



DÁIL ÉIREANN

AN BILLE UM THITHÍOCHT AGUS UM THIONÓNTACHTAÍ CÓNAITHE (FORÁLACHA ILGHNÉITHEACHA), 2026 HOUSING AND RESIDENTIAL TENANCIES (MISCELLANEOUS PROVISIONS) BILL 2026

LEASUITHE COISTE COMMITTEE AMENDMENTS

DÁIL ÉIREANN

AN BILLE UM THITHÍOCHT AGUS UM THIONÓNTACHTAÍ CÓNAITHE (FORÁLACHA ILGHNÉITHEACHA), 2026 —ROGHCHOISTE

HOUSING AND RESIDENTIAL TENANCIES (MISCELLANEOUS PROVISIONS) BILL 2026 —SELECT COMMITTEE

Leasuithe Amendments

SECTION 1

1. In page 5, line 20, to delete “*Part 2*” and substitute “*Parts 2 and 3*”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreachta.

2. In page 5, between lines 27 and 28, to insert the following:

“(5) Within twelve months of the commencement of this Act, the Minister for Housing shall lay before the Houses of the Oireachtas a report on the operation of Part 2 of the Act including detailed data on the appeals process and decisions and an analysis of those households refused access to social housing support or who have had social housing support withdrawn on grounds set out in Part 2.”.

—Eoin Ó Broin, Thomas Gould.

3. In page 5, between lines 27 and 28, to insert the following:

“(5) Within twelve months of the commencement of this Act, the Minister for Housing shall lay before the Houses of the Oireachtas a report on the implications of Part 2 of the Act for returning Irish migrants, and in particular those Irish citizens returning to live in Ireland following extended periods of residence in other jurisdictions to ensure that the operation of the habitual residence conditions do not act as a barrier to Irish citizens being able to reside within the State and access social housing support subject to the eligibility conditions set out in the Housing Acts.”.

—Eoin Ó Broin, Thomas Gould.

4. In page 5, between lines 27 and 28, to insert the following:

“(5) Within twelve months of the commencement of this Act the Minister shall lay before the Houses of the Oireachtas a report on the impact of Part 2 of the Act on levels and categories of homelessness in the State.”.

—Eoin Ó Broin, Thomas Gould.

[SECTION 6]

SECTION 6

5. In page 6, to delete line 15.

—Rory Hearne.

SECTION 8

6. In page 7, to delete line 8.

—Rory Hearne.

7. In page 7, line 8, to delete “each member of the household is habitually resident in the State,” and substitute “at least one member of the household is habitually resident in the State,”.

—Conor Sheehan.

8. In page 7, line 23, after “2001)” to insert “or a dependent adult”.

—Eoin Ó Broin, Thomas Gould.

9. In page 7, between lines 23 and 24, to insert the following:

“(2A) Paragraph (a) of subsection (1) shall not apply to a member of a very vulnerable cohort such as victims of trafficking and victims of domestic, sexual or gender-based violence.”.

—Rory Hearne.

10. In page 7, to delete lines 37 to 39, and in page 8, to delete lines 1 to 10 and substitute the following:

- “(e) a person who is a programme refugee within the meaning of section 59 of the Act of 2015,
- (f) a person who has been given, or is deemed under the Act of 2026 to have been given, a permission to reside in the State under section 203 of the Act of 2026, where the permission concerned is in force,
- (g) a person who has been given, or is deemed under the Act of 2026 to have been given, a permission to reside in the State under section 204 of the Act of 2026, where the permission concerned is in force,
- (h) a person who has been given, or is deemed under the Act of 2026 to have been given, a permission to enter and reside in the State under section 205 of the Act of 2026, where the permission concerned is in force, or
- (i) a person who is a member of a class of persons prescribed under subsection (4), where the permission concerned is in force.”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreachta.

[SECTION 8]

11. In page 8, between lines 21 and 22, to insert the following:

“(c) where the Minister for Justice had proscribed a class or classes of persons under 20A(4) the Minister for Housing shall notify the Oireachtas Housing Committee.”.

