



DÁIL ÉIREANN

BILLE AN GHARDA SÍOCHÁNA (FEISTÍ TAIFEADTA), 2022 GARDA SÍOCHÁNA (RECORDING DEVICES) BILL 2022

LEASUITHE COISTE COMMITTEE AMENDMENTS

DÁIL ÉIREANN

BILLE AN GHARDA SÍOCHÁNA (FEISTÍ TAIFEADTA), 2022 —ROGHCHOISTE

GARDA SÍOCHÁNA (RECORDING DEVICES) BILL 2022 —SELECT COMMITTEE

*Leasuithe
Amendments*

SECTION 4

1. In page 8, between lines 32 and 33, to insert the following:

“(1) Notwithstanding any other provision of this Act, nothing in this Act constitutes a legal basis for real-time automated processing by or on behalf of any person of live feed from CCTV in a public place, with a view to using biometric data for the purpose of uniquely identifying one or more individuals, unless such processing is reasonably necessary for—

- (a) locating a specific potential victim of crime, including a missing child,
- (b) preventing a specific, substantial and imminent threat to life or physical safety or of a terrorist attack, or
- (c) apprehending or prosecuting a person suspected of having committed an offence—
 - (i) to which Article 2(2) of Council Framework Decision of 13 June 2002 on the European Arrest Warrant and the surrender procedures between relevant Member States applies, and
 - (ii) for which a person of full capacity and not previously convicted may be punished by a term of imprisonment for a term of 3 years or by a more severe penalty.”.

—Aodhán Ó Ríordáin.

SECTION 9

2. In page 10, to delete lines 9 and 10 and substitute the following:

“(c) a recording device that is remotely controlled, including a device affixed to or part of an unmanned aerial vehicle operating in and recording—

- (i) a public place, or
- (ii) any other place—
 - (I) under a power of entry authorised by law,

[SECTION 9]

- (II) to which he or she was expressly or impliedly invited or permitted to be,
- (III) in which he or she is present for the purposes of the performance of his or her functions as such a member,”.

—Patrick Costello.

SECTION 18

- 3. In page 15, line 16, to delete “3 months” and substitute “1 month”.

—Patrick Costello.

SECTION 39

Section opposed.

—Patrick Costello.

SECTION 43

- 4. In page 33, between lines 5 and 6, to insert the following:

“(d) shall cause a public consultation and public information campaign to be carried out,”.

—Patrick Costello.