



SEANAD ÉIREANN

AN BILLE UM AN INTLEACHT SHAORGA A RIALÁIL, 2026 REGULATION OF ARTIFICIAL INTELLIGENCE BILL 2026

LEASUITHE COISTE COMMITTEE AMENDMENTS

SEANAD ÉIREANN

AN BILLE UM AN INTLEACHT SHAORGA A RIALÁIL, 2026 —AN COISTE

REGULATION OF ARTIFICIAL INTELLIGENCE BILL 2026 —COMMITTEE STAGE

Leasuithe Amendments

SECTION 2

1. In page 10, between lines 7 and 8, to insert the following:

“ “biometric identification” means the automated recognition of physical, physiological, behavioural, or psychological human features for the purpose of establishing the identity of a natural person by comparing biometric data of that individual to biometric data of individuals stored in a database;”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

2. In page 11, between lines 15 and 16, to insert the following:

“ “Service” means the Public Appointments Service;”.

—*Senator Patricia Stephenson.*

SECTION 9

3. In page 13, line 34, after “foster” to insert “ethical and responsible”.

—*Senator Patricia Stephenson.*

4. In page 13, line 34, after “foster” to insert “ethical and sustainable”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

5. In page 14, between lines 2 and 3, to insert the following:

“(f) prepare and publish, in such manner as it sees fit, reports including reports on any research undertaken, sponsored, commissioned or assisted by it,”.

—*Senator Patricia Stephenson.*

6. In page 14, between lines 6 and 7, to insert the following:

“(h) develop, publish and disseminate guidance, codes of practice and other informational materials to assist businesses, public bodies and other persons in understanding and complying with the Artificial Intelligence Regulation and any enactments relating to the development, placing on the market, putting into service, deployment or use of AI systems;

(i) facilitate, promote and support access to training, educational programmes,

[SECTION 9]

workshops and other initiatives designed to enhance awareness, capability and compliance among businesses, public bodies and other persons in relation to AI systems and the Artificial Intelligence Regulation;

- (j) provide advice, guidance and technical assistance to the Minister, relevant competent authorities, businesses and other organisations in relation to the interpretation, implementation and practical application of the Artificial Intelligence Regulation and related enactments, with a view to promoting compliance, legal certainty and the responsible adoption of AI systems;
- (k) advise the Minister on policies, measures and initiatives to facilitate and accelerate the adoption, deployment and commercialisation of AI technologies by businesses, particularly small and medium-sized enterprises, to support innovation, productivity and competitiveness, reduce barriers to compliance, and strengthen the State's position as a leading location for the development and responsible use of AI technologies.”.

—*Senator Aubrey McCarthy.*

7. In page 14, between lines 10 and 11, to insert the following:

“(b) the work of the Joint Oireachtas Committee on Artificial Intelligence, including recommendations made by the Joint Committee in any interim and final reports;”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

SECTION 11

Section opposed.

—*Senators Patricia Stephenson, Alice-Mary Higgins, Lynn Ruane.*

8. In page 15, between lines 11 and 12, to insert the following:

“Establishment and membership of Board

12. (1) The Board shall consist of such and so many members (not being more than 11 and less than 7) as the Government determines.
- (2) Of the members of the Board, not less than 3 of them shall be men and not less than 3 of them shall be women, and in a case where there are 10 or more members, not less than 5 of them shall be men and not less than 5 of them shall be women.
- (3) Each member of the Board shall be appointed by the Government, in accordance with *section 13#*, and shall hold office for such period not exceeding 5 years, as the Government may determine when appointing him or her.
- (4) Each member of the Board shall hold his or her office on such terms and conditions as are determined by the Government at the time of his or her appointment and shall, subject to *subsection (8)*, be eligible for re-appointment for a further term not exceeding 4 years.
- (5) The Board may act notwithstanding any vacancy among its members (including one or more vacancies that result in *subsection (1)* or *(2)* not being complied with).