—Eoin Ó Broin, Thomas Gould.

12. In page 8, to delete line 41 and substitute “(1)(d).”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreachta.

13. In page 9, line 2, to delete “Act of 2015.” and substitute the following:

“Act of 2015, or

(c) a class of persons in respect of whom a permission has been given under section 237 of the Act of 2026.”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreachta.

14. In page 9, to delete lines 3 to 13.

—Rory Hearne.

15. In page 10, to delete lines 15 to 43, and in page 11, to delete lines 1 to 11.

—Rory Hearne.

16. In page 11, to delete line 8.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreachta.

17. In page 11, to delete line 11 and substitute the following:

“force,

(j) a person who—

(i) is, or who is deemed to be, an applicant within the meaning of the Act of 2026, or

(ii) is a person who has made, or is deemed under section 37 of the Act of 2026 to have made, an application under that Act which is the subject of a final decision (within the meaning of that Act) rejecting the application or declaring the application withdrawn,

(k) a person the subject of a return decision under Part 11 of the Act of 2026, where the return decision concerned is in force, or

(l) a person who has been given a permission to reside in the State under section 237(8) of the Act of 2026, where the permission concerned is in force.”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreachta.

[SECTION 8]

18. In page 11, between lines 16 and 17, to insert the following:

“ ‘Act of 2026’ means the International Protection Act 2026;”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreachta.

19. In page 11, between lines 26 and 27, to insert the following:

“(13) Nothing in this section shall be construed as—

- (a) restricting or qualifying any right conferred on a person by the Treaties of the European Union or by the Regulations of 2015, or
- (b) requiring a housing authority to act in a manner incompatible with the State’s obligations under the Convention within the meaning of the European Convention on Human Rights Act 2003.”.

—Conor Sheehan.

20. In page 11, between lines 26 and 27, to insert the following:

“(13) Nothing in this section affects the eligibility of any person or household for emergency accommodation or for any service or assistance provided to homeless persons under section 10 of the Housing Act 1988, and a housing authority shall not have regard to the residency requirements imposed by this section in determining whether to provide, or to arrange for the provision of, such accommodation, service or assistance.”.

—Conor Sheehan.

21. In page 12, between lines 26 and 27, to insert the following:

“(i) the household or members of the household were refuse access to emergency homeless accommodation provided under Section 10 of the Housing Act 1988.”.

—Eoin Ó Broin, Thomas Gould.

22. In page 12, between lines 26 and 27, to insert the following:

“(i) the household or members of the household were removed from emergency homeless accommodation provided under section 10 of the Housing Act 1988.”.

—Eoin Ó Broin, Thomas Gould.

23. In page 12, between lines 26 and 27, to insert the following:

“(i) the determination was otherwise unreasonable having regard to all the circumstances of the household’s application.”.

—Conor Sheehan.

[SECTION 8]

24. In page 12, to delete lines 38 to 40, and in page 13, to delete lines 1 and 2 and substitute the following:

“(6) A social housing appeal shall be made to an independent social housing tribunal through a formal, standardised, independent appeals mechanism within 28 days of the notification by a housing authority to the household concerned of the making of a determination in respect of the application for social housing support concerned under section 20.”.

—Rory Hearne.

25. In page 12, to delete lines 38 to 40, and in page 13, to delete lines 1 and 2 and substitute the following:

“(6) A social housing appeal shall be made to an independent appeals office located within the Housing Agency within 28 days of the notification by the housing authority to the house hold concerned of the making of a determination in respect of the application or reassessment for social housing support concerned under section 20.”.

—Eoin Ó Broin, Thomas Gould.

26. In page 13, lines 8 to 10, to delete all words from and including “previously” in line 8 down to and including line 10 and substitute “relevant to the determination of eligibility and the grounds for the appeal.”.

—Rory Hearne.

27. In page 13, line 8, after “provided” to insert “or new information relevant to the application or reassessment”.

—Eoin Ó Broin, Thomas Gould.

