

DÁIL ÉIREANN

AN BILLE UM SHLABHRA AN tSOLÁTHAIR TALMHAÍOCHTA AGUS BIA, 2022 —AN TUARASCÁIL

AGRICULTURAL AND FOOD SUPPLY CHAIN BILL 2022 —REPORT

Leasú Breise
Additional Amendment

17a. In page 11, after line 33, to insert the following:

“Power to require information

13. (1) The regulator may, by written notice (referred to in this section as an “information notice”) served on a person in the agricultural and food sector, require the person to give to the regulator, within such period and in such form as may be specified in the notice, any information specified in the notice that the regulator may reasonably require in performing its functions.
- (2) The period specified in the information notice under *subsection (1)* may be extended at the discretion of the regulator on the written application of the person on whom the notice is served.
- (3) A person on whom an information notice is served under this section may, within 7 days beginning on the day on which the notice is served on him or her, appeal in the prescribed manner against the notice to the High Court and in determining the appeal the High Court may, if satisfied that it is reasonable to do so, confirm, vary or cancel the notice.
- (4) Where, on the hearing of an appeal under *subsection (3)*, a notice is confirmed or varied, the High Court may, on the application of the appellant, suspend the operation of the notice for such period as in the circumstances of the case it considers appropriate.
- (5) A person on whom an information notice is served shall comply with the notice before the later of—
- (a) where no appeal is made against the notice under *subsection (3)*—
 - (i) the end of the period for bringing an appeal under that subsection,
 - (ii) the end of the period specified in the notice for the purpose of giving the specified information, or
 - (iii) where the period referred to in *subparagraph (ii)* is extended under *subsection (2)*, the end of that extended period,
 - or

- (b) where an appeal is made and the information notice is confirmed or varied or the appeal is withdrawn—
 - (i) the day following the day on which the notice is confirmed or varied or the appeal is withdrawn,
 - (ii) the end of the period specified in the notice, or
 - (iii) where the operation of the notice has been suspended in accordance with *subsection (3)*, on the expiration of the period that the High Court considered appropriate for the purpose of that subsection.
- (6) Where a person fails to comply with an information notice made by the regulator under this section, the regulator may on the expiration of the period set out in *subsection (5)* apply to the High Court for an order requiring the person to comply with the information notice.”.

—Michael McNamara.