[SECTION 11]

- (6) Of the persons who on establishment day are to comprise the members of the Board—
 - (a) one less than half of such members shall be appointed for a term of 3 years, and
 - (b) the remainder of such members, including the Chairperson, shall be appointed for a term of 4 years.
- (7) Subject to *subsection (8)*, a member of the Board whose term of office expires with the passage of time shall be eligible for re-appointment to the Board.
- (8) A person who is reappointed to be a member of the Board in accordance with *subsection (7)* shall not hold office for more than 2 consecutive terms and, in any event, may not hold office for periods the aggregate of which exceeds 8 years.
- (9) Where it is proposed to reappoint a person as a member of the Board in accordance with *subsection (3)*, it shall not be necessary for the person to participate in a further selection process undertaken by the Public Appointments Service under *section 13* or to be recommended for reappointment by the Public Appointments Service.
- (10) Subject to *sections 17 and 18*, a member of the Board shall hold office on such terms and conditions as the Minister, with the consent of the Minister for Public Expenditure, Infrastructure, Public Service Reform and Digitalisation, determines.”.

—*Senators Patricia Stephenson, Alice-Mary Higgins, Lynn Ruane.*

[#This is a reference to a section proposed to be inserted by a later amendment.]

[Acceptance of this amendment involves the deletion of section 12 of the Bill.]

SECTION 12

9. In page 15, between lines 21 and 22, to insert the following:

“(5) In making appointments under this section, the Minister shall ensure that not fewer than 2 members of the Board possess significant knowledge of, and experience in, the development, deployment or commercialisation of AI technologies, digital innovation, entrepreneurship or business representation, including experience gained through service with a recognised representative body of enterprises or industry sectors.”.

—*Senator Aubrey McCarthy.*

SECTION 13

10. In page 16, between lines 1 and 2, to insert the following:

“Recommendations for appointment of members of Board

13. (1) A member of the Board shall be appointed by the Government.
- (2) Where a vacancy arises, or is anticipated will arise, on the Board, the Government shall, for the purposes of identifying persons and making recommendations to the Government in respect of those persons for appointment as members of the Board, invite the Service to undertake a selection competition.
 - (3) The Service shall appoint the members of the selection panel from amongst persons who, in the opinion of the Service, have relevant experience of, and expertise in relation to, matters connected with any or all of the following:

[SECTION 13]

- (a) human rights matters or human rights law;
 - (b) equality matters or equality law;
 - (c) public sector administration and reform;
 - (d) board management and corporate governance;
 - (e) industrial relations;
 - (f) climate or energy systems.
- (4) The Minister shall agree with the Service the selection criteria and process to be implemented in respect of the filling of any vacancy on the Board.
- (5) A vacancy on the Board shall be advertised publicly and shall include details of the agreed selection criteria for the filling of the vacancy and the process to be implemented in respect of the filling of that vacancy.
- (6) The Service may adopt such procedures as it thinks fit to carry out its functions under this section.
- (7) A person shall not be recommended for appointment by the Government under this section unless the person is, in the opinion of the Service and the Government agrees, suitably qualified for such appointment by reason of his or her possessing such relevant experience, training or expertise as is appropriate having regard in particular to the functions conferred on the Board by or under this Act.
- (8) The Service shall provide the Government with particulars of experience, training and expertise of the person whom it recommends under this section.
- (9) Where the Service makes a recommendation for the appointment of a person to the Board, the Government shall accept that recommendation.
- (10) In exceptional circumstances, where the Government, for substantial and stated reasons, is unable to accept the recommendation by the Service of a particular person, it shall inform the Service of that fact and the reasons for it and shall request the Service to make another recommendation in respect of the vacancy and, the Service shall—
- (a) consider the Government's reasons, and
 - (b) unless the Service disagrees with the reasons and wishes to make representations to the Government in that behalf, make another recommendation for appointment to the Board.”.

—*Senator Patricia Stephenson.*

[Acceptance of this amendment involves the deletion of section 13 of the Bill.]

11. In page 16, between lines 1 and 2, to insert the following:

“Recommendations for appointment of members of Board

13. (1) A member of the Board shall be appointed by the Government.