28. In page 13, to delete lines 11 to 21.

—Rory Hearne.

29. In page 13, to delete lines 11 to 21 and substitute the following:

“(9) On receipt by a housing authority of a social housing appeal made in accordance with this section, the chief executive of the authority shall request the Minister to nominate a person to decide the appeal (in this section referred to as an ‘appeals officer’).

(10) The Minister shall, for the purposes of subsection (9), establish and maintain a panel of persons eligible for nomination as appeals officers, being persons—

(a) who are officers or employees of a housing authority other than the housing authority whose determination is the subject of the social housing appeal concerned, and

(b) who, in the opinion of the Minister, have sufficient knowledge and experience of housing law and social housing assessment to

[SECTION 8]

discharge the functions of an appeals officer.

- (11) The Minister shall nominate a person from the panel referred to in subsection (10) to act as appeals officer in respect of a social housing appeal within 7 days of receiving a request under subsection (9).
- (12) A housing authority shall provide such administrative support to an appeals officer nominated under subsection (10A) as the appeals officer may reasonably require for the purposes of deciding a social housing appeal.”.

—Conor Sheehan.

30. In page 13, line 11, to delete “a housing authority” and substitute “the appeals office”.

—Eoin Ó Broin, Thomas Gould.

31. In page 13, to delete lines 16 to 21 and substitute the following:

“(10) An appeals officer shall be a competent person appointed by the Housing Agency to undertake appeals with an appropriate knowledge of both housing and immigration law, in order to ensure quality and consistency of decisions made over time.”.

—Eoin Ó Broin, Thomas Gould.

32. In page 13, to delete lines 35 and 36.

—Rory Hearne.

33. In page 14, between lines 9 and 10, to insert the following:

“Severance of tenancy

- 20C. (1) Where a housing authority becomes aware that a court has issued a barring order, protection order or safety order (within the meaning of the Domestic Violence Act 2018) against a joint tenant of a dwelling provided under social housing support, the housing authority shall have the power to sever the joint tenancy in accordance with this section.
- (2) For the purposes of this section, the existence of a barring order, protection order or safety order issued under the Domestic Violence Act 2018 shall constitute sufficient evidence that the behaviour of the joint tenant against whom the order is made amounts to anti-social behaviour for the purposes of terminating that tenant’s interest in the tenancy.
- (3) Where a housing authority exercises its powers under subsection (1), it shall—
- (a) terminate the tenancy rights of the joint tenant against whom the court order referred to in subsection (1) is made,
 - (b) vest the tenancy solely in the remaining tenant or tenants,

[SECTION 8]

- (c) ensure that the remaining tenant's security of tenure, as provided under the Housing Acts 1966 to 2026, is fully preserved and unaffected by the severance, and
 - (e) notify both parties in writing of the decision and the grounds therefor.
- (5) The joint tenant whose tenancy rights are terminated under this section may appeal that termination to the chief executive of the housing authority concerned within 14 days of notification under subsection (3)(e), on the sole ground that—
- (a) the court order referred to in subsection (1) has been discharged or has expired, or
 - (b) the housing authority erred in identifying the correct joint tenant against whom the order was made.
- (6) An appeal under subsection (5) shall be decided in accordance with the procedures set out in section 20B subsections (9) to (17), applied with any necessary modifications.
- (7) Nothing in this section shall prevent a housing authority from taking action under this section where a court order referred to in subsection (1) was issued before the commencement of this section, provided the order remains in force at the time of the action.
- (8) The Minister may prescribe procedures and forms for the purposes of this section.
- (9) In this section—
- 'barring order', 'protection order' and 'safety order' have the meanings given to them under the Domestic Violence Act 2018;
 - 'joint tenant' means a person who holds a tenancy of a dwelling jointly with one or more other persons under a social housing support arrangement with a housing authority.”.”.

—Gary Gannon, Rory Hearne.

Section opposed.

—Richard Boyd Barrett, Paul Murphy, Ruth Coppinger.

