to 30 and substitute the following:

“ ‘climate justice’ means the requirement that decisions and actions taken to reduce greenhouse gas emissions and to adapt to the effects of climate change must:

- (a) support the people who are most affected by climate change but who have done the least to cause it and are the least equipped to adapt to its effects;
- (b) help to address inequality, and support the human rights and well-being of local communities, indigenous peoples and the most vulnerable; and
- (c) reflect the UNFCCC commitment to the “common but differentiated responsibilities and respective capacities;”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

14. In page 6, to delete lines 26 to 30 and substitute the following:

“ ‘climate justice’ means a human-centred approach to climate change, safeguarding the rights of the most vulnerable and sharing the burdens and benefits of climate change and its resolution equitably and fairly;”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

15. In page 6, to delete lines 26 to 30 and substitute the following:

“ ‘climate justice’ means the requirement that decisions and actions taken to reduce greenhouse gas emissions and to adapt to the effects of climate change shall, in so far as it is practicable to do so, safeguard the rights of persons vulnerable to social and economic exclusion and endeavour to share the burdens and benefits arising from climate change;”.

—Jennifer Whitmore.

16. In page 6, to delete lines 31 to 33 and substitute the following:

“ ‘climate neutral economy’ means a sustainable economy and society where greenhouse gas emissions are balanced or exceeded by the removal of greenhouse gases by nature based solutions with no reliance on the purchase of carbon credits, off-sets or other market based mechanisms or unproven technological capture and storage techniques;”.

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—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

17. In page 6, between lines 33 and 34, to insert the following:

“ ‘climate resilient’ means, in relation to energy projects, the contribution to global emissions reductions taking into account expected changes in climatic conditions;”.

—Thomas Pringle, Joan Collins, Brid Smith, Gino Kenny, Paul Murphy,
Richard Boyd Barrett.

18. In page 6, between lines 33 and 34, to insert the following:

“ ‘complete decarbonisation’ means zero energy emissions, combined with nature-based solutions that enhance biodiversity to sequester greenhouse gases from sectors where some emissions remain inevitable;”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

19. In page 6, between lines 33 and 34, to insert the following:

“ ‘economic justice’ means recognising that disadvantaged groups are disproportionately affected in many ways by climate change and associated policy objectives, and that adaptations and mitigation practices must be achieved in a morally fair and socially just manner, that will have at its heart the goal of creating opportunities for all to thrive and that prosperity and justice go hand-in-hand rather than in opposition to one another;”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

20. In page 6, between lines 35 and 36, to insert the following:

“ ‘Just Transition’ means a transition to complete decarbonisation which:

- (a) ensures that communities and individuals adversely affected by the move to complete decarbonisation are supported and provided with work and opportunities that retain their livelihoods and standards of living;
- (b) supports environmentally and socially sustainable jobs;
- (c) supports low-carbon investment and infrastructure;
- (d) develops and maintains social consensus through engagement with workers, trade unions, communities, non-governmental organisations, and others;
- (e) creates decent, fair and high-value work in a way which does not negatively affect the current workforce and overall economy; and
- (f) contributes to resource efficient and sustainable economic approaches which help to address inequality and poverty;”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

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21. In page 6, between lines 35 and 36, to insert the following:

“ ‘just transition’ means the bringing together of workers, communities, employers and government in social dialogue to drive the concrete plans, policies and investments needed for a fast and fair transformation to a low carbon economy and to ensure that employment and jobs in the new economy are as decent and as well-paid as those left behind;”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

22. In page 6, between lines 35 and 36, to insert the following:

“ ‘just transition’ means a transition that ensures the economic, environmental and social consequences of the ecological transformation of economies and societies are managed in ways that maximise opportunities of decent work for all, reduce inequalities, promote social justice, and support industries, workers and communities negatively affected, in accordance with nationally defined priorities, and based on effective social dialogue;

‘just transition principals’ means the principals which identify the importance of taking action to reduce net Irish emissions of greenhouse gases in a way which—

- (a) supports environmentally and socially sustainable jobs,
- (b) supports low-carbon investment and infrastructure,
- (c) develops and maintains social consensus through engagement with workers, trade unions, communities, non-governmental organisations, representatives of the interests of business and industry and such other persons as the Government of Ireland considers appropriate,
- (d) creates decent, fair and high-value work in a way which does not negatively affect the current workforce and overall economy,
- (e) contributes to resource efficient and sustainable economic approaches which help to address inequality and poverty;”.

—Jennifer Whitmore.

23. In page 6, between lines 35 and 36, to insert the following:

“ ‘just transition principles’ mean the importance of taking action to reduce net emissions of greenhouse gases in a way which—

- (a) supports environmentally and socially sustainable jobs,
- (b) supports low-carbon investment and infrastructure,
- (c) develops and maintains social consensus through engagement with workers, trade unions, communities, non-governmental organisations, representatives of the interests of business and industry and such other persons as the Ministers

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consider appropriate,

- (d) creates decent, fair, and high-value work in a way which does not negatively affect the current workforce and overall economy,
- (e) contributes to resource efficient and sustainable economic approaches which help to address inequality and poverty;”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

24. In page 7, between lines 2 and 3, to insert the following:

“ ‘non-territorial emissions’ means emissions attributable to activity or consumption within the State but which are produced outside the State and for the purposes of this Act shall include GHG emissions from aviation and shipping attributable to activities within this state which would otherwise not be produced;”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

25. In page 7, between lines 2 and 3, to insert the following:

“ ‘nature based solutions’ means locally adapted, resource-efficient, cost-effective and systemic interventions supported by nature, which simultaneously provide environmental, social and economic benefits incorporating more diverse, nature and natural features and processes into cities, landscapes and seascapes;”.

—Jennifer Whitmore.

26. In page 7, to delete line 6 and substitute the following:

“6C(1);

‘socio-economic disadvantage’ means having disadvantaged social status or disadvantaged economic status, or both, that may be indicated by a person’s inclusion, other than on a temporary basis, in a socially or geographically identifiable group that suffers from such disadvantage resulting from one or more of the following circumstances:

- (a) poverty;
- (b) source of income;
- (c) illiteracy;
- (d) level of education;
- (e) address, type of housing or homelessness;
- (f) employment status;
- (g) social or regional accent, or from any other similar circumstance;”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

[SECTION 3]

27. In page 7, between lines 6 and 7, to insert the following:

“ ‘social justice’ means that the requirements that decisions and actions taken to reduce greenhouse gas emissions and to adopt to the effects of climate change shall ensure that the development goes hand-in-hand with social justice in a manner which protects Irish people against financial hardship, such as the ability of families to pay the bills, put food on the table, and afford necessities;”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

28. In page 7, between lines 6 and 7, to insert the following:

“ ‘sustainable’ means, in relation to energy projects, contributes to full life-cycle emissions reductions and supports the back-up of renewable energy generation, taking into account expected changes in climatic conditions;”.

—Thomas Pringle, Joan Collins.

29. In page 7, between lines 6 and 7, to insert the following:

“ ‘sustainable’, in relation to energy projects, means energy projects that contribute to full life-cycle emissions reductions and supports the back-up of renewable energy generation;”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

30. In page 7, to delete lines 8 to 10 and substitute the following:

“ ‘emissions’ means, in relation to greenhouse gases, territorial and non-territorial emissions of those gases into the earth’s atmosphere attributable to industrial, agricultural, energy or other anthropogenic activities in the State;”.

—Thomas Pringle, Joan Collins.

31. In page 7, to delete lines 8 to 10 and substitute the following:

“ ‘emissions’ means, in relation to greenhouse gases, emissions of those gases into the earth’s atmosphere attributable to industrial, agricultural, energy or other anthropogenic activities in the State, or attributable to the state from non territorial emissions including from aviation and shipping;”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

32. In page 7, to delete lines 8 to 10 and substitute the following:

“ ‘emissions’ means, in relation to greenhouse gases, global emissions of those gases into the earth’s atmosphere attributable to industrial, agricultural, energy or other anthropogenic activities in the State;”.

—Jennifer Whitmore.

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33. In page 7, lines 13 and 14, to delete “or technological”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

34. In page 7, between lines 21 and 22, to insert the following:

“(e) by the insertion of the following new subsection:

“(2) The references in section 4(11), section 5(8) and section 6B(13) to a Minister of the Government shall each be construed as including a reference to the Government.”.”.

—Duncan Smith.

SECTION 4

35. In page 7, between lines 21 and 22, to insert the following:

“4. Any trade agreements which contain investor-state arbitration mechanisms which have the effect of creating a regulatory chill, as determined by the Climate Change Advisory Council, shall be considered to be in breach of this Act, and the Oireachtas shall not be able to ratify these agreements.”.”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

Section opposed.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue, Thomas Pringle, Joan Collins, Duncan Smith, Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett, Catherine Connolly, Jennifer Whitmore.

SECTION 5

36. In page 7, lines 32 to 36, to delete all words from and including “(1) The” in line 32 down to and including line 36 and substitute the following:

“(1) The State shall, so as to reduce the extent of further global warming, pursue and achieve complete decarbonisation between 2030 and 2035 at the latest, with the objective of not exceeding the fair and safe Irish emissions budget, on the basis of equity and the principle of common but differentiated responsibilities and respective capabilities, in order to limit the global average temperature increase to 1.5°C above pre-industrial levels.”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

37. In page 7, line 32, after “warming,” to insert the following:

“engage with all other governments to agree the implementation of global greenhouse gas emissions objectives, set out agreed targets using latest technological advances, either through strategic alliances or treaties to ensure Irish people are not disproportionately impacted by a strategy that will do little or nothing to address the annual overall global greenhouse emissions or move towards a climate resilient, biodiversity rich and environmentally, socially, economically and just climate economy (in this Act referred to as the ‘national climate objective’).”.

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—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

38. In page 7, line 33, to delete “year 2050” and substitute “year 2045”.

—Jennifer Whitmore.

39. In page 7, lines 35 and 36, to delete “(in this Act referred to as the ‘national climate objective’)” and substitute “other than biogenic methane, which shall be accounted for separately due to its distinct characteristics”.

—Denis Naughten, Cathal Berry, Seán Canney, Michael Lowry, Peter Fitzpatrick,
Noel Grealish, Verona Murphy, Matt Shanahan.

40. In page 7, line 36, after “objective”)” to insert “, which shall not negatively impede socially or economically on people in rural Ireland”.

—Michael Fitzmaurice.

41. In page 8, lines 2 and 3, to delete “the Government” and substitute “both Houses of the Oireachtas”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

42. In page 8, line 10, to delete “shall” and substitute “must”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

43. In page 8, between lines 19 and 20, to insert the following:

“(iii) the goals of a Just Transition,”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

44. In page 8, line 23, after “Agency” to insert “once accurate figures and assessments for the agriculture sector are completed”.

—Michael Fitzmaurice.