[SECTION 13]

- (2) Where a vacancy arises, or is anticipated will arise, on the Board, the Government shall, for the purposes of identifying persons and making recommendations to the Government in respect of those persons for appointment as members of the Board, invite the Service to undertake a selection competition.
- (3) The Service shall appoint the members of the selection panel from amongst persons who, in the opinion of the Service, have relevant experience of, and expertise in relation to, matters connected with at least two or all of the following—
 - (a) human rights matters or human rights law;
 - (b) equality matters or equality law;
 - (c) public sector administration and reform;
 - (d) board management and corporate governance;
 - (e) industrial relations;
 - (f) climate or energy systems;
 - (g) digital rights or technology law;
 - (h) data privacy and the General Data Protection Regulation.
- (4) The Minister shall agree with the Service the selection criteria and process to be implemented in respect of the filling of any vacancy on the Board.
- (5) A vacancy on the Board shall be advertised publicly and shall include details of the agreed selection criteria for the filling of the vacancy and the process to be implemented in respect of the filling of that vacancy.
- (6) The Service may adopt such procedures as it thinks fit to carry out its functions under this section.
- (7) A person shall not be recommended for appointment by the Government under this section unless the person is, in the opinion of the Service and the Government agrees, suitably qualified for such appointment by reason of his or her possessing such relevant experience, training or expertise as is appropriate having regard in particular to the functions conferred on the Board by or under this Act.
- (8) The Service shall provide the Government with particulars of experience, training and expertise of the person whom it recommends under this section.
- (9) Where the Service makes a recommendation for the appointment of a person to the Board, the Government shall accept that recommendation.
- (10) In exceptional circumstances, where the Government, for substantial and stated reasons, is unable to accept the recommendation by the Service of a particular person, it shall inform the Service of that fact and the reasons for it and shall request the Service to make another recommendation in respect of the vacancy and, the Service shall—
 - (a) consider the Government's reasons, and
 - (b) unless the Service disagrees with the reasons and wishes to make representations

[SECTION 13]

to the Government on that behalf, make another recommendation for appointment to the Board.

(11) In this section, “Service” means the Public Appointments Service.”.

[Acceptance of this amendment involves the deletion of section 13 of the Bill.]

—*Senators Alice-Mary Higgins, Lynn Ruane.*

12. In page 16, line 17, to delete “Board.” and substitute “Board, and, insofar as practicable, shall ensure the recommended persons collectively possess expertise and experience in—

- (a) artificial intelligence and computer science,
- (b) human rights and equality law,
- (c) trade union and worker’s rights matters,
- (d) consumer protection, and
- (e) civil society engagement”.

—*Senator Conor Murphy.*

SECTION 14

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

“Conditions of office of membership of Board

14. (1) A member of the Board may at any time by notice in writing to the Government—

- (a) resign from the Board, or
- (b) in the case of the chairperson, with or without resigning from the Board, resign from the office of chairperson.

(2) A resignation under *subsection (1)* takes effect on the date specified in the notice to the Government, or on the date on which the Government receives the notice, whichever is the later.”.

—*Senator Patricia Stephenson.*

[Acceptance of this amendment involves the deletion of section 14 of the Bill.]

SECTION 15

Section opposed.

—*Senator Patricia Stephenson.*

SECTION 16

14. In page 17, between lines 8 and 9, to insert the following:

“Casual vacancies in membership of Board

16. (1) If a member of the Board resigns, dies or ceases to hold office (otherwise than by effluxion of time), the Government shall, as soon as practicable, appoint a person from among such persons as are recommended by the Public Appointments Service in

[SECTION 16]

accordance with *section 13#* to be a member of the Board to fill the casual vacancy so occasioned.

- (2) A person appointed under *subsection (1)* shall hold office for the unexpired period of his or her predecessor's term of office, as the Government may determine.
- (3) A person appointed under *subsection (1)* is eligible for reappointment to the Board on the expiry of the unexpired period but shall not hold office for more than 2 further consecutive terms and in any event shall not hold office for periods the aggregate of which exceeds 8 years."

—*Senator Patricia Stephenson.*

[#This is a reference to a section proposed to be inserted by an earlier amendment.]

[Acceptance of this amendment involves the deletion of section 16 of the Bill.]

SECTION 18

15. In page 18, between lines 12 and 13, to insert the following:

"(e) has a material conflict of interest of such significance that the person's ability to perform their functions in an independent and impartial manner is undermined;"

—*Senators Alice-Mary Higgins, Lynn Ruane.*

SECTION 19

16. In page 18, line 25, to delete "The Minister may remove a member of the Board from office if he or she is" and substitute "The Government may remove a member of the Board from office if they are".

