

SEANAD ÉIREANN

AN BILLE UM PLEANÁIL AGUS FORBAIRT AGUS UM IMEALL TRÁ (LEASÚ), 2022

[Meastar a tionscnaíodh i nDáil Éireann]

PLANNING AND DEVELOPMENT AND FORESHORE (AMENDMENT) BILL 2022

[Considered as initiated in Dáil Éireann]

Leasuithe Tuarascála

Report Amendments

*[The page and line references in this list of amendments
are to the text of the Bill as passed by Dáil Éireann.]*

**Government amendments are denoted by an asterisk*

1. In page 10, line 18, after “time” to insert “, where notice of such a meeting has been provided not less than 72 hours in advance,”.

—Senators Alice-Mary Higgins, Frances Black.

2. In page 10, between lines 18 and 19, to insert the following:

“(8A) Where a meeting takes place using remote video or telephone conferencing facilities or other means of communication provided for under subsection (8), the quorum for such a meeting shall be 5 members.”.

—Senators Alice-Mary Higgins, Frances Black.

3. In page 11, line 6, after “can” to insert “practically”.

—Senators Alice-Mary Higgins, Frances Black.

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

“(fa) for the avoidance of doubt, any land or portion of land which is owned by a state authority but is not zoned exclusively for residential use, shall not be relevant under this section,”.

—Senators Alice-Mary Higgins, Frances Black.

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

“(1A) This section shall not apply to a housing development which may have a significant effect on the environment and any such determination needs to be made publicly available at least 12 weeks prior to the notification of the commencement for the development provided for under subsection (2).”.

—Senators Alice-Mary Higgins, Frances Black.

6. In page 12, between lines 3 and 4, to insert the following:

“(ga) procedures for determining whether the development is one which

may have a significant effect on the environment and where public participation is therefore required, and the publication of any such determination and the information relied upon, and should include in particular determinations in respect of—

- (i) impacts on water quality so that the requirements of Article 4 of the Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000 establishing a framework for community action in the field of water policy,
- (ii) impacts on air quality,
- (iii) impacts on species listed in Annex IV of the Habitats Directive,
- (iv) impacts on species listed in Annex V of the Habitats Directive, and
- (v) impacts on species protected by floral protection orders;”.

—*Senators Alice-Mary Higgins, Frances Black.*

7. In page 12, between lines 7 and 8, to insert the following:

“(3A) Regulations made in respect of subsection (3)(a), (b) and (d) shall not specify a notice period of less than 5 weeks.”.

—*Senators Alice-Mary Higgins, Frances Black.*

8. In page 12, between lines 7 and 8, to insert the following:

“(3A) In respect of subsection (3)(c), documents, particulars, plans or other information, in relation to the development, shall be made available for inspection by the public both online and in person for a period of not less than 5 weeks.”.

—*Senators Alice-Mary Higgins, Frances Black.*

9. In page 12, between lines 7 and 8, to insert the following:

“(3A) Any procedures which the Minister may regulate for under subsection (3) (f) shall be consistent with the procedures set out in Part X of the Act of 2000 and any further requirements under Article 4 of the Environmental Impact Assessments Directive.”.

—*Senators Alice-Mary Higgins, Frances Black.*

10. In page 12, between lines 7 and 8, to insert the following:

“(3A) Any procedures which the Minister may regulate for under subsection (3) (f) shall be consistent with the procedures set out in Part X of the Act of 2000.”.

—*Senators Alice-Mary Higgins, Frances Black.*

11. In page 12, between lines 7 and 8, to insert the following:

“(3A) Any procedures which the Minister may regulate for under subsection (3) (g) shall be consistent with the procedures set out in Part XAB of the Act of 2000.”.

—*Senators Alice-Mary Higgins, Frances Black.*

12. In page 12, between lines 7 and 8, to insert the following:

“(3A) Where the Minister has failed to make regulations under subsection (3), the ordinary provisions of this enactment shall apply.”.

—*Senators Alice-Mary Higgins, Frances Black.*

13. In page 12, to delete lines 8 and 9.

—*Senators Alice-Mary Higgins, Frances Black.*

14. In page 12, lines 13 and 14, to delete “new road or the widening or realignment of an existing” and substitute “new primary or secondary road or the widening or realignment of an existing primary or secondary road”.

—*Senators Alice-Mary Higgins, Frances Black.*

15. In page 12, line 14, after “road,” to insert “where such roads are accompanied by appropriate cycling or pedestrian infrastructure,”.

—*Senators Alice-Mary Higgins, Frances Black.*