

Dé Máirt, 8 Samhain, 2005
Tuesday, 8th November, 2005

2.30 p.m.

ORD GNÓ
ORDER OF BUSINESS

9. Tairiscint *maidir le* Ceadú beartaithe ag Dáil Éireann i ndáil le téarmaí an Chomhaontaithe athbhreithnithe ar Shlándaíl Shóisialach idir Rialtas na hÉireann agus Rialtas na hAstráile a tharchur chuig Roghchoiste.
Motion *re* Referral to Select Committee of proposed approval by Dáil Éireann of the terms of the revised Agreement on Social Security between the Government of Ireland and the Government of Australia.
14. (l) An Bille Comhdhlúite Leasa Shóisialaigh 2005 — An Tuarascáil.
(a) Social Welfare Consolidation Bill 2005 — Report.
15. (l) An Bille um Ghairmithe Sláinte agus Cúraim Shóisialaigh 2004 [*Seanad*] — An Tuarascáil (*atógáil, Leasú 6*).
(a) Health and Social Care Professionals Bill 2004 [*Seanad*] — Report (*resumed, Amendment 6*).

GNÓ COMHALTAÍ PRÍOBHÁIDEACHA
PRIVATE MEMBERS' BUSINESS

43. Tairiscint *maidir le* Sábháilteacht ar Bhóithre.
Motion *re* Road Safety.

I dTOSACH GNÓ PHOIBLÍ
AT THE COMMENCEMENT OF PUBLIC BUSINESS

Billí ón Seanad : Bills from the Seanad

1. An Bille um Chlárú Gníomhas agus Teidil 2004 [*Seanad*] — An Dara Céim.
Registration of Deeds and Title Bill 2004 [*Seanad*] — Second Stage.

2. An Bille um Fhostaithe (Faisnéis agus Comhchomhairle a Sholáthar) 2005 [*Seanad*]
— An Dara Céim.
Employees (Provision of Information and Consultation) Bill 2005 [*Seanad*]
— Second Stage.

Billí a thionscnamh : Initiation of Bills

Tíolactha:
Presented:

3. An Bille Iascaigh Mara agus Dlíne Muirí 2005 — Ordú don Dara Céim.
Sea-Fisheries and Maritime Jurisdiction Bill 2005 — Order for Second Stage.

Bille dá ngairtear Acht d'athmheas, maille le leasuithe, Cuid XIII den Acht Iascaigh (Comhdhlúthú) 1959 agus na nAchtanna um Dhlíne Mhuirí 1959 go 1988, do leasú agus do leathnú na nAchtanna Iascaigh 1959 go 2003, an Achta Loingis Thráchtála 1955, an Achta um Lárionaid Chuanta Iascaigh 1968, an Achta um Dhumpáil ar Farraige 1996 agus an Achta um Shábháilteacht Mhuirí 2005, do leasú nó d'aisghairm achtachán áirithe agus do dhéanamh socrú i dtaobh nithe comhghaolmhara.

Bill entitled an Act to revise with amendments Part XIII of the Fisheries (Consolidation) Act 1959 and the Maritime Jurisdiction Acts 1959 to 1988, to amend and extend the Fisheries Acts 1959 to 2003, the Mercantile Marine Act 1955, the Fishery Harbour Centres Act 1968, the Dumping at sea Act 1996 and the Maritime Safety Act 2005, to amend or repeal certain enactments and to provide for connected matters.

— *An tAire Cumarsáide, Mara agus Acmhainní Nádirtha.*

4. An Bille um Sheirbhís Bhuiséadaithe agus Comhairle Airgid 2002 — Ordú don Dara Céim.
Money Advice and Budgeting Service Bill 2002 — Order for Second Stage.

Bille dá ngairtear Acht do dhéanamh socrú maidir le seirbhís bhainistithe fiachais a fhorbairt agus a chur chun feidhme d'fhonn cuidiú le daoine aonair le linn fiachas tomhaltóra a bhainistiú, a laghdú agus a urscaoileadh; d'fhonn comhoibriú idir daoine agus an tAire Gnóthaí Sóisialacha, Pobail agus Teaghlaigh a éascú chun cuideachtaí a bhunú chun an tseirbhís a sholáthar; do dhéanamh socrú maidir leis na cuideachtaí sin do dhéanamh comhaontuithe leis an Aire chun an tseirbhís a sholáthar mar sholáthraithe seirbhíse áitiúla; do dhéanamh socrú maidir le príomhchuspóirí soláthraithe seirbhíse áitiúla; do thabhairt feidhmeanna don Aire maidir le cistiú, faireachán agus measúnú na seirbhíse; do bhunú Coiste Comhairleach Náisiúnta um Sheirbhís Bhuiséadaithe agus Comhairle Airgid chun dul i gcomhairle leis