—*Senator Patricia Stephenson.*

17. In page 18, to delete lines 34 and 35.

—*Senator Patricia Stephenson.*

18. In page 19, line 1, to delete "Minister" and substitute "Government".

—*Senator Patricia Stephenson.*

19. In page 19, line 2, to delete "Minister" and substitute "Government".

—*Senator Patricia Stephenson.*

20. In page 19, line 8, to delete "Minister" and substitute "Government".

—*Senator Patricia Stephenson.*

21. In page 19, line 11, to delete "Minister" and substitute "Government".

—*Senator Patricia Stephenson.*

22. In page 19, line 14, to delete "Minister" and substitute "Government".

—*Senator Patricia Stephenson.*

23. In page 19, line 18, to delete "Minister" and substitute "Government".

—*Senator Patricia Stephenson.*

[SECTION 19]

24. In page 19, line 19, to delete “Minister” and substitute “Government”.

—*Senator Patricia Stephenson.*

25. In page 19, line 20, to delete “Minister” and substitute “Government”.

—*Senator Patricia Stephenson.*

SECTION 24

26. In page 22, line 20, to delete “Minister” and substitute “Government”.

—*Senator Patricia Stephenson.*

27. In page 22, to delete lines 25 to 30.

—*Senator Patricia Stephenson.*

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

“(4) In making an appointment or designation under *subsections (2) and (3)*, the Board and Minister shall have due regard of the need for the Chief Executive Officer to have relevant experience of, and expertise in relation to, matters connected with at least two of the following—

- (a) digital rights or technology law;
- (b) data privacy and the General Data Protection Regulation;
- (c) human and fundamental rights matters or human rights law;
- (d) equality matters or equality law;
- (e) climate or energy systems;
- (f) public administration and governance;
- (g) civil society.”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

29. In page 22, line 34, to delete “Minister” and substitute “Government”.

—*Senator Patricia Stephenson.*

30. In page 22, line 37, to delete “Minister” and substitute “Government”.

—*Senator Patricia Stephenson.*

31. In page 22, line 41, to delete “Minister” and substitute “Government”.

—*Senator Patricia Stephenson.*

SECTION 28

32. In page 24, between lines 10 and 11, to insert the following:

“(d) the Chief Executive Officer has, in the view of the Board, a conflict of interest of such significance that the Chief Executive Officer should cease to hold office.”.

—*Senator Patricia Stephenson.*

[SECTION 28]

33. In page 24, line 28, to delete “Minister” and substitute “Government”.

—*Senator Patricia Stephenson.*

34. In page 24, lines 37 to 39, to delete all words from and including “furnish” in line 37 down to and including line 39 and substitute the following:

“ensure that the statement is laid before both Houses of the Oireachtas as soon as practicable.”.

—*Senator Patricia Stephenson.*

SECTION 32

35. In page 26, to delete lines 30 to 32.

—*Senators Patricia Stephenson, Alice-Mary Higgins, Lynn Ruane.*

SECTION 33

36. In page 27, to delete lines 35 to 38.

—*Senators Patricia Stephenson, Alice-Mary Higgins, Lynn Ruane.*

SECTION 35

37. In page 28, after line 36, to insert the following:

“(3) Engagements under this section shall be subject to the Public Service Management (Recruitment and Appointments) Act 2004 and, where relevant, the Civil Service Regulation Acts 1956 to 2005.”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

SECTION 38

38. In page 30, line 4, to delete “and submit to the Minister”.

—*Senator Patricia Stephenson.*

39. In page 30, to delete lines 13 and 14 and substitute the following:

“(3) A strategy statement shall be prepared in the form and manner that the Office sees fit.”.

—*Senator Patricia Stephenson.*

40. In page 30, to delete lines 17 to 22 and substitute the following:

“(5) The Commission shall as soon as may be after the preparation of a strategy statement under *subsection (1)* cause copies of it to be laid before each House of the Oireachtas.

(6) The Commission shall ensure that, as soon as practicable after copies of a strategy statement are laid before both Houses of the Oireachtas in accordance with *subsection (4)*, the strategy statement is published in such manner as the Commission considers appropriate.”.