SECTION 9

34. In page 14, between lines 9 and 10, to insert the following:

“Amendment of section 38 of Act of 2009

9. Section 38 of the Act of 2009 is amended, in subsection (8), by the insertion of the following paragraph after paragraph (b):

[SECTION 9]

“(bb) one or more than one employee of the Child and Family Agency nominated by the Child and Family Agency;”.’.”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreacht.

35. In page 14, between lines 9 and 10, to insert the following:

“Equality impact assessment

9. (1) The Minister shall, before making an order under *section 1(4)* bringing *section 8* into operation, cause to be carried out an equality impact assessment of the residency requirements imposed by section 20A of the Act of 2009 (as inserted by section 8).
- (2) An equality impact assessment under this section shall assess the likely effect of the residency requirements referred to in *subsection (1)* on persons sharing a protected characteristic within the meaning of the Equal Status Acts 2000 to 2018, having regard in particular to—
- (a) race, nationality and ethnic or national origins,
 - (b) family status, and
 - (c) membership of the Traveller community.
- (3) The Minister shall, as soon as practicable after the completion of an equality impact assessment under this section, cause a copy of the assessment to be laid before each House of the Oireachtas.
- (4) Nothing in this section shall be construed as precluding the Minister from commencing *section 8* following the completion and laying of an equality impact assessment under this section, notwithstanding any findings contained in that assessment.”.

—Conor Sheehan.

Section opposed.

—Eoin Ó Broin, Thomas Gould.

SECTION 10

36. In page 15, between lines 7 and 8, to insert the following:

“PART 3

AMENDMENTS TO HOUSING (MISCELLANEOUS PROVISIONS) ACT 2014

Amendment of section 55 of Housing (Miscellaneous Provisions) Act 2014

10. Section 55(2) of the Housing (Miscellaneous Provisions) Act 2014 is amended—

- (a) in the definition of “relevant person”, by the insertion of the following paragraph after paragraph (a):

[SECTION 10]

- “(aa) the Minister for Justice, Home Affairs and Migration,”,
- and
- (b) in the definition of “specified enactment”, by the insertion of the following paragraph after paragraph (a):
- “(aa) in relation to the Minister for Justice, Home Affairs and Migration—
- (i) the Refugee Act 1996,
 - (ii) the Immigration Act 1999,
 - (iii) the International Protection Act 2015,
 - (iv) the International Protection Act 2026,
 - (v) the Irish Nationality and Citizenship Acts 1956 to 2024, or
 - (vi) the European Communities (Free Movement of Persons) Regulations 2015 (S.I. No. 548 of 2015),”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreachta.

37. In page 15, between lines 7 and 8, to insert the following:

“Social housing assessment: transfer and recognition

10. The Act of 2009 is amended by the insertion of the following section after section 20B (inserted by *section 8*):

“Social housing passport

20C. (1) Where a housing authority (in this section referred to as the ‘assessing authority’) has determined under section 20 that a household is qualified for social housing support, and a member of that household subsequently establishes a connection with the functional area of another housing authority (in this section referred to as the ‘receiving authority’), the household may apply to the receiving authority to have the assessment of the assessing authority recognised for the purposes of social housing support in the functional area of the receiving authority.

(2) On receipt of an application under subsection (1), the receiving authority shall—

(a) recognise the assessment of the assessing authority as establishing that the household is qualified for social housing support in its functional area, without requiring the household to submit to a fresh assessment, unless—

(i) the assessment of the assessing authority was made more than 3 years before the date of the application under subsection (1), or

(ii) the receiving authority has reasonable grounds for believing that

[SECTION 10]

the circumstances of the household have materially changed since the date of the assessment,

and

- (b) where paragraph (a)(i) or (ii) applies, carry out a fresh assessment of the household's eligibility for social housing support in accordance with section 20, taking into account such information as was provided to the assessing authority as the receiving authority considers relevant.
- (3) Where the receiving authority recognises an assessment under subsection (2)(a), the household shall be placed on the housing list of the receiving authority with effect from the date on which the household was placed on the housing list of the assessing authority, subject to the application of any scheme of letting priorities made under section 22 by the receiving authority.
- (4) A household may appeal a decision of a receiving authority under subsection (2) in accordance with section 20B.
- (5) The Minister may by regulations make further provision for the purposes of this section, including provision for—
 - (a) the form and manner of an application under subsection (1),
 - (b) the information to be provided by a household in support of such an application,
 - (c) the circumstances in which a material change in circumstances under subsection (2)(a)(ii) may be found to exist, and
 - (d) the procedures to be followed by housing authorities in giving effect to this section.”.