Bill entitled an Act to provide for the development and implementation of a debt management service to assist individuals in managing, reducing and discharging consumer debt; to facilitate co-operation between persons and the Minister for Social, Community and Family Affairs for the purpose of establishing companies to provide the service; to provide for those companies to enter into agreements with the Minister to provide the service as local service providers; to provide for the principal objects of local service providers; to confer on the Minister functions in respect of the funding, monitoring and evaluation of the service; to establish a National Money Advice and Budgeting Service Advisory Committee to consult with and advise the Minister on matters of

an Aire agus comhairle a thabhairt don Aire i dtaobh nithe a bhaineann le beartas i ndáil leis an tseirbhís, agus do dhéanamh socrú i dtaobh nithe gaolmhara. policy relating to the service, and to provide for related matters.

— *An tAire Gnóthaí Sóisialacha, Pobail agus Teaghlaigh.*

5. An Bille um an Ochtú Leasú is Fiche ar an mBunreacht 2005 — Ordú don Dara Céim. Twenty-eighth Amendment of the Constitution Bill 2005 — Order for Second Stage.

Bille dá ngairtear Acht chun an Bunreacht a leasú. Bill entitled an Act to amend the Constitution.

— *An tAire Gnóthaí Eachtracha.*

6. An Bille um Pleanáil agus Forbairt (Leasú) 2004 — Ordú don Dara Céim. Planning and Development (Amendment) Bill 2004 — Order for Second Stage.

Bille dá ngairtear Acht do leasú an Achta um Pleanáil agus Forbairt 2000 chun socrú a dhéanamh maidir le húdarais phleanála do dhíúltú cead pleanála do dhaoine a mhainnigh san am a caitheadh cead pleanála a deonaíodh a chomhlíonadh. Bill entitled an Act to amend the Planning and Development Act 2000 to make provision for the refusal by planning authorities of planning permission to persons who in the past failed to comply with planning permission granted.

— *Michael Noonan.*

7. An Bille chun na hAchtanna um Chiontaí in aghaidh an Stáit (1939 go 1998) a Aisghairm 2004 — Ordú don Dara Céim. Offences Against the State Acts (1939 to 1998) Repeal Bill 2004 — Order for Second Stage.

Bille dá ngairtear Acht d'aisghairm na nAchtanna um Chiontaí in aghaidh an Stáit 1939 go 1998. Bill entitled an Act to repeal the Offences against the State Acts 1939 to 1998.

— *Aengus Ó Snodaigh.*

8. An Bille um Chomhairle (Leasú) 2004 — Ordú don Dara Céim. Comhairle (Amendment) Bill 2004 — Order for Second Stage.

Bille dá ngairtear Acht do leasú an Achta um Chomhairle 2000 chun feidhmeanna Chomhairle a leasú agus a leathnú, do dhéanamh athruithe áirithe ar a comhaltas agus do dhéanamh socrú i dtaobh nithe gaolmhara. Bill entitled an Act to amend the Comhairle Act 2000 to amend and extend the functions of Comhairle, to make certain changes to its membership and to provide for related matters.

— *An tAire Gnóthaí Sóisialacha agus Teaghlaigh.*

Fógraí Tairisceana : Notices of Motions

9. “Go ndéanfar an togra go gceadaíonn Dáil Éireann téarmaí an Chomhaontaithe athbhreithnithe ar Shlándaíl Shóisialach idir Rialtas na hÉireann agus Rialtas na hAstráile a síníodh i mBaile Átha Cliath an 9 Meitheamh, 2005 agus a leagadh faoi bhráid Dháil Éireann an 27 Deireadh Fómhair, 2005, a tharchur chuig an Roghchoiste um Ghnóthaí Sóisialacha agus That the proposal that Dáil Éireann approves the terms of the revised Agreement on Social Security between the Government of Ireland and the Government of Australia which was signed at Dublin on the 9th June, 2005 and was laid before Dáil Éireann on the 27th October, 2005, be referred to the Select Committee on Social and Family Affairs, in accordance

Teaghlaiigh, de réir mhír (1) d'Orduithe Tagartha an Choiste sin, agus go ndéanfaidh an Coiste sin, tráth nach déanaí ná an 22 Samhain, 2005, teachtaireacht a chur chuig an Dáil ar an modh a fhorordaítear i mBuan-Ordú 85, agus go mbeidh feidhm dá réir ag Buan-Ordú 84(2).

with paragraph (1) of the Orders of Reference of that Committee, which, not later than 22nd November, 2005, shall send a message to the Dáil in the manner prescribed in Standing Order 85, and Standing Order 84(2) shall accordingly apply."