45. In page 8, between lines 23 and 24, to insert the following:

“(c) which does not negatively impact upon rural communities, the less well off, Irish agriculture, the FoodWise 2025 objectives and the right to apply for and obtain planning permission for one-off rural housing.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

46. In page 8, between lines 23 and 24, to insert the following:

“(c) which takes into account the disproportionate burden that climate change policies have on rural residents and rural communities.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

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47. In page 8, between lines 23 and 24, to insert the following:

- (c) which takes account the fact that rural and remote communities will face increased issues of adaptive capacity given their exposure to issues of livelihood diversity, demographic change, regional economic insecurity, economic inequality, lack of broadband, and social-cultural change.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

48. In page 8, between lines 23 and 24, to insert the following:

- (c) which considers that social justice must be at the core of the adaptive capacity and vulnerabilities of communities across Ireland and shall be a core consideration in all climate change policies, through development, implementation and evaluation.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

49. In page 8, between lines 23 and 24, to insert the following:

“(c) that is consistent with the principles of climate justice and just transition, as defined in section 1, and

- (d) that represents the State’s highest possible ambition and progression beyond the State’s then current action.”.

—Thomas Pringle, Joan Collins.

50. In page 8, line 24, after “with” to insert “both Houses of the Oireachtas and”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

51. In page 8, line 27, after “Council” to insert “, as well as farming organisations in relation to agricultural issues.”.

—Michael Fitzmaurice.

52. In page 8, between lines 29 and 30, to insert the following:

- “(6) The Minister shall consult and seek the approval of the Oireachtas for the purpose of any aspect of functions under sections 4 to 6D.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

53. In page 8, between lines 29 and 30, to insert the following:

- “(6) The Minister recognises that all farm fuels shall be exempt from any carbon taxation.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

[SECTION 6]

SECTION 6

54. In page 9, between lines 11 and 12, to insert the following:

“(ia) such actions may contribute towards complying with the carbon budget and sectoral emission ceiling either through a reduction in emissions or the sequestration of greenhouse gasses.”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

55. In page 9, between lines 19 and 20, to insert the following:

“(iv) social and economic issues for all citizens and cannot be punitive on certain sectors of society.”.

—Michael Fitzmaurice.

56. In page 9, between lines 19 and 20, to insert the following:

“(ba) ensure that, as a tangible and practical first step, an urgent investment programme is fast-tracked to combat the findings of a 2020 EPA report, which shows that raw sewage from 35 towns and villages across the State continues to be discharged into nearby waters.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

57. In page 9, between lines 25 and 26, to insert the following:

“(2A) the agricultural sector be exempt from the climate change targets contained in the *Climate Action and Low Carbon Development (Amendment) Act 2021*, given the crucial significance of the sector to employment, exports, food security and rural development.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

58. In page 9, between lines 25 and 26, to insert the following:

“(2A) Any sectoral emissions target that is to be set for the agricultural sector shall not exceed 10 per cent greenhouse gas emissions (to incorporate methane) and ensure no cow, cattle or sheep cull takes place by 2050 and will only be implemented following a wide-ranging public consultation, which will include at least one public meeting per county, attended by the Minister for Environment, Climate and Communications and the Minister for Agriculture, Food and the Marine.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

59. In page 9, between lines 25 and 26, to insert the following:

“(2A) That the following practical and meaningful supports will be put in place to assist homeowners and occupiers reduce their home heating

and other energy needs:

- (a) a nation-wide and greatly enhanced funding programme, for every scheme, of grant-aid by the Sustainable Energy Authority of Ireland, to ensure at least 80 per cent of the cost associated with making older homes more energy efficient;
- (b) that the existing backlog of grant applications with SEAI, under the warmer homes scheme be cleared immediately and a system put in place to ensure all applications are processed within two months;
- (c) that the Department of Housing, Planning and Local Government proceed to insulate the 36,000 social housing homes in urgent need of insulation by the end of 2022;
- (d) that prior to any aspect of the *Climate Action and Low Carbon Development (Amendment) Act 2021* coming into force, a zero per cent VAT rate is applied to all home and farm insulation products, energy saving equipment, heat pumps, air-to-water and associated systems, all solar panels, which will include the service and construction costs;
- (e) a recognition that remote and home working can play an important role in reducing greenhouse gas emissions; therefore, the national broadband plan must be rolled out by the end of 2022;
- (f) that electric car charging points will be available in all towns and villages in Ireland by not later than 2026;
- (g) that all children living 1km or more from a school shall have free access to school transport;
- (h) that traditional turf cutting for personal use would be exempt from any provisions contained in the *Climate Action and Low Carbon Development (Amendment) Act 2021* and recognised as a human right.
- (i) that prior to any measure in the *Climate Action and Low Carbon Development (Amendment) Act 2021* coming into force, a strategic local link and rural transport plan, aimed at addressing the current inadequacies, will be brought before both Houses of the Oireachtas for approval;”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

60. In page 9, between lines 25 and 26, to insert the following:

“(2A) The Climate Action Plan must also, with reference to the just transition principles—

- (a) explain how the proposals and policies set out in the plan are expected to affect different sectors, households, communities, and

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regions, including how they are expected to affect employment in those sectors, communities, and regions, and

- (b) set out the Ministers' proposals and policies for supporting the workforce, employers and communities in those sectors, households, communities, and regions.”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

- 61.** In page 9, line 27, to delete “, in the Minister’s opinion,”.

—Thomas Pringle, Joan Collins, Bríd Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett, Darren O'Rourke, Réada Cronin, Matt Carthy, Jennifer Whitmore.

- 62.** In page 9, line 30, to delete “, in the Minister’s opinion,”.

—Thomas Pringle, Joan Collins, Bríd Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett, Darren O'Rourke, Réada Cronin, Matt Carthy, Jennifer Whitmore.

- 63.** In page 9, line 32, to delete “, in the Minister’s opinion,”.

—Thomas Pringle, Joan Collins, Bríd Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett, Darren O'Rourke, Réada Cronin, Matt Carthy, Jennifer Whitmore.

- 64.** In page 9, line 35, to delete “the Government” and substitute “both Houses of the Oireachtas”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

- 65.** In page 9, line 36, after “approval” to insert the following:

“, and as soon as may be after the Government’s approval, the Government shall propose to the Oireachtas such legislation as may be necessary to give effect to the climate action plan”.

—Bríd Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

- 66.** In page 9, between lines 36 and 37, to insert the following:

“(4A) The Minister shall publish the climate action plan as soon as may be, but no later than three days following the Government’s approval under subsection (4).”.

—Bríd Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett, Catherine Connolly.

- 67.** In page 10, line 2, after “30 years” to insert “but this cannot interfere with peaty-type soils being worked by farmers,”.

—Michael Fitzmaurice.

- 68.** In page 10, line 21, after “appropriate” to insert “, including farm organisations”.

—Michael Fitzmaurice.

- 69.** In page 10, between lines 21 and 22, to insert the following:

“(6A) The national long term climate action strategy must also, with reference to the just transition principles—

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- (a) explain how the proposals and policies set out in the plan are expected to affect different sectors, households, communities, and regions, including how they are expected to affect employment in those sectors, communities, and regions, and
- (b) set out the Ministers' proposals and policies for supporting the workforce, employers and communities in those sectors, households, communities, and regions.”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

70. In page 10, line 24, to delete “the Government” and substitute “both Houses of the Oireachtas”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

71. In page 10, line 24, after “approval” to insert the following:

“, and as soon as may be after the Government's approval, the Government shall propose to the Oireachtas such legislation as may be necessary to give effect to the national long term climate action strategy”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

72. In page 10, between lines 24 and 25, to insert the following:

“(7A) The Minister shall publish the national long term climate action strategy as soon as may be, but no later than three days following the Government's approval under subsection (7).”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett, Catherine Connolly.

73. In page 10, to delete lines 25 to 38, and in page 11, to delete lines 1 to 35 and substitute the following:

“(8) In performing their respective functions under this section, the Minister and the Government—

(a) shall ensure that the national long term climate action strategy is consistent with—

(i) climate justice, and

(ii) a just transition to a climate neutral economy which, in so far as is practicable—

(I) maximises opportunities for decent, fair and high-value work that is environmentally and socially sustainable, in a way which does not negatively affect the current workforce or the overall economy,

(II) supports low-carbon investment and infrastructure,

(III) develops and maintains social consensus through engagement with the social partners, local communities,

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non-governmental organisations, and other appropriate persons,

(IV) contributes to resource-efficient and sustainable economic approaches which help to address inequality and poverty, and

(V) supports persons and communities that may be negatively affected by the transition,

and

(b) shall have regard to the following matters:

- (i) the need to deliver the best possible value for money consistent with the sustainable management of the public finances and to maximise, as far as practicable, the net benefits to society taking into account the impact of greenhouse gas emissions;
- (ii) the need to promote sustainable development and restore, and protect, biodiversity;
- (iii) relevant scientific or technical advice;
- (iv) any recommendations or advice of the Advisory Council;
- (v) the social and economic imperative for early and cost-effective action in relation to climate change;
- (vi) in so far as practicable, the need to maximise employment, the attractiveness of the State for investment and the long term competitiveness of the economy;
- (vii) the fact that the means of achieving a climate neutral economy and other measures to enable the State to pursue the national climate objective may not yet be fully identified and may evolve over time through innovation, evolving scientific consensus and emerging technologies;
- (viii) the role of behavioural change on the part of individuals and different sectors of society in supporting the Government to pursue the national climate objective and the policies and measures required to effect such change;
- (ix) the risk of substantial and unreasonable carbon leakage as a consequence of measures implemented by the State to pursue the national climate objective;
- (x) the protection of public health;
- (xi) the National Planning Framework (or, where appropriate, the National Spatial Strategy);
- (xii) the special economic and social role of agriculture, including with regard to the distinct characteristics of biogenic methane;

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- (xiii) where a national long term climate action strategy has been approved under this section, the most recent approved national long term climate action strategy;
- (xiv) the 2019 Climate Action Plan or, where a climate action plan has been approved under this section, the most recent approved climate action plan;
- (xv) where a national adaptation framework has been approved under section 5, the most recent approved national adaptation framework;
- (xvi) where sectoral adaptation plans have been approved under section 6, the most recent approved sectoral adaptation plans.”.

—Duncan Smith.

74. In page 10, to delete lines 25 to 38, and in page 11, to delete lines 1 to 35 and substitute the following:

- “(8) For the purposes of performing their respective functions under this section, the Minister and the Government must act in a manner consistent with:
- (a) relevant scientific or technical advice;
 - (b) climate justice and the goals of a Just Transition;
 - (c) the need to promote sustainable development and restore, and protect, biodiversity;
 - (d) any recommendations or advice of the Advisory Council;
- and further, the Minister and Government must have regard to:
- (i) the protection of public health;
 - (ii) the National Planning Framework (or, where appropriate, the National Spatial Strategy);
 - (iii) where a national long term climate action strategy has been approved under this section, the most recent approved national long term climate action strategy;
 - (iv) the 2019 Climate Action Plan or, where a climate action plan has been approved under this section, the most recent approved climate action plan;
 - (v) where a national adaptation framework has been approved under section 5, the most recent approved national adaptation framework;
 - (vi) where sectoral adaptation plans have been approved under section 6, the most recent approved sectoral adaptation plans.”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

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75. In page 10, line 26, to delete “the Government” and substitute “both Houses of the Oireachtas”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

76. In page 10, between lines 35 and 36, to insert the following:

“(da) just transition and just transition principles;”.