—*Senator Patricia Stephenson.*

[SECTION 39]

SECTION 39

41. In page 30, to delete lines 38 to 40, and in page 31, to delete lines 1 and 2.

—*Senator Patricia Stephenson.*

SECTION 40

42. In page 31, between lines 2 and 3, to insert the following:

“Annual report

40. (1) The Office shall not later than 6 months after the end of each financial year of the Office prepare a report on its activities during that year, and the Office shall as soon as may be after preparing the report, cause copies to be laid before each House of the Oireachtas.
- (2) Notwithstanding *subsection (1)*, if, but for this subsection, the first annual report would relate to a period of less than 6 months, the report shall relate to that period and to the year immediately following that period and shall be prepared, and the Office shall cause copies to be laid before each House of the Oireachtas as soon as may be, but not later than 6 months after the end of that year.
- (3) A report under *subsection (1)* shall include information on the performance of the functions of the Office during the period to which the report relates and without prejudice to the generality of the foregoing, shall include such other information in such form as the Office thinks fit or the Minister may request.
- (4) The Office shall ensure that, as soon as practicable after copies of an annual report are laid before both Houses of the Oireachtas in accordance with *subsection (1)*, the annual report is published in such manner as the Office considers appropriate.”.

—*Senator Patricia Stephenson.*

[Acceptance of this amendment involves the deletion of section 40 of the Bill.]

SECTION 43

43. In page 32, line 3, after “a” to insert “publicly accessible”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

44. In page 32, between lines 11 and 12, to insert the following:

“(d) a copy of the fundamental rights impact assessment for every high-risk AI system deployed by a public body;”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

45. In page 32, between lines 18 and 19, to insert the following:

“(5) The AI register shall be made publicly available via the Office’s website.”.

—*Senator Patricia Stephenson.*

[SECTION 44]

SECTION 44

46. In page 32, line 28, to delete “Minister” and substitute “Government”.

—*Senator Patricia Stephenson.*

SECTION 45

47. In page 32, between lines 31 and 32, to insert the following:

“Co-operation forum

45. (1) The Office shall establish a co-operation forum which shall include representatives of Oifig IS na hÉireann, Market Surveillance Authorities and Fundamental Human Rights Bodies, to meet a minimum of once per quarter and to discuss issues such as but not limited to—

- (a) assignment of complex adjudications,
- (b) co-operation strategies,
- (c) means of information exchange, and
- (d) other issues relevant to the enforcement of this Act,

at the discretion of Oifig IS na hÉireann as the case may be experts may be summoned to give evidence regarding a matter before the Co-operation Forum.

- (2) Where two or more Market Surveillance Authorities receive a complaint relating to the same potential breach of this Act they shall determine between themselves the lead Market Surveillance Authority who shall then appoint an authorised officer and shall be responsible for liaising with the other relevant Market Surveillance Authorities regarding the case.

- (3) Should under *subsection (2)* the relevant Market Surveillance Authorities fail to agree the lead Market Surveillance Authority within 14 days the matter shall be referred to Oifig IS na hÉireann which shall appoint a lead Market Surveillance Authority.”

—*Senator Patricia Stephenson.*

[Acceptance of this amendment involves the deletion of section 45 of the Bill.]

SECTION 46

48. In page 33, line 8, after “sandbox” to insert “to support small and medium enterprises”.

—*Senator Patricia Stephenson.*

SECTION 47

49. In page 33, line 29, after “purposes” to insert “other than the personal data of a child,”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

50. In page 33, between lines 31 and 32, to insert the following:

“(2) No personal data for the purposes outlined in *subsection (1)* shall be used without the permission of the data subject.”.