—Conor Sheehan.

SECTION 13

- 38.** In page 16, line 10, to delete “committed under the said section 9(1)” and substitute “referred to in the said section 9(1) committed”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreachta.

- 39.** In page 16, line 13, to delete “committed under the said section 9(2)” and substitute “referred to in the said section 9(2) committed”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreachta.

SECTION 14

- 40.** In page 16, lines 18 and 19, to delete all words from and including “a tenancy” in line 18 down to and including line 19 and substitute the following:

“in the case of new tenancies in private rental accommodation, whether arising from re-lets of existing accommodation or new buildings, the following shall apply—

[SECTION 14]

- (i) the owner may not increase rent above what was charged on any previous tenancy by more than 2 per cent or the level of inflation whichever is the lower,
- (ii) in the case of new buildings or first time lets, that the rent charged cannot exceed the average rent charged during the previous 12 months for similar type properties within the administrative area of relevant local authority,””.

—Brian Stanley.

41. In page 16, between lines 26 and 27, to insert the following:

“(7) Where, after the expiration of the one month period referred to in subsection (6), it appears to the Board that a landlord under a tenancy has failed to give to the Board, in writing, the information referred to in that subsection, the Board may serve the notice referred to in subsection (8).

(8) The notice shall—

(a) inform the landlord of the Board’s opinion, and

(b) request the landlord to, within the period specified in the notice—

(i) give to the Board, in writing, the information referred to in subsection (6), or

(ii) furnish to the Board the reasons why the landlord considers (if such be the case) that the opinion is not well founded.

(9) If the landlord, within the period specified in the notice—

(a) does not give to the Board, in writing, the information referred to in subsection (6), or

(b) does not furnish the reasons to the Board or furnishes reasons which do not result in the Board altering its opinion,

the Board shall serve a further notice on the landlord stating that the landlord is required to give to the Board, in writing, the information referred to in subsection (6) and that the Board’s opinion has not altered and that, if the landlord fails to do so within 14 days from the receipt by the landlord of the notice, the landlord shall be guilty of an offence.

(10) A landlord who fails to comply with a notice under subsection (9) within 14 days from the receipt by the landlord of the notice shall be guilty of an offence.”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreachta.

42. In page 16, to delete lines 27 and 28.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreachta.

[SECTION 14]

43. In page 16, line 29, to delete “(8) Where” and substitute “(11) Where”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreacht.

44. In page 16, line 30, to delete “subsection (7)” and substitute “subsection (10)”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreacht.

45. In page 16, line 34, to delete “subsection (7)” and substitute “subsection (10)”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreacht.

46. In page 17, line 8, to delete “(9) Where” and substitute “(12) Where”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreacht.

47. In page 17, line 10, to delete “subsection (8)(b)” and substitute “subsection (11)(b)”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreacht.

48. In page 17, line 15, to delete “subsection (8)(b)” and substitute “subsection (11)(b)”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreacht.

49. In page 17, line 18, to delete “(10) In proceedings” and substitute “(13) In proceedings”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreacht.

50. In page 17, line 20, to delete “subsection (8)(b)” and substitute “subsection (11)(b)”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreacht.

51. In page 17, line 22, to delete “(11) Payments” and substitute “(14) Payments”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreacht.