—Jennifer Whitmore.

77. In page 10, line 36, after “Council” to insert “and/or farming organisations”.

—Michael Fitzmaurice.

78. In page 10, to delete lines 37 and 38 and substitute the following:

“(f) social and economic justice;”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

79. In page 11, line 8, after “technologies” to insert “across all sectors, including agriculture”.

—Michael Fitzmaurice.

80. In page 11, to delete lines 13 to 15 and substitute the following:

“(j) emissions of greenhouse gases into the earth’s atmosphere attributable to the consumption of products or utilisation of services in the State, or to other anthropogenic activities in the State;”.

—Thomas Pringle, Joan Collins, Jennifer Whitmore.

81. In page 11, to delete lines 13 to 15.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

82. In page 11, to delete lines 16 to 20 and substitute the following:

“(k) the requirement for a just transition to a climate neutral economy which endeavours to—

(i) support environmentally and socially sustainable jobs,

(ii) support slow-carbon investment and infrastructure,

(iii) develop and maintain social consensus through engagement with workers, trade unions, communities, non-governmental organisations, representatives of the interests of business and industry and such other persons as the Minister considers appropriate,

(iv) create decent, fair and high-value work in a way which does not negatively affect the current workforce and overall economy,

(v) contribute to resource efficient and sustainable economic

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approaches which help to address inequality and poverty;”.

—Thomas Pringle, Joan Collins.

83. In page 11, line 17, to delete “endeavours, in so far as is practicable, to”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

84. In page 11, line 17, to delete “, in so far as is practicable,”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

85. In page 11, between lines 20 and 21, to insert the following:

“(iii) allow a just transition in relation to peat harvesting over a 10 year period, until there is completely viable alternatives available to cover all markets which depend on peat at present, including the horticulture, mushroom and nursery sectors;”.

—Michael Fitzmaurice.

86. In page 11, between lines 35 and 36, to insert the following:

“(s) the disproportionate burden that these climate change policies have on disenfranchised groups, communities and sectors, including rural and agricultural, and on those with the least means to adopt must be recognised in this legislation;

(t) the need to protect rural residents and communities from the financial negative impacts associated with the impacts of this legislation.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

87. In page 11, between lines 35 and 36, to insert the following:

“(s) the need for all carbon taxes to be progressive, that is for the proportion of individuals’ income or wealth paid in tax to increase with increasing income and wealth, and for the revenue from such taxes to be spent solely on measures to further climate justice and a just transition.”.

—Thomas Pringle, Joan Collins, Jennifer Whitmore.

88. In page 11, to delete lines 36 to 39, and in page 12, to delete lines 1 to 3 and substitute the following:

“(9) The Government shall submit the draft of the climate action plan submitted to them under subsection (4) or a national long term climate action strategy submitted to them under subsection (7) for the approval of each House of the Oireachtas before it is published.”.

—Denis Naughten, Cathal Berry, Seán Canney, Michael Lowry, Peter Fitzpatrick, Noel Grealish, Verona Murphy, Matt Shanahan.

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89. In page 11, line 36, to delete “The Government” and substitute “Both Houses of the Oireachtas”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

90. In page 12, line 6, after “Oireachtas” to insert “, which would be voted on by members and require a two-third majority in order to be passed”.

—Michael Fitzmaurice.

91. In page 12, line 7, to delete “A Minister” and substitute “The Government of Ireland and a Minister”.

—Thomas Pringle, Joan Collins, Jennifer Whitmore.

92. In page 12, line 7, to delete “A Minister of the Government, shall, in so far as practicable, perform” and substitute “The Government and a Minister of the Government, shall, in so far as practicable perform its or”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

93. In page 12, line 7, to delete “, in so far as practicable,”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

94. In page 12, to delete lines 12 to 14.

—Thomas Pringle, Joan Collins, Brid Smith, Gino Kenny, Paul Murphy,
Richard Boyd Barrett.

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95. In page 12, line 25, to delete “the Government” and substitute “both Houses of the Oireachtas”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

96. In page 12, between lines 28 and 29, to insert the following:

“(c) in subsection (8), to delete “A Minister of the Government shall, in the performance of his or her” and substitute “The Government and a Minister of the Government shall, in the performance of his or her or its”.”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

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97. In page 12, to delete line 36 and substitute the following:

“responsibility.

(1B) Without prejudice to the generality of subsection (1)—

(a) a sectoral adaptation plan made by the Minister for Agriculture, Food and the Marine shall include annual targets to be achieved in afforestation,

(b) a joint sectoral adaptation plan made by the Minister and the

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Minister for Agriculture, Food and the Marine and Energy shall include annual targets to be achieved in the remediation of bogs that have been cleared, in whole or in part, of turf.”.”

—Duncan Smith, Seán Sherlock.

98. In page 13, between lines 11 and 12, to insert the following:

“(f) by the insertion of the following subsections after subsection (8):

“(8A) Following the approval by Government of any draft sectoral adaptation plan, or joint sectoral adaptation plan under subsection (6), or approval of a proposed revision to a sectoral adaptation plan under subsection (7) or (8), the Government shall as soon as may be, shall propose to the Oireachtas such legislation as may be necessary to give effect to the sectoral adaptation plan or joint sectoral adaptation plan.

“(8B) The Government shall publish a sectoral adaptation plan or joint sectoral adaptation, as soon as may be, but no later than three days following its approval under either subsections (6), (7) or (8).”.”

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

99. In page 13, between lines 11 and 12, to insert the following:

“(f) by the insertion of the following subsection after subsection (8):

“(8A) The Government shall publish a sectoral adaptation plan or joint sectoral adaptation, as soon as may be, but no later than 3 days following its approval under subsections (6), (7) or (8).”.”

—Catherine Connolly.

100. In page 13, line 16, to delete “the Government” and substitute “both Houses of the Oireachtas”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

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101. In page 13, line 26, to delete “finalised by the Minister and approved by the Government” and substitute the following:

“prepared by the Minister and proposed by the Government to the Oireachtas, for approval and adoption by the Oireachtas”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett, Catherine Connolly.

102. In page 13, line 26, to delete “the Government” and substitute “both Houses of the Oireachtas”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

103. In page 13, line 27, to delete “five years” and substitute “two years”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

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104.In page 13, lines 27 and 28, to delete “31 December 2025” and substitute “31 December 2022”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

105.In page 13, to delete lines 30 to 33 and substitute the following:

“(2) The carbon budget shall be subject to an annual review, including a socio-economic impact analysis for each sector and region, be rural-proofed and proofed against any negative impact on the less well-off, brought before both Houses of the Oireachtas for debate and approval by way of democratic vote.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

106.In page 13, after line 41, to insert the following:

“(4A) The Advisory Council shall concurrently commission and submit a financial, social, economic and rural impact assessment of the proposed carbon budget programme to the Minister.”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

107.In page 14, to delete lines 1 to 7 and substitute the following:

“(5) The first two carbon budgets proposed by the Advisory Council shall provide for a reduction in greenhouse gas emissions such that the total amount of annual greenhouse gas emissions in the year ending on 31 December 2030 is 51 per cent less than the annual greenhouse gas emissions reported for the year ending on 31 December 2018, as set out in the national greenhouse gas emissions inventory prepared by the Agency.”.

—An tAire Comhshaoil, Aeráide agus Cumarsáide.

108.In page 14, to delete lines 1 to 7 and substitute the following:

“(5) The first carbon budget proposed by the Advisory Council, and each subsequent one, shall include an economic, social and culture impact analysis which will outline the impact of the proposed measures for each sector, with an overall reduction level for each year closely aligned with the global overall reduction target in total amount of greenhouse gas emissions over the course of the first five budget periods ending on 31 December 2030, to ensure Ireland plays a constructive and tangible role in reducing global greenhouse gas emissions globally, rather than focusing on an inward looking policy that would only penalise Irish people and do nothing to support the global effort.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

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109.In page 14, to delete lines 1 to 7 and substitute the following:

“(5) The first two carbon budgets proposed by the Advisory Council shall provide for a total amount of greenhouse gas emissions over the course of the first two budget periods ending on 31 December 2030 that is no greater than the total amount of greenhouse emissions that would result from annual greenhouse emissions in 2021 being 7 per cent below the baseline level, and annual greenhouse gas emissions then reducing by a further 7 per cent in each successive year of the period 2022 to 2030, such that annual emissions in 2030 would correspond to 51.6 per cent of the baseline level (in this subsection, ‘the baseline level’ means the level of greenhouse gas emissions reported for the year ending on 31 December 2018, as set out in the national greenhouse gas emissions inventory prepared by the Agency).”.

—Thomas Pringle, Joan Collins, Jennifer Whitmore.

110.In page 14, to delete lines 1 to 7 and substitute the following:

“(5)(a) The first two carbon budgets proposed by the Advisory Council shall provide for a total amount of greenhouse gas emissions over the course of the first two budget periods ending on 31 December 2030 that is no greater than the total amount of greenhouse emissions that would result from annual greenhouse emissions in 2021 being 7 per cent below the baseline level, and annual greenhouse gas emissions then reducing by a further 7 per cent in each successive year of the period 2022 to 2030, such that annual emissions in 2030 would correspond to 51.6 per cent of the baseline level (in this subsection, ‘the baseline level’ means the level of greenhouse gas emissions reported for the year ending on 31 December 2018, as set out in the national greenhouse gas emissions inventory prepared by the Agency).

(b) In preparing any carbon budget, the Advisory Council shall ensure that no amount of the proposed reduction in GHGs shall be accounted for by the purchase of carbon credits or via any other mechanism which does not relate to an actual reduction in emissions in the State, nor by any calculation of potential further reductions which is reliant on speculative of future carbon capture and storage technology.”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

111.In page 14, line 3, after “emissions” to insert “, other than biogenic methane, which shall be accounted for separately due to its distinct characteristics,”.

—Denis Naughten, Cathal Berry, Seán Canney, Michael Lowry, Peter Fitzpatrick, Noel Grealish, Verona Murphy, Matt Shanahan.

112.In page 14, line 7, after “Agency” to insert “, but will have to be voted on by the Oireachtas”.

—Michael Fitzmaurice.

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113. In page 14, to delete lines 28 to 42, and in page 15, to delete lines 1 to 3 and substitute the following:

- “(i) that is consistent with the ultimate objective specified in Article 2 of the United Nations Framework Convention on Climate Change done at New York on 9 May 1992 and the matters specified in subparagraphs (i) and (ii) of section 3(3)(a), and the steps specified in Articles 2 and 4(1) of the Agreement done at Paris on 12 December 2015,
- (ii) that is consistent with climate justice and the goals of a Just Transition, and
- (iii) which takes account of—
 - (I) the most recent national greenhouse gas emissions inventory and projection of future greenhouse gas emissions, prepared by the Agency,
 - (II) relevant scientific advice,
 - (III) international best practice on the reporting of greenhouse gas emissions and removal.”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

114. In page 14, line 35, after “Agency” to insert “showing proof and evidence of all sectors and sequestration figures”.