—*Senator Patricia Stephenson.*

[SECTION 47]

51. In page 33, between lines 31 and 32, to insert the following:

“(2) Any personal data intended to be processed subject to subsection (1) shall first be effectively and sufficiently anonymised so as not to relate to an identifiable person.”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

52. In page 33, between lines 34 and 35, to insert the following:

“(a) consulted with prior to the establishment of the sandbox in relation to those aspects of the sandbox relevant to data protection,”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

53. In page 33, after line 37, to insert the following:

“(3) The personal data of a child shall not be collected or processed for the purpose of developing, training and testing certain AI systems in a sandbox.”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

54. In page 33, after line 37, to insert the following:

“(3) Personal data shall not be processed under this section without a Data Protection Impact Assessment having first been undertaken.”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

SECTION 48

55. In page 34, line 18, after “60(4)” to insert the following:

“and has clearly established how a risk management system referred to in Article 9 will be implemented”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

56. In page 34, line 21, after “60(4)” to insert the following:

“or has not clearly established how a risk management system referred to in Article 9 will be implemented”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

57. In page 34, between lines 23 and 24, to insert the following:

“(5) In making a determination on permitting or refusing to permit testing, the market surveillance authority shall have due regard for the potential impact of this testing on the fundamental rights of those exposed to the high risk system.”.

—*Senator Patricia Stephenson.*

58. In page 34, between lines 23 and 24, to insert the following:

“(5) In making a determination under *subsection (4)*, the market surveillance authority shall have due regard for the potential impact of this testing on the fundamental rights of those exposed to the high risk system, with particular regard to the fundamental rights of vulnerable persons.”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

[SECTION 48]

59. In page 34, between lines 23 and 24, to insert the following:

“(5) In making a determination under subsection (4), the market surveillance authority shall have due regard for the potential impact of this testing on—

- (a) climate;
- (b) environmental protection;
- (c) biodiversity, and;
- (d) our obligations under the Paris agreement.”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

Section opposed.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

60. In page 34, between lines 28 and 29, to insert the following:

“(6) The Minister, in consultation with the Office, shall, within 12 months of the passing of this Act and annually thereafter, undertake and publish an ethical review of the operation of this section and, following such a review, may make regulations in relation to the ethical operation of this section.”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

SECTION 49

61. In page 35, to delete lines 1 to 3 and substitute the following:

“(c) inform the provider or prospective provider that the proposal shall come into provisional effect immediately unless otherwise specified in the notice provided to the provider or prospective provider, and”.

—*Senator Patricia Stephenson.*

62. In page 35, line 12, after “into” to insert “full”.

—*Senator Patricia Stephenson.*

63. In page 35, line 12, to delete “14 working days” and substitute “as soon as is practicable and no later than 7 days”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

64. In page 35, line 23, after “into” to insert “full”.

—*Senator Patricia Stephenson.*

65. In page 35, line 25, after “into” to insert “full”.

—*Senator Patricia Stephenson.*

SECTION 53

66. In page 37, to delete line 31.

—*Senator Sharon Keogan.*

[SECTION 54]

SECTION 54

67. In page 38, between lines 13 and 14, to insert the following:

“(3) A relevant market surveillance authority shall ensure that any affected person subject to a decision which is taken by the deployer on the basis of the output from a high-risk AI system, and which produces legal effects or similarly significantly affects that person in a way that they consider to have an adverse impact on their health, safety or fundamental rights shall be able to obtain from the deployer clear and meaningful explanations of the role of the AI system in the decision-making procedure and the main elements of the decision taken, as referred to in Article 86.”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

SECTION 55

68. In page 38, between lines 18 and 19, to insert the following:

“(2) Should a request be authorised under *subsection (1)*, the completion of necessary conformity assessment procedures shall be undertaken without undue delay.”.

—*Senator Patricia Stephenson.*

69. In page 38, between lines 18 and 19, to insert the following:

“(2) Should a request be authorised under *subsection (1)*, a conformity assessment, in accordance with Article 43, shall be undertaken without undue delay.”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

SECTION 61

70. In page 40, between lines 35 and 36, to insert the following:

“(3) Should the Office be the subject of the complaint in question, the Office shall ensure its assessment under *subsection (2)* is conducted by an independent person appointed by the Office.”.

—*Senator Patricia Stephenson.*

71. In page 40, between lines 35 and 36, to insert the following:

“(3) Should the Office be the subject of a complaint under this section, any assessment under *subsection (2)* shall be conducted by an independent person appointed by the Board.”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

72. In page 41, between lines 16 and 17, to insert the following:

“(6) A person affected by an automated decision-making system deployed by a public body or an essential public service provider shall have a right to human intervention, a meaningful explanation of the decision, and a formal review conducted by a natural person.”.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

[SECTION 63]

SECTION 63

73. In page 41, between lines 20 and 21, to insert the following:

“Report on the protection of whistleblowers

63. The Minister shall within 12 months of the commencement of this Act lay a report detailing how whistleblowers who expose information related to artificial intelligence technologies can receive enhanced protections apart from what is listed in the Protected Disclosures (Amendment) Act 2022.”.