SECTION 15

52. In page 17, between lines 26 and 27, to insert the following:

“Amendment of section 19 of Act of 2004

15. (1) Section 19 of the Act of 2004 is amended—

(a) in subsection (5A)(a)—

- (i) in subparagraph (ii), by the substitution of “annual primary energy use per floor area being reduced by not less than 150 kWh/(m².y)” for “BER being improved by not less than 7 building energy ratings”,
- (ii) in subparagraph (iii)(IV), by the substitution of “an annual primary energy use per floor area of greater than 225 kWh/(m².y), that annual primary energy use per floor area being reduced by not less than 75 kWh/(m².y)” for “a BER of D1 or lower, the BER being improved by not less than 3 building energy ratings”, and
- (iii) in subparagraph (iii)(V), by the substitution of “an annual primary energy use per floor area of up to 225 kWh/(m².y), that annual primary energy use per floor area being reduced by not less than 50 kWh/(m².y)” for “a BER of

[SECTION 15]

C3 or higher, the BER being improved by not less than 2 building energy ratings”,

(b) by the deletion of subsections (6A) and (6C),

(c) by the insertion of the following subsections after subsection (6C):

“(6D) Where it appears to the Board that a person has failed to comply with subsection (4) or (5B), the Board may serve the notice referred to in subsection (6E).

(6E) The notice shall—

(a) inform the person of the Board’s opinion, and

(b) request the person to, within the period specified in the notice—

(i) comply with subsection (4) or (5B), as the case may be, or

(ii) furnish to the Board the reasons why the person considers (if such be the case) that the opinion is not well founded.

(6F) If the person, within the period specified in the notice—

(a) does not comply with subsection (4) or (5B), as the case may be, or

(b) does not furnish the reasons to the Board or furnishes reasons which do not result in the Board altering its opinion,

the Board shall serve a further notice on the person stating that the person is required to comply with subsection (4) or (5B), as the case may be, that the Board’s opinion has not altered and that, if the person fails to do so within 14 days from the receipt by the person of the notice, the person shall be guilty of an offence.

(6G) A person who fails to comply with a notice under subsection (6F) within 14 days from the receipt by the person of the notice shall be guilty of an offence.”, and

(d) by the insertion of the following definition in subsection (7):

“ ‘annual primary energy use per floor area’ means the annual primary energy use per floor area recorded in kWh/(m².y) in respect of the dwelling on the BER register on the basis of a BER assessment in accordance with the European Union (Energy Performance of Buildings) Regulations 2012 (S.I. No. 243 of 2012);”.

(2) The amendments of section 19(5A)(a) of the Act of 2004 effected by *subsection (1) (a)* shall apply only in respect of a BER assessment (within the meaning of the European Union (Energy Performance of Buildings) Regulations 2012 (S.I. No. 243 of 2012)) carried out under those Regulations on or after 24 May 2026.”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreachta.

53. In page 17, between lines 26 and 27, to insert the following:

“Amendment of section 22 of Act of 2004

16. Section 22 of the Act of 2004 is amended—

(a) in subsection (2), by the substitution of “within 7 days of the date” for “on the same day”, and

(b) the substitution of the following subsections for subsection (4):

“(4) Where it appears to the Board that a landlord has set a rent pursuant to a review of the rent under a tenancy of a dwelling other than in accordance with the condition specified in subsection (2), the Board may serve the notice referred to in subsection (5).

(5) The notice shall—

(a) inform the landlord of the Board’s opinion, and

(b) request the landlord to, within the period specified in the notice—

(i) serve a copy of the notice referred to in subsection (2) on the Board, or

(ii) furnish to the Board the reasons why the landlord considers (if such be the case) that the opinion is not well founded.

(6) If the landlord, within the period specified in the notice—

(a) does not serve a copy of the notice referred to in subsection (2) on the Board, or

(b) does not furnish the reasons to the Board or furnishes reasons which do not result in the Board altering its opinion,

the Board shall serve a further notice on the landlord stating that the landlord is required to serve a copy of the notice referred to in subsection (2) on the Board and that the Board’s opinion has not altered and that, if the landlord fails to do so within 14 days from the receipt by the landlord of the notice, the landlord shall be guilty of an offence.