—Michael Fitzmaurice.

115. In page 14, line 40, to delete “in so far as practicable,”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue, Jennifer Whitmore.

116. In page 15, line 2, after “climate” to insert “, social and economic”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

117. In page 15, to delete lines 5 to 40, and in page 16, to delete lines 1 and 2 and substitute the following:

- “6B. (1) The Minister, within four months of the receipt of a proposed carbon budget under section 6A, shall—
- (a) cause a copy of the draft carbon budget prepared by the Minister to be presented to both Houses of the Oireachtas,
 - (b) consider the proposed carbon budget,
 - (c) amend, if appropriate, and finalise it as a draft carbon budget,
 - (d) submit the draft carbon budget to the Government for approval in accordance with subsection (6), and

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- (e) lay a copy of the draft carbon budget before both Houses of the Oireachtas for approval in accordance with subsection (7).
- (2) Dáil Éireann may refer a draft carbon budget to a joint committee which shall consider the draft carbon budget and provide a report in writing containing its recommendations to both Houses of the Oireachtas within two months from the date it is presented to Dáil Éireann under subsection (1)(a).
- (3) The Minister shall, at the written request of the joint committee to which a draft carbon budget has been referred under subsection (2), attend before it and provide such information in relation to the carbon budget as the joint committee may reasonably require.
- (4) When finalising a draft carbon budget, the Minister shall consult with—
 - (a) any other Minister of the Government as he or she considers appropriate,
 - (b) members of the public, and
 - (c) such persons as he or she considers appropriate.
- (5) Where the Minister amends the proposed carbon budget proposed by the Advisory Council, the Minister shall set out his or her reasons for doing so.
- (6) The Government may—
 - (a) approve, or
 - (b) approve, subject to such modifications as they consider appropriate,
a draft carbon budget submitted to them under subsection (1)(d).
- (7) (a) Where the draft carbon budget is approved by the Government under subsection (6), the Minister shall cause a copy of the draft carbon budget to be laid before each House of the Oireachtas, which shall consider the draft carbon budget as soon as may be, and the draft carbon budget shall be deemed to be adopted on the date a motion approving the carbon budget has been passed by the second such House.
 - (b) Following the adoption of a carbon budget under paragraph (a) the Government shall present draft legislation to the Oireachtas to give effect to the carbon budget.
 - (c) The Minister shall publish the carbon budget adopted under paragraph (a) as soon as may be and no later than three days following its adoption.
 - (d) The carbon budget adopted under paragraph (a) shall have effect in

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the period between its publication under paragraph (a) and the enactment of legislation to give effect to it, provided such legislation is enacted within 12 months of the adoption of the carbon budget.”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

118. In page 15, to delete lines 5 to 40, and in page 16, to delete lines 1 to 40 and substitute the following:

- “6B.** (1) The Minister, within four months of the receipt of a proposed carbon budget under section 6A, shall—
- (a) cause a copy of the draft carbon budget prepared by the Minister to be presented to both Houses of the Oireachtas,
 - (b) consider the proposed carbon budget,
 - (c) amend, if appropriate, and finalise it as a draft carbon budget,
 - (d) submit the draft carbon budget to the Government for approval in accordance with subsection (6), and
 - (e) lay a copy of the draft carbon budget before both Houses of the Oireachtas for approval in accordance with subsection (7).
- (2) Dáil Éireann may refer a draft carbon budget to a joint committee which shall consider the draft carbon budget and provide a report in writing containing its recommendations to both Houses of the Oireachtas within two months from the date it is presented to Dáil Éireann under subsection (1)(a).
- (3) The Minister shall, at the written request of the joint committee to which a draft carbon budget has been referred under subsection (2), attend before it and provide such information in relation to the carbon budget as the joint committee may reasonably require.
- (4) When finalising a draft carbon budget, the Minister shall consult with—
- (a) any other Minister of the Government as he or she considers appropriate,
 - (b) members of the public, and
 - (c) such persons as he or she considers appropriate.
- (5) Where the Minister amends the proposed carbon budget proposed by the Advisory Council, the Minister shall set out his or her reasons for doing so.
- (6) The Government may—
- (a) approve, or
 - (b) approve, subject to such modifications as they consider

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appropriate,

a draft carbon budget submitted to them under subsection (1)(d).

- (7)(a) Where the draft carbon budget is approved by the Government under subsection (6), the Minister shall cause a copy of the draft carbon budget to be laid before each House of the Oireachtas, which shall consider the draft carbon budget as soon as may be, and the draft carbon budget shall be deemed to be adopted on the date a motion approving the carbon budget has been passed by the second such House.
- (b) Following the adoption of a carbon budget under paragraph (a), the Government shall present draft legislation to the Oireachtas to give effect to the carbon budget.
- (c) The Minister shall publish the carbon budget adopted under paragraph (a) as soon as may be and no later than 3 days following its adoption.
- (8) Where the motion is not approved by both Houses of the Oireachtas under subsection (7), the Minister shall within a period of two months—
- (a) consult with any other Minister of the Government as he or she considers appropriate,
- (b) consult with the Advisory Council,
- (c) make such amendments to the draft carbon budget as may have been recommended by the Oireachtas and for the purpose of giving effect to any resolution of the Oireachtas relating to the draft carbon budget, if appropriate, but all subject to the compliance by the State with its international commitments in relation to the reduction of greenhouse gas emissions, the national climate objective, and any target set out under section 6A(5) as appropriate, and
- (d) submit the revised or un-revised draft carbon budget to the Government for approval to lay before each House of the Oireachtas in accordance with subsection (11).
- (9) Where the Minister does not amend the carbon budget under subsection (8)(c), the Minister shall, in submitting the draft carbon budget to the Government under subsection (8)(d), set out the reasons for his or her decision.
- (10) The Government may—
- (a) approve, or
- (b) approve, subject to such modifications as they consider appropriate,

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a draft carbon budget submitted to them under subsection (8)(d).

- (11) Where a draft carbon budget is approved by the Government under subsection (10), the Minister shall, as soon as may be, cause a copy of that draft carbon budget to be laid before each House of the Oireachtas in accordance with the procedure set out in subsection (7), which shall apply accordingly to any such draft carbon budget approved by the Government under subsection (10), as if it was the draft carbon budget referred to in subsection (7).
- (12) A Minister of the Government shall perform his or her functions in a manner consistent with a carbon budget that has effect under subsection (7) or (11), as the case may be.
- (13) This section applies to the first carbon budget programme and to an amendment to a provisional carbon budget in the same manner as it applies to a carbon budget, and a reference in this section to a carbon budget shall, where the context admits, be construed as a reference to the first carbon budget programme or to an amendment to a provisional carbon budget, as the case may be.”.

—Catherine Connolly.

119. In page 15, between lines 9 and 10, to insert the following:

“(ba) concurrently with paragraph (b) consider the financial, social, economic and rural impact assessment,”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

120. In page 15, between lines 9 and 10, to insert the following:

“(ba) outline measures to mitigate any negative social, economic or rural impact per impact assessments,”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

121. In page 15, line 10, after “budget” to insert “prior to vote by Oireachtas members”.

—Michael Fitzmaurice.

122. In page 15, line 11, to delete “the Government” and substitute “both Houses of the Oireachtas”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

123. In page 15, lines 25 and 26, to delete “as he or she considers appropriate” and substitute “and both Houses of the Oireachtas for approval”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

124. In page 15, line 28, after “appropriate” to insert “, including farm organisations”.

—Michael Fitzmaurice.

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125.In page 15, to delete lines 32 to 40, and in page 16, to delete lines 1 to 40 and substitute the following:

“(6) The Government shall submit the draft carbon budget submitted to them under subsection (1)(d) for the approval of each House of the Oireachtas before it is published.

(7) This section applies to the first and second carbon budget programmes and to an amendment to a provisional carbon budget in the same manner as it applies to a carbon budget, and a reference in this section to a carbon budget shall, where the context admits, be construed as a reference to the first or second carbon budget programme or to an amendment to a provisional carbon budget, as the case may be.”.

—Denis Naughten, Cathal Berry, Seán Canney, Michael Lowry, Peter Fitzpatrick,
Noel Grealish, Verona Murphy, Matt Shanahan.

126.In page 15, line 32, to delete “The Government” and substitute “Both Houses of the Oireachtas”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

127.In page 15, to delete lines 34 and 35 and substitute the following:

“(b) approve, subject only to such modifications as required by the latest scientific advice in order to make the budget consistent with achieving the National Climate Objective,”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

128.In page 15, line 37, to delete “the Government” and substitute “both Houses of the Oireachtas”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

129.In page 16, to delete lines 3 to 27 and substitute the following:

“(8) Where the motion is not approved by both Houses of the Oireachtas under subsection (7), the Minister shall within a period of two months—

(a) consult with any other Minister of the Government as he or she considers appropriate,

(b) consult with the Advisory Council,

(c) make such amendments to the draft carbon budget as may have been recommended by the Oireachtas and for the purpose of giving effect to any resolution of the Oireachtas relating to the draft carbon budget, if appropriate, but all subject to the compliance by the State with its international commitments in relation to the reduction of greenhouse gas emissions, and the National Climate Objective, and any target set out under section 6A(5) as

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appropriate, and

- (d) submit the revised or unrevised draft carbon budget to the Government for approval to lay before each House of the Oireachtas in accordance with subsection (11).
- (9) Where the Minister does not amend the carbon budget under subsection (8)(c), the Minister shall, in submitting the draft carbon budget to the Government under subsection (8)(d), set out the reasons for his or her decision.
- (10) The Government may—
 - (a) approve, or
 - (b) approve, subject to such modifications as they consider appropriate,
a draft carbon budget submitted to it under subsection (8)(d).
- (11) Where a draft carbon budget is approved by the Government under subsection (10), the Minister shall, as soon as may be, cause a copy of that draft carbon budget to be laid before each House of the Oireachtas in accordance with the procedure set out in subsection (7), which shall apply accordingly to any such draft carbon budget approved by the Government under subsection (10), as if it was the draft carbon budget referred to in subsection (7).”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

130.In page 16, line 9, to delete “, if appropriate”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

131.In page 16, line 10, to delete “the Government” and substitute “both Houses of the Oireachtas”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

132.In page 16, to delete lines 13 to 16.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

133.In page 16, line 15, to delete “the Government” and substitute “both Houses of the Oireachtas”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

134.In page 16, line 17, to delete “The Government” and substitute “Both Houses of the Oireachtas”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

135.In page 16, line 22, to delete “the Government” and substitute “both Houses of the Oireachtas”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,

Richard O'Donoghue.

136. In page 16, line 24, after “Oireachtas” to insert “for approval”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

137. In page 16, lines 24 to 34, to delete all words from and including “and” in line 24 down to and including line 34 and substitute the following:

“(12) The carbon budget approved by the Oireachtas shall be binding as far as is practicable on the State and all Public Authorities within the State for the budget period to which it relates.”

