An Bille um Chaighdeáin in Oifígí Poiblí (Leasú), 2023
Standards in Public Office (Amendment) Bill 2023

Mar a tionscnaiodh
As initiated

[No. 16 of 2023]
AN BILLE UM CHAIGHDEÁIN IN OIFÍGÍ POIBLÍ (LEASÚ), 2023
STANDARDS IN PUBLIC OFFICE (AMENDMENT) BILL 2023

Mar a tionscaíodh
As initiated

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[No. 16 of 2023]
Acts Referred to

Ethics in Public Office Act 1995 (No. 22)
Standards in Public Office Act 2001 (No. 31)
Bill

entitled

An Act to make certain amendments to the Standards in Public Office Act 2001 and the Ethics in Public Office Act 1995; and to provide for related matters.

Be it enacted by the Oireachtas as follows:

PART 1

STANDARDS IN PUBLIC OFFICE

Short title and commencement

1. (1) This Act may be cited as the Standards in Public Office (Amendment) Act 2023.

(2) This Act comes into operation 3 months after the date of its passing or on such earlier date or dates than the said 3 months as the Minister may by order appoint and different dates may be so appointed for different purposes and different provisions.

Definitions

2. In this Act—


“Act of 2001” means the Standards in Public Office Act 2001;

“Commission” means the Standards in Public Office Commission.

Amendment of section 23 of Act of 1995

3. Section 23 of the Act of 1995 (as amended by section 7 of the Act of 2001) is amended, in subsection (1)(a), by the substitution of “, or the Commission considers it appropriate to investigate a suspected contravention, under section 5A” for “or made or referred to it under section 22 or the Commission considers it appropriate to do so”.

Amendment of section 5 of Act of 2001

4. The Act of 2001 is amended by the insertion of the following section after section 5:
“Suspected contraventions

5A. In addition to the other provisions of section 4, the Commission—

(a) where it is of the opinion that there may have been a contravention of this Act, (referred to in this Act as a ‘suspected contravention’), and the matter concerned is one in respect of which no complaint has been made to the Commission, may refer the matter for investigation, or

(b) may refer a matter for investigation if in the Commission’s opinion, it is in the public interest to have the matter so investigated in order to ensure that the provisions of this Act, or specific provisions of it, are complied with, and to identify any contravention of the provisions concerned that may have occurred and the person who committed the act or default concerned.”

Amendment of section 28 of Act of 2001

5. The Act of 2001 is amended by the insertion of the following section after section 28:

“Annual reports

28A. The Commission shall directly lay its annual report before each House of the Oireachtas by 30 June each year.”.

PART 2

REGISTERABLE INTERESTS

Amendment of section 6 of Act of 1995

6. Section 6 of the Act of 1995 is amended by the insertion of the following subsection after subsection (4):

“(5) A member who is found to have wilfully or recklessly failed to disclose those registerable interests outlined in Schedule 2, as amended, will be deemed to have caused an offence and be subject to the provisions outlined in section 37(1)(a).”.

Amendment of Second Schedule to Act of 1995

7. The Second Schedule to the Act of 1995 is amended, in paragraph 1, by the insertion of the following subsection after subsection (3):

“(3A) any liability of the public official concerned in excess of €50,000 (other than a charge on the private home),”.
Standards in Public Office (Amendment) Bill 2023

BILLE

(mar a tionscnaíodh)

dá ngairtear

An Act to make certain amendments to the Standards in Public Office Act 2001 and the Ethics in Public Office Act 1995; and to provide for related matters.

Introduced by Deputies Mairéad Farrell and Pat Buckley,

23rd February, 2023

an Bille um Chaighdeáin in Oifigí Poiblí (Leasú), 2023

BILL

(as initiated)

entitled

An Bille um Chaighdeáin in Oifigí Poiblí (Leasú), 2023

BILLE

(mar a tionscnaíodh)

dá ngairtear

Acht do dhéanamh leasuithe áirithe ar an Acht um Chaighdeáin in Oifigí Poiblí, 2001 agus ar an Acht um Eitic in Oifigí Poiblí, 1995; agus do dhéanamh socrú i dtaobh nithe gaolmhar.

Na Teachtaí Mairéad Ní Fhearghail agus Páid Ó Buachalla a thug isteach,

23 Feabhra, 2023

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