—*Senator Joe Conway.*

74. In page 42, line 1, to delete “The Minister and any other relevant Minister” and substitute “The Government”.

—*Senator Patricia Stephenson.*

75. In page 42, line 7, to delete “Minister and any other relevant Minister” and substitute “Government”.

—*Senator Patricia Stephenson.*

SECTION 83

76. In page 61, between lines 3 and 4, to insert the following:

“(4) Upon a matter being formally referred for adjudication under *section 83*, the Adjudicator shall make every reasonable effort to commence a hearing within 45 days, and shall aim to issue a final determination within 30 days of the conclusion of such hearing, in order to facilitate the swift and effective administration of this Act.”.

—*Senator Sharon Keogan.*

SECTION 94

77. In page 64, line 18, to delete “Each party concerned shall bear their own costs in adjudication proceedings.” and substitute the following:

“The adjudicator may at his or her own discretion, taking into consideration the circumstances of the case before him or her direct one party to pay costs in full or in part incurred by the other party in line with the outcome of the adjudication process.”.

—*Senator Patricia Stephenson.*

SECTION 102

78. In page 68, lines 27 to 29, to delete all words from and including “or” in line 27 down to and including line 29.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

79. In page 69, to delete lines 9 to 14.

—*Senators Alice-Mary Higgins, Lynn Ruane.*

SECTION 105

80. In page 70, to delete lines 9 to 12.

—*Senator Sharon Keogan.*

[SECTION 105]

81. In page 70, to delete lines 9 to 12 and substitute the following:

“(5) (a) Notwithstanding any other provision in this section, the maximum administrative fine applicable to any entity under this Act, whether a private corporate person or a public authority, shall be subject to a uniform maximum ceiling of €1,000,000.”.

—*Senator Sharon Keogan.*

82. In page 70, between lines 28 and 29, to insert the following:

“(8) (a) Where an adjudicator determines that an administrative fine is to be imposed on a public authority or state body, the adjudicator shall, having regard to the gravity and systemic nature of the non-compliance, issue a Mandatory Algorithmic Corrective Action Plan.

(b) A plan issued under *paragraph (a)* shall explicitly identify the relevant Accounting Officer or public manager statutorily responsible for the governance of the entity concerned.

(c) Where the adjudicator considers the non-compliance to be of a grave or systemic nature, the individual identified under *paragraph (b)* shall furnish a report on the implementation of the plan to the relevant Joint Oireachtas Committee within 90 days of its issuance, and shall, if so requested by that Committee, appear before it to report directly on algorithmic rectification progress.”.

—*Senator Sharon Keogan.*

SECTION 107

83. In page 70, line 36, to delete “High Court” and substitute “Circuit Court”.

—*Senator Sharon Keogan.*

84. In page 71, line 1, to delete “High Court” and substitute “Circuit Court”.

—*Senator Sharon Keogan.*

85. In page 71, line 8, to delete “High Court” and substitute “Circuit Court”.

—*Senator Sharon Keogan.*

86. In page 71, line 9, to delete “High Court” and substitute “Circuit Court”.

—*Senator Sharon Keogan.*

SECTION 110

87. In page 72, line 35, to delete “High Court” and substitute “Circuit Court”.

—*Senator Sharon Keogan.*

88. In page 73, line 2, to delete “High Court” and substitute “Circuit Court”.

—*Senator Sharon Keogan.*

[SECTION 116]

SECTION 116

- 89.** In page 75, line 4, to delete “Minister” and substitute “Government”.

—*Senator Patricia Stephenson.*

SECTION 117

- 90.** In page 75, line 17, to delete “Minister” and substitute “Government”.

—*Senator Patricia Stephenson.*

SECTION 120

- 91.** In page 76, line 36, to delete “Minister” and substitute “Government”.

—*Senator Patricia Stephenson.*

SCHEDULE 1

- 92.** In page 96, line 26, after “oath” to insert “or affirmation”.

—*Senator Patricia Stephenson.*