—Darren O'Rourke, Réada Cronin, Matt Carthy.

138. In page 16, to delete line 32 and substitute the following:

“(13) A Minister of the Government or the Government of Ireland shall perform”.

—Jennifer Whitmore.

139. In page 16, line 32, to delete “A Minister of the Government shall, in so far as practicable, perform” and substitute “The Government and a Minister of the Government shall, in so far as practicable perform its or”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

140. In page 16, line 32, to delete “, in so far as practicable,”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

141. In page 16, after line 40, to insert the following:

“(15) (a) Having received a report from the Advisory Council under section 12(1), the Minister may:

(i) substitute the final percentage figure specified in section 6A(5) with a figure within the range 52 to 100 per cent (and shall in addition substitute a higher year-on-year percentage reduction in section 6A(5) accordingly), provided always that the Minister may only substitute a higher figure than the one for the time being mentioned; and/or

(ii) substitute the year specified in section 3(1) with a year no earlier than 2030, provided always that the Minister may only substitute an earlier year than the one for the time being mentioned.

(b) Where the Minister substitutes the percentage figures specified in section 6A(5) under subsection (1)(a), the Advisory Council shall as soon as practicable, propose a new carbon budget or budgets (as applicable) for the first two budget periods ending on 31 December 2030.”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

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142. In page 17, line 6, after “sectors.” to insert “A *force majeure* clause may apply to young farmers in the agricultural sector.”

—Michael Fitzmaurice.

143. In page 17, between lines 6 and 7, to insert the following:

“(1A) Given the significance of the agricultural sector to the Irish economy and rural communities, greenhouse gas emissions for the sector will not exceed 10 per cent emissions, based on 2018 levels until 2050.”

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

144. In page 17, between lines 6 and 7, to insert the following:

“(1A) Farmers shall be rewarded for making lands available for biodiversity (including scrub) and shall have previous penalty reduction payments reinstated.”

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

145. In page 17, between lines 6 and 7, to insert the following:

“(1A) The agricultural GLAS scheme shall be revamped to make it more economically viable for farmers.”

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

146. In page 17, between lines 6 and 7, to insert the following:

“(1A) A new robust carbon offsetting scheme will be introduced for the agriculture sector, which will include a blend of tax incentives and grant aid.”

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

147. In page 17, between lines 6 and 7, to insert the following:

“(1A) Farmers and plant-hire operators will not be required to replace vehicles to electric energy sources until such time as the replacement costs will be tax-exempt and grant-aid provided.”

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

148. In page 17, between lines 6 and 7, to insert the following:

“(1A) The tourism sector will be shielded from any attempt to increase aviation fuel costs by carrying out a comprehensive economic impact analysis and having wide-ranging engagement and collaboration with the sector.”

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—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

149.In page 17, between lines 6 and 7, to insert the following:

“(1A) The use of new technological advances will be fully explored prior to any sectoral emissions targets being placed on the agricultural sector.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

150.In page 17, between lines 6 and 7, to insert the following:

“(1A) Any importation of any food products (including meat) into Ireland under the Mercosur deal will at a minimum meet the very same standards required of the Irish sector.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

151.In page 17, between lines 6 and 7, to insert the following:

“(1A) The use of seaweed as an offsetting for the greenhouse gas emissions (as discovered in California) of the agricultural sector will be explored, developed and implemented, with a view to providing for no greenhouse gas emissions by 2050.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

152.In page 17, between lines 6 and 7, to insert the following:

“(1A) Nothing in the *Climate Action and Low Carbon Development (Amendment) Act 2021* or in the Government climate action strategy will impact negatively on road building infrastructure across the country, including quarry operators, stone crushers, contractors, employment, local authorities, cross border infrastructure.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

153.In page 17, between lines 6 and 7, to insert the following:

“(1A) Before any aspect of this section comes into operation, a full economic impact analysis on the impact of this legislation on each sector will be carried out, published, debated and agreed by both Houses of the Oireachtas.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

154.In page 17, between lines 6 and 7, to insert the following:

“(1A) Before any aspect of this section will be implemented, an independent economic analysis, to include tax-breaks and PSO levy support, of the

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financial benefits from the state (taxpayer) to multinational windfarm operators will be carried out, published and debated in both Houses of the Oireachtas.”

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

155. In page 17, to delete lines 7 to 34 and substitute the following:

- “(2) The sectors of the economy to which each sectoral emissions ceiling shall apply shall be proposed from time to time by the Government and such a proposal shall be laid before both Houses of the Oireachtas, which shall consider the proposal as soon as may be and the proposal shall be deemed to be adopted on the date a motion approving the proposal has been passed by the second such House.
- (3) The Minister shall, when preparing a draft sectoral emissions ceiling, consult with such Ministers of the Government as he or she considers appropriate.
- (4) The Minister shall, as soon as may be after a carbon budget takes effect under section 6B, finalise and submit each draft sectoral emissions ceiling to the Government for approval.
- (5) The Government may—
- (a) approve, or
 - (b) approve, subject to such modifications as they consider appropriate,
- a draft sectoral emissions ceiling.
- (5A) (a) Where a draft sectoral emissions ceiling is approved by the Government under subsection (5), the Minister shall cause a copy of the draft sectoral emissions ceiling to be laid before each House of the Oireachtas, which shall consider the draft as soon as may be, and the draft sectoral emissions ceiling shall be deemed to be adopted on the date a motion approving the sectoral emissions ceiling been passed by the second such House.
- (b) Following the adoption of a sectoral emissions ceiling under paragraph (a), the Government shall present draft legislation to the Oireachtas to give effect to the sectoral emissions ceiling.
 - (c) The Minister shall publish the sectoral emissions ceiling adopted under paragraph (a), as soon as may be, and no later than three days following its adoption.
 - (d) The sectoral emissions ceiling adopted under paragraph (a), shall have effect in the period between its publication under subsection (3) and the enactment of legislation to give effect to it, provided such legislation is enacted within 12 months of the adoption of the

carbon budget.

- (6) Where a provisional carbon budget is amended under section 6B or a carbon budget is revised under section 6D, the Minister shall—
 - (a) consult with such Ministers of the Government as he or she considers appropriate, and
 - (b) prepare a draft revision of a sectoral emissions ceiling for the budget period concerned, if appropriate.
- (7) Where the Minister prepares a draft revision to a sectoral emissions ceiling under subsection (6)(b), he or she shall, as soon as may be, submit the revision to the sectoral emissions ceiling to the Government for approval.
- (8) The Government may—
 - (a) approve, or
 - (b) approve, subject to such modifications as they consider appropriate,the draft revision to the sectoral emissions ceiling.
- (8A) Where a draft revision to a sectoral emissions ceiling is approved by the Government under subsection (8), the Minister shall, as soon as may be, cause a copy of that revised draft sectoral emissions ceiling to be laid before each House of the Oireachtas in accordance with the procedure set out in subsection (5A), which shall apply accordingly to any such revised sectoral emissions ceiling approved by the Government under subsection (8), as if it was the draft sectoral emissions ceiling referred to in subsection (5A).”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

156.In page 17, to delete lines 7 to 34 and substitute the following:

- “(2) The sectors of the economy to which each sectoral emissions ceiling shall apply shall be proposed from time to time by the Government, and such a proposal shall be laid before both Houses of the Oireachtas, which shall consider the proposal as soon as may be, and the proposal shall be deemed to be adopted on the date a motion approving the proposal has been passed by the second such House.
- (3) The Minister shall, when preparing a draft sectoral emissions ceiling, consult with such Ministers of the Government as he or she considers appropriate.
- (4) The Minister shall, as soon as may be after a carbon budget takes effect under section 6B, finalise and submit each draft sectoral emissions ceiling to the Government for approval.
- (5) The Government may—

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- (a) approve, or
 - (b) approve, subject to such modifications as they consider appropriate,
a draft sectoral emissions ceiling.
- (5A)(a) Where a draft sectoral emissions ceiling is approved by the Government under paragraph (a), the Minister shall cause a copy of the draft sectoral emissions ceiling to be laid before each House of the Oireachtas, which shall consider the draft as soon as may be, and the draft sectoral emissions ceiling shall be deemed to be adopted on the date a motion approving the sectoral emissions ceiling been passed by the second such House.
- (b) Following the adoption of a sectoral emissions ceiling under paragraph (a), the Government shall present draft legislation to the Oireachtas to give effect to the sectoral emissions ceiling.
 - (c) The Minister shall publish the sectoral emissions ceiling adopted under paragraph (a), as soon as may be, and no later than 3 days following its adoption.
- (6) Where a provisional carbon budget is amended under section 6B or a carbon budget is revised under section 6D, the Minister shall—
- (a) consult with such Ministers of the Government as he or she considers appropriate, and
 - (b) prepare a draft revision of a sectoral emissions ceiling for the budget period concerned, if appropriate.
- (7) Where the Minister prepares a draft revision to a sectoral emissions ceiling under subsection (6)(b), he or she shall, as soon as may be, submit the revision to the sectoral emissions ceiling to the Government for approval.
- (8) The Government may—
- (a) approve, or
 - (b) approve, subject to such modifications as they consider appropriate,
the draft revision to the sectoral emissions ceiling.
- (8A) Where a draft revision to a sectoral emissions ceiling is approved by the Government under subsection (8), the Minister shall, as soon as may be, cause a copy of that revised draft sectoral emissions ceiling to be laid before each House of the Oireachtas in accordance with the procedure set out in subsection (5A), which shall apply accordingly to any such revised sectoral emissions ceiling approved by the Government under subsection (8), as if it was the draft sectoral emissions ceiling referred to in subsection (5A).”

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—Catherine Connolly.

157.In page 17, line 8, after “Government” to insert “and shall include Ireland’s international aviation and shipping sectors”.

—Thomas Pringle, Joan Collins.

158.In page 17, between lines 8 and 9, to insert the following:

“(2A) The Minister(s) with responsibility for the energy sector shall prepare a sub-sectoral emissions ceiling for electricity generation in line with the target of net zero by 2030. Reduced emissions arising from this target shall not be carried over to other sectors of the economy or sub-sections of the energy sector, to which sectoral emissions ceilings shall apply.”.

—Jennifer Whitmore.

159.In page 17, line 14, to delete “the Government” and substitute “each House of the Oireachtas”.

—Denis Naughten, Cathal Berry, Seán Canney, Michael Lowry, Peter Fitzpatrick, Noel Grealish, Verona Murphy, Matt Shanahan.

160.In page 17, line 14, to delete “the Government” and substitute “both Houses of the Oireachtas”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

161.In page 17, line 14, after “approval” to insert “and vote in the Dáil”.

—Michael Fitzmaurice.

162.In page 17, line 14, after “approval” to insert the following:

“and outline measures to mitigate any negative social, economic or rural impact per impact assessments”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

163.In page 17, to delete lines 15 to 19.

—Denis Naughten, Cathal Berry, Seán Canney, Michael Lowry, Peter Fitzpatrick, Noel Grealish, Verona Murphy, Matt Shanahan.