(7) A landlord who fails to comply with a notice under subsection (6) within 14 days from the receipt by the landlord of the notice shall be guilty of an offence.”.”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreachta.

[SECTION 15]

54. In page 17, between lines 26 and 27, to insert the following:

“Amendment of section 20 of Act of 2004

15. Section 20 of the Act of 2004 is amended by the insertion of the following subsection after subsection (10):

“(11) (a) The Minister may make regulations providing for households on local authority social housing waiting lists or in receipt of social housing support to transfer their list position or social housing support to another local authority based on but not necessarily limited to the following criteria:

- (i) employment;
- (ii) education;
- (iii) medical treatment;
- (iv) domestic or gender-based violence;
- (v) exceptional or compassionate grounds,

(b) the Minister’s regulations may also set out procedures for the prioritisation of urgent social housing passport applications in cases where there is a threat to the life or safety of the applicant including in cases involving domestic and gender-based violence, and

(c) following consultation with the relevant Minister in the Northern Ireland Executive, the Minister may bring forward further regulations to allow the social housing passport to operate on an all-Ireland basis.”.”.

—Eoin Ó Broin, Thomas Gould.

55. In page 18, line 27, to delete “(6A) or (6C) of section 19, or an offence under subsection (4)” and substitute “(6G) of section 19 or subsection (7)”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreachta.

56. In page 18, line 30, to delete “subsection (6A)” and substitute “subsection (6G)”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreachta.

57. In page 18, line 30, to delete “or (6C)”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreachta.

58. In page 18, line 33, to delete “subsection (4)” and substitute “subsection (7)”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreachta.

SECTION 17

[SECTION 17]

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

“Amendment of section 62 of Act of 2004

17. Section 62(1A) of the Act of 2004 is amended by the substitution of “within 7 days of the date” for “on the same day”.”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreachta.

Section opposed.

—Richard Boyd Barrett, Paul Murphy, Ruth Coppinger, Eoin Ó Broin,
Thomas Gould, Rory Hearne, Conor Sheehan.

SECTION 19

Section opposed.

—Conor Sheehan.

SECTION 28

60. In page 23, between lines 27 and 28, to insert the following:

“Amendment of section 100 of Act of 2004

28. Section 100(2) of the Act of 2004 is amended by the insertion of “state the ground or grounds for the appeal and shall” after “shall”.”.

—An tAire Tithíochta, Rialtais Áitiúil agus Oidhreachta.

SECTION 30

61. In page 24, to delete line 21.

—Eoin Ó Broin, Thomas Gould.

Section opposed.

—Richard Boyd Barrett, Paul Murphy, Ruth Coppinger, Eoin Ó Broin,
Thomas Gould, Rory Hearne.

SECTION 36

62. In page 27, to delete lines 4 to 6 and substitute the following:

“(9) The Director may, by notice in writing given to the parties concerned, correct any mistake (including any omission) of an administrative or clerical nature in a determination order, provided that—

(a) before making any correction under this subsection, the Director shall notify each party to the determination order in writing of the proposed correction, specifying—

(i) the nature of the mistake alleged,

(ii) the correction proposed, and

[SECTION 36]

- (iii) the reasons why the Director is satisfied that the mistake is of an administrative or clerical nature only,
- (b) each party shall be afforded a period of not less than 10 working days from the date of the notification under paragraph (a) to make representations to the Director in relation to the proposed correction, and
- (c) the Director shall consider any representations received under paragraph (b) before deciding whether to make the correction.”.”.

—Conor Sheehan.

63. In page 27, between lines 6 and 7, to insert the following:

- “(10) For the purposes of subsection (9), a mistake is of an administrative or clerical nature only where it—
- (a) is a typographical or transcription error, an error of transposition, or an omission of a word or figure that is evident from the face of the determination order when read with the record of the adjudication or Tribunal hearing to which it relates, and
 - (b) does not alter, and its correction would not alter, the substantive rights or obligations of any party under the determination order.”.”.

—Conor Sheehan.

Section opposed.

—Richard Boyd Barrett, Paul Murphy, Ruth Coppinger.