



SEANAD ÉIREANN

AN BILLE UM SHLABHRA AN tSOLÁTHAIR TALMHAÍOCHTA AGUS BIA, 2022 AGRICULTURAL AND FOOD SUPPLY CHAIN BILL 2022

LEASUITHE COISTE COMMITTEE AMENDMENTS

SEANAD ÉIREANN

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

AGRICULTURAL AND FOOD SUPPLY CHAIN BILL 2022 —COMMITTEE STAGE

Leasuithe Amendments

**Government amendments are denoted by an asterisk*

SECTION 14

1. In page 12, line 36, after “law” to insert “and anti-competitive actions in the agri-food supply chain”.

—Senators Lynn Boylan, Paul Gavan, Fintan Warfield, Niall Ó Donnghaile.

SECTION 45

2. In page 30, between lines 21 and 22, to insert the following:

“Minister’s Report

45. (1) The Minister working in conjunction with the Regulator shall produce a report within two years of the passing of this Act.
(2) The report shall detail the success of the implementation of this Act and outline how further provisions can be made to stop below costing selling of agricultural products, the use of fake farms and creameries if necessary.
(3) The report shall also state if further cooperation is required with other departments in order to stop misleading advertising and other unfair trading practices.”.

—Senator Victor Boyhan.

SECTION 61

3. In page 42, between lines 21 and 22, to insert the following:

- “(7) The Agri-Food Unfair Trading Regulation may specify that a particular agricultural or food product may not be sold by a retailer for less than the cost of production. The cost of production is to be determined by Teagasc or suitably qualified expert appointed by the Regulator.
(8) The Agri-Food Unfair Trading Regulations may specify that a particular agricultural or food product may not be procured by a retailer for less than the cost of producing the item. The cost of production is to be determined by Teagasc or a suitably qualified expert appointed by the Regulator.
(9) In the case of market failure or potential market failure, the Agri-food Unfair Trading Regulation may specify that a retailer must pay a specified margin, over the cost of production, for a specified agricultural or food product. The cost of production is to

[SECTION 61]

be determined by Teagasc or suitably qualified expert appointed by the Regulator.”.

—*Senator Victor Boyhan.*

SECTION 68

4. In page 45, between lines 25 and 26, to insert the following:

“(7) Upon completion of the process, any complainant with a valid complaint shall be reimbursed for any fees incurred as a result of going through the complaints process. The complainant shall not be reimbursed for incurring any additional fees that were not set by the Minister or the Department.”.

—*Senator Victor Boyhan.*