164.In page 17, line 28, to delete “the Government” and substitute “each House of the Oireachtas”.

—Denis Naughten, Cathal Berry, Seán Canney, Michael Lowry, Peter Fitzpatrick, Noel Grealish, Verona Murphy, Matt Shanahan.

165.In page 17, to delete lines 35 to 38.

—Denis Naughten, Cathal Berry, Seán Canney, Michael Lowry, Peter Fitzpatrick, Noel Grealish, Verona Murphy, Matt Shanahan.

166.In page 17, line 35, to delete “, in so far as practicable”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett, Jennifer Whitmore.

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167. In page 18, between lines 3 and 4 to insert the following:

“(11) Prior to any provisions in this section coming into effect, the Minister shall publish and lay a detailed report before each House of the Oireachtas for approval, following consultation with each sectoral interest group, and an economic, social, cultural and rural impact analysis for each sector.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

168. In page 18, line 7, to delete “may” and substitute “shall”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett, Jennifer Whitmore.

169. In page 18, to delete lines 17 to 21 and substitute the following:

“(4) Where the total greenhouse gas emissions for a preceding budget period are less than the carbon budget for that period, the surplus from the preceding budget period may not be brought forward to the next budget period.”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

170. In page 18, to delete lines 19 to 21 and substitute “may not carry forward the surplus from the preceding budget period to the current budget period.”.

—Thomas Pringle, Joan Collins, Jennifer Whitmore.

171. In page 18, to delete lines 22 to 27.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

172. In page 18, line 27, after “forward” to insert “, but it cannot negatively impact on livelihoods in the agricultural sector”.

—Michael Fitzmaurice.

173. In page 18, line 30, after “a” where it firstly occurs to insert “proposed”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

174. In page 18, to delete lines 31 to 40 and substitute the following:

“(7) The Minister shall, as soon as may be, submit the revision to a carbon budget under subsection (2), (4) or (5) to each House of the Oireachtas for its approval before it is published.”.

—Denis Naughten, Cathal Berry, Seán Canney, Michael Lowry, Peter Fitzpatrick, Noel Grealish, Verona Murphy, Matt Shanahan.

175. In page 18, to delete lines 31 to 40 and substitute the following:

“(7) The Minister shall, as soon as may be, submit the proposed revision to a carbon budget under subsection (2), (4) or (5) to the Government for approval and the Government may—

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- (a) approve, or
- (b) approve, subject to such modifications as they consider appropriate,

the proposed revision to a carbon budget submitted to them under this subsection.

- (8) Where a revised draft carbon budget is approved by the Government under subsection (7), the Minister shall, as soon as may be, cause a copy of that proposed revision to a draft carbon budget to be laid before each House of the Oireachtas in accordance with the procedure set out in section 6B(7), which shall apply accordingly to any such proposed revision to a draft carbon budget approved by the Government under subsection (7), as if it was the draft carbon budget referred to in section 6B(7).”.

—Catherine Connolly.

176.In page 18, line 31, after “the” to insert “proposed”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

177.In page 18, line 32, to delete “the Government” and substitute “both Houses of the Oireachtas”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

178.In page 18, line 37, after “the” to insert “proposed”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

179.In page 18, to delete lines 39 and 40 and substitute the following:

- “(8) Where a revised draft carbon budget is approved by the Government under subsection (7), the Minister shall, as soon as may be, cause a copy of that proposed revision to a draft carbon budget to be laid before each House of the Oireachtas in accordance with the procedure set out in section 6B(7), which shall apply accordingly to any such proposed revision to a draft carbon budget approved by the Government under subsection (7), as if it was the draft carbon budget referred to in section 6B(7).”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

180.In page 18, line 40, to delete “the Government” and substitute “both Houses of the Oireachtas”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

181. In page 19, between lines 3 and 4, to insert the following:

“Modification of interim target and year of complete decarbonisation

- 6E.** (1) Having received a report from the Advisory Council under section 12(1), the Minister may, by regulations:
- (a) substitute the final percentage figure specified in section 6A(5) with a figure within the range of 52 to 100 per cent (and shall in addition substitute a higher year-on-year percentage reduction in section 6A(5) accordingly), provided always that the Minister may only substitute a higher figure than the one for the time being mentioned; and/or
 - (b) substitute the year specified in section 3(1) with a year no earlier than 2030, provided always that the Minister may only substitute an earlier year than the one for the time being mentioned.
- (2) In preparing regulations to be made under subsection (1), the Minister must have regard to—
- (a) the target-setting criteria, and
 - (b) the most up-to-date report received from the Advisory Council under section 12(1).
- (3) As soon as reasonably practicable after making regulations under subsection (1), the Minister must publish a statement setting out in respect of each modification of a percentage figure or year by the regulations—
- (a) the Minister’s reasons for modifying the percentage figure and/or year,
 - (b) the extent to which the modification takes account of the target-setting criteria, and
 - (c) whether the modification is consistent with the most up-to-date advice received from the Advisory Council, and shall, as soon as may be, cause this statement to be laid before each House of the Oireachtas.
- (4) Where, having received a report from the Advisory Council under section 12(1) recommending that the percentage figures specified in section 6A(5) and/or the year specified in section 3(1) be substituted, the Minister decides not to make regulations under subsection (1), the Minister shall, as soon as practicable, publish a statement setting out his or her reasons and shall, as soon as may be, cause this statement to be laid before each House of the Oireachtas.
- (5) Where the Minister substitutes the percentage figures specified in section 6A(5) under subsection (1)(a), the Advisory Council shall as soon as practicable propose a new carbon budget or budgets (as applicable) for the first two budget periods ending on 31 December

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2030.”.

—Thomas Pringle, Joan Collins.

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182.In page 19, to delete lines 8 to 12.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

183.In page 19, between lines 12 and 13, to insert the following:

“(c) by the substitution of the following subsection for subsection (3):

“(3) (a) The chairperson and ordinary members (other than the ordinary members to who subsection (2) applies) of the Advisory Council shall be appointed by the President—

- (i) on the advice of the Government, and
 - (ii) following the passing of a resolution of each House of the Oireachtas recommending the appointment.
- (b) Where a vacancy arises, or is anticipated will arise, on the Advisory Council, the Government shall, for the purposes of identifying persons and making recommendations to the Government in respect of those persons for appointment as members of the Advisory Council, invite the Public Appointments Service to undertake a selection competition.
- (c) The Public Appointments Service shall, subject to paragraph (d), appoint a selection panel.
- (d) Of the members of the selection panel, one of them shall be nominated by the Director of the Intergovernmental Panel on Climate Change.
- (e) The Public Appointments Service shall appoint the members of the selection panel from amongst persons who, in the opinion of the Public Appointments Service, have relevant experience of, and expertise in relation to, matters outlined in section 9(c)(4)(a) of the Principal Act.
- (f) The Minister shall agree with the Public Appointments Service the selection criteria and process to be implemented in respect of the filling of any vacancy on the Advisory Council.
- (g) A vacancy on the Advisory Council shall be advertised publicly and shall include details of the agreed selection criteria for the filling of the vacancy and the process to be implemented in respect of the filling of that vacancy.
- (h) The Public Appointments Service may adopt such procedures as it thinks fit to carry out its functions under this section.

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- (i) A person shall not be recommended for appointment by the President under this section unless the person is, in the opinion of the Public Appointments Service and the Government agrees, suitably qualified for such appointment by reason of their possessing such relevant experience, training or expertise as is appropriate having regard in particular to the functions conferred on the Advisory Council by or under this Act.
- (j) The Public Appointments Service shall provide the Government with particulars of experience, training and expertise of the person whom it recommends under this section.
- (k) Where the Public Appointments Service makes a recommendation for the appointment of a person to the Advisory Council, the Government shall accept that recommendation.
- (l) In exceptional circumstances, where the Government, for substantial and stated reasons, is unable to accept the recommendation by the Public Appointments Service of a particular person, it shall inform the Public Appointments Service of that fact and the reasons for it and shall request the Public Appointments Service to make another recommendation in respect of the vacancy and, the Public Appointments Service shall—
 - (i) consider the Government's reasons, and
 - (ii) unless the Public Appointments Service disagrees with the reasons and wishes to make representations to the Government in that behalf, make another recommendation for appointment to the Advisory Council.
- (m) In making recommendations for appointment of persons to the Advisory Council under this section, the Public Appointments Service, and the Government shall have regard to the need to ensure that the members of the Advisory Council broadly reflect the nature of Irish society and that such persons possess knowledge of, or experience in—
 - (i) matters outlined in subsection (4)(a) (as amended), and
 - (ii) without prejudice to the generality of paragraph (a), matters connected with persons or classes of persons who are disadvantaged by reference to the following factors:
 - (I) gender;
 - (II) civil status;
 - (III) family status;
 - (IV) sexual orientation;
 - (V) religious belief;

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- (VI) age;
 - (VII) disability;
 - (VIII) race, including colour, nationality, ethnic or national origin;
 - (IX) membership of the Traveller community;
 - (X) socio-economic disadvantage.
- (n) The factors specified in clauses (II), (III), (IV), (V), (VII) and (IX) of paragraph (m)(ii) have the same meanings they have in section 2 of the Employment Equality Act 1998.”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

184.In page 19, line 15, to delete “Minister” and substitute “President”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

185.In page 19, to delete lines 21 to 31 and substitute the following:

“roles:

- (i) an independent climate scientist;
- (ii) a public policy expert;
- (iii) a rural transport public policy expert;
- (iv) four representatives from various farming organisations;
- (v) an agricultural policy expert;
- (vi) a climate change economist;
- (vii) a climate change financial analyst;
- (viii) a representative to represent the interests of social justice;
- (ix) two representatives from rural communities;”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

186.In page 19, line 31, to delete “climate,” and substitute the following:

“climate;

- (xi) social justice,
- (xii) social policy,
- (xiii) social inclusion;”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

187.In page 19, between lines 31 and 32, to insert the following:

“(xi) social justice, equality and Just Transition;”.

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—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

188. In page 19, between lines 31 and 32, to insert the following:

“(xi) rural development,”.

—Michael Fitzmaurice.

189. In page 19, between lines 34 and 35, to insert the following:

“(i) adequate resources to enable the members to perform their functions effectively and efficiently,”.

—Duncan Smith.

190. In page 20, between lines 1 and 2, to insert the following:

“(iii) a reflective balance of members from urban and rural sectors, based on the balance of the population.”.

—Michael Fitzmaurice.

191. In page 20, between lines 10 and 11, to insert the following:

“(iii) the Dáil can vote to replace members of the Council.”.

—Michael Fitzmaurice.

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192. In page 21, line 19, after “budget” to insert “and the financial, social, economic or rural impact thereof”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

193. In page 21, line 25, after “responsibility,” to insert the following:

“the financial, social, economic or rural impact thereof and measures to mitigate any negative social, economic or rural impact per impact assessments,”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

194. In page 21, between lines 33 and 34, to insert the following:

“(b) by the insertion of the following paragraphs after paragraph (d):

“(e) Notwithstanding any provisions in paragraphs (a), (b), (c) and (d) of section 11, no recommendation shall be made whereby the domestic reduction or the cessation of a food production activity, for which there is no more sustainable domestic alternative, will result in a net increase of global emissions as a result of increased importation to the EU.

(f) Notwithstanding any provisions in paragraphs (a), (b), (c) and (d) of section 11, in fulfilling obligations under those paragraphs, any

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recommendation to the effect of a reduction in a food production activity must be made on the basis of sustainability as it pertains to individual aspects of that food production activity and with due regard to the social, economic and rural impact of such a reduction.

- (g) Notwithstanding any provisions in paragraphs (a), (b), (c) and (d) of section 11, any recommendation pertaining to livestock numbers must be accompanied by a sustainability, social, economic, and rural impact assessment outlining the effects of such a recommendation on a local and regional basis.”.”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

SECTION 12

195. In page 22, line 9, to delete “15 September” and substitute “30 October”.

—An tAire Comhshaoil, Aeráide agus Cumarsáide.

196. In page 22, line 26, to delete “ceiling,.” and substitute the following:

“ceiling,

- (bc) the reasoned opinion of the Advisory Council, and such advice or recommendations, as it considers necessary or appropriate, in relation to the continuing appropriateness of the national climate objective provided for in section 3, including in particular the designation of 2050 as the year by the end of which the State should achieve a transition to a low carbon, climate resilient and environmentally sustainable economy,”.”.

—Duncan Smith.

197. In page 22, between lines 26 and 27, to insert the following:

“(c) In subsection (2), by insertion of the following after paragraph (f):

“(g) a statement recording whether the Advisory Council considers that the current version of each of the following:

- (i) the climate action plan;
- (ii) the national long term climate action strategy;
- (iii) the national adaptation framework;
- (iv) a sectoral adaptation plan;
- (v) the carbon budget programme; and
- (vi) any sectoral emissions ceiling,

represents the State’s highest possible ambition, and such recommendations or advice as the Advisory Council considers necessary or appropriate regarding the measures and actions that could be taken to reflect such ambition, representing progression beyond the State’s then current measures and actions.”.”.

—Thomas Pringle, Joan Collins.

198.In page 22, between lines 26 and 27, to insert the following:

“(c) by the insertion of the following subsection after subsection (3):

“(4)(a) With reference to the target-setting criteria, the Advisory Council shall conduct a review each month of—

(i) the final percentage figure and year-on-year percentage reduction specified in section 6A(5), and

(ii) the year specified in section 3(1),

and shall prepare and submit to the Minister a report containing its findings and recommendations consequent upon that monthly review, no later than the final working day of each given month.

(b) Without prejudice to the generality of subsection (1), the report shall state whether the Advisory Council considers that the final percentage figure and year-on-year percentage reduction for the time being specified in section 6A(5) and the year for the time being specified in section 3(1) represent the State’s highest possible ambition and progression, and shall give the Advisory Council’s reasons in this regard.

(c) The Advisory Council shall publish the reports prepared under this section on its website no later than the fifth working day of each month.

(d) The obligation in subsection (3)(a) shall apply until the end of the year 2030.”.”.

—Thomas Pringle, Joan Collins.

199.In page 22, to delete lines 31 and 32 and substitute the following:

“(b) the annual report shall be required to contain the matters referred to in paragraph (ba) and (bb) of section 12(2) of the Principal Act until 2050.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O’Donoghue.

200.In page 22, between lines 32 and 33, to insert the following:

“(c) Without prejudice to the generality of *subsection (1)*, the report shall state whether the Advisory Council considers that the target year for achieving the National Climate Objective as defined in *section 3* represents the State’s highest possible ambition and progression, and shall give the Advisory Council’s reasons in this regard.

(d) The Minister shall lay a response to the Council’s report under this section before the relevant committee as soon as reasonably practicable after he/she receives that body’s report, setting out any corrective actions required to ensure that carbon budget programme is met.”.

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—Jennifer Whitmore.

SECTION 13

201.In page 23, between lines 17 and 18, to insert the following:

“(da) a financial, social, economic, and rural impact assessment of actions taken in the period since the most recent such review.”.

—Darren O'Rourke, Réada Cronin, Matt Carthy.

SECTION 14

202.In page 23, lines 24 and 25, to delete “, at the written request of a joint committee.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

203.In page 23, between lines 35 and 36, to insert the following:

“(e) the economic, social or hardship impact of the carbon budget, greenhouse gas reduction measures, mitigation measures, mitigation policies and adaptive measures is having on communities, sectors, rural communities, agriculture, or the less well-off.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

SECTION 15

204.In page 25, line 11, to delete “, in so far as practicable.”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett, Jennifer Whitmore.

205.In page 25, to delete lines 16 and 17 and substitute the following:

- “(b) the most recent approved sectoral adaptation plans,
- (c) any policies of the Minister or the Government on climate change, and
- (d) the national planning framework and the regional spatial and economic strategy that apply to the area of the Plan.”.

—Francis Noel Duffy.

206.In page 25, between lines 17 and 18, to insert the following:

“(d) the importance of the local authority acting to foster the production and consumption of renewable energy, and the reuse and recycling of goods and materials, by supporting communities to set up local sustainable development co-operatives.”.

—Thomas Pringle, Joan Collins.

207.In page 25, between lines 17 and 18, to insert the following:

“(d) the importance of the local authority acting to promote the production and consumption of renewable energy, the re-use and

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recycling of goods and materials, by supporting communities to set up local sustainable development co-operatives.”.

—Jennifer Whitmore.

208.In page 25, between lines 17 and 18, to insert the following:

“(d) climate justice, just transition and just transition principles.”.

—Jennifer Whitmore.

209.In page 25, line 39, after “public” to insert the following:

“, prescribed bodies, the regional assembly for the region within which the local authority is located,”.

—Francis Noel Duffy.

210.In page 26, between lines 4 and 5, to insert the following:

“(5A) (a) Submissions or observations made by a regional assembly shall contain a report on matters that, in the opinion of the regional assembly, require consideration by the local authority concerned in making the climate action plan.

(b) The submissions or observations and report of the regional assembly shall include, but shall not be limited to, recommendations regarding each of the following matters as respects the area to which the climate action plan relates:

(i) the most recent approved national long term climate action strategy;

(ii) the most recent approved sectoral adaptation plans;

(iii) any policies of the Minister or the Government on climate change; and

(iv) the national planning framework and the regional spatial and economic strategy that apply to the area of the Plan.

(c) A regional assembly shall send a copy of any report under this section to the Minister.”.

—Francis Noel Duffy.

211.In page 26, line 15, after “guidelines” to insert “following the approval of each House of the Oireachtas”.

—Denis Naughten, Cathal Berry, Seán Canney, Michael Lowry, Peter Fitzpatrick, Noel Grealish, Verona Murphy, Matt Shanahan.

Section opposed.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

[SECTION 16]

SECTION 16

212. In page 26, line 37, to delete “, in so far as practicable,”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

213. In page 27, between lines 5 and 6, to insert the following:

“(2) Section 15 of the Principal Act is amended, in subsection (5), by the substitution of the following definition for the definition of “relevant body”:

“ ‘relevant body’ means—

- (a) the Government,
- (b) a prescribed body, and
- (c) a public body;”.

—Thomas Pringle, Joan Collins, Brian Leddin, Jennifer Whitmore.

214. In page 27, between lines 5 and 6, to insert the following:

“(2) Section 15 of the Principal Act is amended, in subsection (5), by the substitution of the following definition for the definition of “relevant body”:

“ ‘relevant body’ means—

- (a) a prescribed body,
- (b) a public body, and
- (c) the Government and, for the purposes of this section, the relevant Minister in relation to the Government is the Taoiseach.”.

—Duncan Smith, Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

Section opposed.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

SECTION 17

Section opposed.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

SECTION 18

215. In page 27, between lines 17 and 18, to insert the following:

“Amendment of Petroleum and Other Minerals Development Act 1960

18. The Petroleum and Other Minerals Development Act 1960 is amended—

(a) in section 5A by the insertion of the following:

“ ‘fracked gas’ means petroleum got, raised, taken, carried away or worked by means of hydraulic fracturing;”.

[SECTION 18]

- (b) in section 5C, by the insertion of “or subsection (1) of section 5D” after “section 5B”, and
- (c) by the insertion of the following section after section 5C:

“Prohibition on the importation of fracked gas

- 5D.** (1) Notwithstanding anything in this Act or any other enactment or rule of law, it shall not be lawful for a person to import or sell fracked gas.
- (2) For the purpose of the Customs Act 2015, the importation of fracked gas is hereby prohibited.”.”.

—Thomas Pringle, Joan Collins, Bríd Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett, Darren O'Rourke, Réada Cronin, Matt Carthy, Jennifer Whitmore.

Section opposed.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

SECTION 19

216. In page 27, between lines 28 and 29, to insert the following:

“Amendment to section 34 of Planning and Development Act 2000 (as amended)

19. Section 34 is amended—

- (a) in subsection (1)(b), by the substitution of the following paragraphs for paragraph (b):
 - “(b) all requirements of the regulations are complied with, the authority may decide to grant the permission subject to or without conditions, or to refuse it, and
 - (c) when such development falls within subparagraphs (i) and (ii), then the authority shall not grant permission—
 - (i) where the development is for a building of new or the expansion of existing infrastructure whose primary purpose is transporting, or storing, or refinement or processing of fossil fuels, or
 - (ii) where the development is a facility consisting of one or more than one structure, the combined gross floor space of which exceeds 10,000 square metres, used primarily for the storage, management and dissemination of data, and the provision of associated electricity connections infrastructure,
 - (iii) for the avoidance of doubt, subparagraph (i) does not apply to:
 - (I) improvements in the safety, efficiency or operation of existing infrastructure;
 - (II) infrastructure that enables the recovery or reprocessing used petroleum products;

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(III) infrastructure that will accelerate the transition to non-fossil fuel energy sources; or

(IV) the provision of services directly to end users.”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

217. In page 27, between lines 28 and 29, to insert the following:

“Amendment of Seventh Schedule to Planning and Development Act 2000 (as amended)

19. The Seventh Schedule to the Planning and Development Act 2000 is amended, in paragraph 1, by the deletion of the following:

“An installation for the onshore extraction of petroleum or natural gas.”,

“A crude oil refinery (excluding an undertaking manufacturing only lubricants from crude oil) or an installation for the gasification and liquefaction of 500 tonnes or more of coal or bituminous shale per day.”,

“An oil pipeline and any associated terminals, buildings and installations, where the length of the pipeline (whether as originally provided or as extended) would exceed 20 kilometres.”,

“An installation for underground storage of combustible gases, where the storage capacity would exceed 200 tonnes.”,

“An installation for the surface storage of oil or coal, where the storage capacity would exceed 100,000 tonnes.”,

“An onshore terminal, building or installation, whether above or below ground, associated with a natural gas storage facility, where the storage capacity would exceed 1mscm.”,

“An onshore terminal, building or installation, whether above or below ground, associated with an LNG facility and, for the purpose of this provision, ‘LNG facility’ means a terminal which is used for the liquefaction of natural gas or the importation, offloading and re-gasification of liquefied natural gas, including ancillary services.”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

218. In page 27, between lines 30 and 31, to insert the following:

“(a) by the substitution of the following subsection for subsection (3):

“(3)(a) The Minister may by order delegate the management and control of the Climate Action Fund and any other functions under this section related to such management and control to a specified person where the relevant criteria for such an appointment has been approved in advance by a joint committee.

(b) For the purposes of this section, ‘joint committee’ has the meaning

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assigned to it by the Houses of the Oireachtas (Inquiries, Privileges and Procedures) Act 2013.”.”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

219.In page 27, line 33, to delete “that” and substitute “which enhance biodiversity and which also”.

—Catherine Connolly.

220.In page 27, line 33, after “that” to insert “enhance biodiversity and”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

221.In page 28, to delete line 8 and substitute the following:

“(v) increase removal of greenhouse gases in the state by nature-based means,”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

222.In page 28, to delete line 17 and substitute the following:

“(v) increase removal of greenhouse gases in the state by nature-based means,”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

223.In page 28, to delete line 18.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

224.In page 28, between lines 20 and 21, to insert the following:

“(b) by the insertion of the following subsection after subsection (9):

“(9A) All such measures shall not undermine that energy security of the State, increase energy costs for customers or threaten the effectiveness of the State’s overall energy supply system.”.”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae, Richard O'Donoghue.

225.In page 28, between lines 20 and 21, to insert the following:

“(b) by the insertion of the following subsection after subsection (9):

“(9A) Without prejudice to the generality of subsection (9) and the purposes listed, all such purposes shall be required to enhance biodiversity.”.”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett, Catherine Connolly.

226.In page 28, between lines 20 and 21, to insert the following:

“(b) by the insertion of the following subsection after subsection (9):

“(9A)(a) Without prejudice to the generality of subsection (9) and the purposes listed therein, in considering the paying out of monies from the Climate Action Fund, the Minister shall ensure the polluter pays principle is respected, and that such payment of

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monies do not serve to ultimately defray the cost of reinstatement or rehabilitation or remediation obligations under any consent, permit or licence, or from any remedial consent, or unlawful development for those to whom those payments would otherwise arise,

- (b) Notwithstanding paragraph (a), payments in respect of a purpose falling within the scope of that subsection and where defrayment of payments due may arise as an issue, payments from the Climate Action Fund may be made, subject to such payment being:
 - (i) approved by a motion passed by both Houses of the Oireachtas, and
 - (ii) in exceptional circumstances only.”.”.

—Bríd Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett, Catherine Connolly.

227.In page 28, between lines 20 and 21, to insert the following:

“(b) by the insertion of the following subsection after subsection (9):

“(9A) Without prejudice to the generality of subsection (9) and the purposes listed, in considering the paying out of monies from the Climate Action Fund, the Minister or any person delegated under subsection (3) of section 37B, shall consult at least with the Environmental Protection Agency and with prescribed bodies for the purposes of the permission regulations as defined in the Planning and Development Act 2000 as amended in relation to—

- (a) the consideration of decision on any such payments, and
- (b) in relation to the performance of projects or activities in receipt of such payments and compliance with any conditions imposed and the continuance of any such payments to that purpose.”.”.

—Bríd Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett, Catherine Connolly.

228.In page 28, between lines 20 and 21, to insert the following:

“(b) by the insertion of the following subsection after subsection (9):

“(9A) The Minister, or any person delegated under subsection (3) of section 37B, shall publish on the website of the Minister’s Department the decisions made in respect of the payments approved or refused from the Climate Action Fund under this section following the enactment of the *Climate Action and Low Carbon Development (Amendment) Act 2021* and from the commencement of this provision, and such report should include at least the following:

- (a) the assessment of any purpose which sought payments under this section from the Climate Action Fund against all the requirements specified in this section,

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- (b) the amount of payments allocated to the purpose,
- (c) the consultation responses received,
- (d) any assessments, reports or considerations which informed the decision,
- (e) any conditions imposed in respect of the payments, and
- (f) evidence that such payments do not serve to defray any expenditure which the beneficiary was otherwise obliged to incur, save where such defrayment has been expressly approved by the Oireachtas.”.”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett, Catherine Connolly.

229. In page 28, line 29, to delete “a” and substitute “, for the purposes of this subsection, a biodiversity enhancing”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

NEW SECTION

230. In page 28, after line 33, to insert the following:

“Repeal of certain provisions of Act of 1960 and transitional provisions

- 20.** (1) Subject to *subsections (2) to (6)*, the following provisions of the Act of 1960 are repealed:
- (a) section 7 (other than subsection (4) of that section);
 - (b) section 8;
 - (c) section 9;
 - (d) section 10 (other than subsection (4) of that section);
 - (e) section 13.
- (2) Where, prior to the commencement of this section, the Minister has entered into an undertaking with a person under section 7 of the Act of 1960, the Minister may:
- (a) grant an exploration licence under section 8 of the Act of 1960 to the person concerned;
 - (b) grant a petroleum prospecting licence under section 9 of the Act of 1960 to the person concerned;
 - (c) enter into an undertaking under section 10 of the Act of 1960 with the person concerned.
- (3) Where, prior to the commencement of this section or by virtue of this section, the Minister has granted an exploration licence to a person under section 8 of the Act of 1960, the Minister may:
- (a) grant a petroleum prospecting licence under section 9 of the Act of 1960 to the person concerned;

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- (b) enter into an undertaking under section 10 of the Act of 1960 with the person concerned;
 - (c) grant a petroleum lease under section 13 of the Act of 1960 to the person concerned.
- (4) Where, prior to the commencement of this section or by virtue of this section, the Minister has entered into an undertaking with a person under section 10 of the Act of 1960, the Minister may:
- (a) grant a petroleum prospecting licence under section 9 of the Act of 1960 to the person concerned;
 - (b) grant a petroleum lease under section 13 of the Act of 1960 to the person concerned.
- (5) Where, prior to the commencement of this section or by virtue of this section, the Minister has granted a petroleum lease to a person under section 13 of the Act of 1960, the Minister may grant a petroleum prospecting licence under section 9 of the Act of 1960 to the person concerned.
- (6) The repeal of the sections referred to in *subsection (1)* shall not affect—
- (a) an undertaking entered into under section 7 of the Act of 1960,
 - (b) an exploration licence granted under section 8 of the Act of 1960,
 - (c) a petroleum prospecting licence granted under section 9 of the Act of 1960,
 - (d) an undertaking entered into under section 10 of the Act of 1960, or
 - (e) a petroleum lease granted under section 13 of the Act of 1960.”.

—An tAire Comhshaoil, Aeráide agus Cumarsáide.

231. In page 28, after line 33, to insert the following:

“Amendment of Electricity (Supply) (Amendment) Act 1954

21. Section 4 of the Electricity (Supply) (Amendment) Act 1954 is amended—

(a) by the substitution of the following subsection for subsection (1):

“(1) Subject to subsection (5), the Board or an Irish subsidiary may, with the consent of the Minister, given with the approval of the Minister for Public Expenditure and Reform and the Minister for Finance, and subject to any conditions imposed by the Minister, borrow money (including money in a currency other than the currency of the State), whether by means of the issue of debentures (or other debt security) or otherwise, from any person.”.

(b) by the deletion of subsection (2),

(c) by the substitution of the following subsection for subsection (4):

“(4) The aggregate amount at any one time of moneys borrowed by the

[NEW SECTION]

Board and the subsidiaries, and of any advances under section 5, which have not been repaid shall not exceed €12,000,000,000 and for the purposes of this subsection moneys borrowed in a currency other than the currency of the State shall be deemed to be the equivalent in the currency of the State of the actual moneys borrowed, such equivalent being calculated according to the rate of exchange at the time of the borrowing for that currency and the currency of the State.”,

and

(d) by the insertion of the following subsections after subsection (4):

“(5) The consent of the Minister shall not be required under subsection (1) in respect of moneys borrowed by—

- (a) the Board from a subsidiary,
- (b) an Irish subsidiary from the Board, or
- (c) an Irish subsidiary from a subsidiary.

(6) The limit specified in subsection (4) shall not apply to moneys borrowed by—

- (a) the Board from a subsidiary,
- (b) a subsidiary from the Board, or
- (c) a subsidiary from a subsidiary.

(7) In this section—

‘Irish subsidiary’ means a subsidiary that is incorporated in the State;

‘subsidiary’ means a subsidiary (within the meaning of section 7 of the Companies Act 2014) of the Board.”.

—An tAire Comhshaoil, Aeráide agus Cumarsáide.

232. In page 28, after line 33, to insert the following:

“PART 4

MISCELLANEOUS

20. (1) The Government shall support a call for a global ban on fracking being proposed by Ireland at the United Nations General Assembly on climate mitigation, public health, environmental protection and human rights grounds.
- (2) The Minister shall report to the Oireachtas within a year on efforts made internationally in its published policy position that the Government will work with international partners to promote the phasing out of fracking at an international level”.

—Thomas Pringle, Joan Collins.

[NEW SECTION]

233. In page 28, after line 33, to insert the following:

“PART 4

REPORTS

Reports

20. Within 12 months of the passing of this Act, the Minister shall report to the Oireachtas on efforts made internationally to promote the phasing out of fracking at an international level.”.

—Brid Smith, Gino Kenny, Paul Murphy, Richard Boyd Barrett.

234. In page 28, after line 33, to insert the following:

“Establishment of a National Just Transition Commission

20. (1) There shall stand established a body which shall be known as the National Just Transition Commission to perform the functions assigned to it as determined by the Minister within six months of this Act being passed.
- (2) A Just Transition Commissioner shall be appointed by the Government on the recommendation of the Public Appointments Service and the appointment shall be for a period of not less than four and not more than five years from the date of his or her appointment.
- (3) The objectives of the Commission are to promote a just transition incorporating just transition principles as set out in this Act, and the principle of climate justice.”.

—Jennifer Whitmore.

TITLE

235. In page 5, line 9, to delete “year 2050” and substitute “year 2045”.

—Jennifer Whitmore.

236. In page 5, line 10, after “promote” to insert “social, economic and”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

237. In page 5, line 13, after “to” where it firstly occurs to insert “both Houses of the Oireachtas and”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

238. In page 5, line 15, to delete “shall” and substitute “may”.

—Mattie McGrath, Carol Nolan, Michael Collins, Michael Healy-Rae, Danny Healy-Rae,
Richard O'Donoghue.

[TITLE]

239.In page 5, to delete line 19 and substitute the following:

“amend the National Oil Reserves Agency Act 2007; to provide for the repeal of certain provisions of the Petroleum and Other Minerals Development Act 1960; to amend the Electricity (Supply) (Amendment) Act 1954 to alter the borrowing powers of the Electricity Supply Board and its subsidiaries; and to provide for related matters.”.

—An tAire Comhshaoil, Aeráide agus Cumarsáide.