— *Tomás Ó Ceit, Aire Stáit ag Roinn an Taoisigh.*

10. "Go gceadaíonn Dáil Éireann téarmaí an Chomhaontaithe athbhreithnithe ar Shlándaíl Shóisialach idir Rialtas na hÉireann agus Rialtas na hAstráile a síníodh i mBaile Átha Cliath an 9 Meitheamh, 2005 agus a leagadh faoi bhráid Dháil Éireann an 27 Deireadh Fómhair, 2005.

That Dáil Éireann approves the terms of the revised Agreement on Social Security between the Government of Ireland and the Government of Australia which was signed at Dublin on the 9th June, 2005 and was laid before Dáil Éireann on the 27th October, 2005."

— *An tAire Gnóthaí Sóisialacha agus Teaghlaiigh.*

11. "Go gceadaíonn Dáil Éireann téarmaí an Chomhaontaithe idir Rialtas na hÉireann agus Rialtas Phoblacht na Bulgáire ar chomhoibriú maidir le gáinneáil aindleathach drugaí agus réamhtheachtaithe, sciúradh airgid, coireacht eagraithe, gáinneáil ar dhaoine, sceimhlitheoireacht agus coireacht thromchúiseach eile a chomhrac a síníodh i mBaile Átha Cliath an 31 Eanáir, 2002 agus ar leagadh cóipeanna de faoi bhráid Dháil Éireann an 21 Feabhra, 2002.

That Dáil Éireann approves the terms of the Agreement between the Government of Ireland and the Government of the Republic of Bulgaria on co-operation in combating illicit trafficking in drugs and precursors, money laundering, organised crime, trafficking in persons, terrorism and other serious crime which was signed in Dublin on 31st January, 2002, copies of which were laid before Dáil Éireann on 21st February, 2002."

— *An tAire Dlí agus Cirt, Comhionannais agus Athchóirithe Dlí.*

12. "Go gceadaíonn Dáil Éireann téarmaí an Chomhaontaithe idir Rialtas na hÉireann agus Rialtas Phoblacht na Cípire ar chomhoibriú maidir le gáinneáil aindleathach drugaí, sciúradh airgid, coireacht eagraithe, gáinneáil ar dhaoine, sceimhlitheoireacht agus coireacht thromchúiseach eile a chomhrac a síníodh i mBaile Átha Cliath an 8 Márta, 2002 agus ar leagadh cóipeanna de faoi bhráid Dháil Éireann an 21 Márta, 2002.

That Dáil Éireann approves the terms of the Agreement between the Government of Ireland and the Government of the Republic of Cyprus on co-operation in combating illicit drug trafficking, money laundering, organised crime, trafficking in persons, terrorism and other serious crime which was signed in Dublin on 8th March, 2002, copies of which were laid before Dáil Éireann on 21st March, 2002."

— *An tAire Dlí agus Cirt, Comhionannais agus Athchóirithe Dlí.*

13. "Go gceadaíonn Dáil Éireann téarmaí an Chomhaontaithe idir Rialtas na hÉireann agus Rialtas Phoblacht na Polainne ar chomhoibriú maidir le coireacht eagraithe agus coireacht thromchúiseach eile a chomhrac, a síníodh i Vársá an 12 Bealtaine, 2001, agus ar leagadh cóipeanna de faoi bhráid Dháil Éireann an 31 Bealtaine, 2002.

That Dáil Éireann approves the terms of the Agreement between the Government of Ireland and the Government of the Republic of Poland on co-operation in combating organised crime and other serious crime which was signed in Warsaw on 12th May, 2001, copies of which were laid before Dáil Éireann on 31st May, 2002."

— *An tAire Dlí agus Cirt, Comhionannais agus Athchóirithe Dlí.*

**ORDUITHE AN LAE
ORDERS OF THE DAY**

14. (l) An Bille Comhdhlúite Leasa Shóisialaigh 2005 — An Tuarascáil.
(a) Social Welfare Consolidation Bill 2005 — Report.
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15. (l) An Bille um Ghairmithe Sláinte agus Cúraim Shóisialaigh 2004 [*Seanad*] — An Tuarascáil (*atógáil, Leasú 6*).
(a) Health and Social Care Professionals Bill 2004 [*Seanad*] — Report (*resumed, Amendment 6*).
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16. Ráitis ar Thuarascáil Fearna.
Statements on the Ferns Report.
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17. An Bille um Cheadanna Fostaíochta 2005 — An Dara Céim (*atógáil*).
Employment Permits Bill 2005 — Second Stage (*resumed*).
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18. An Bille um Shaoire do Thuismitheoirí (Leasú) 2004 [*Seanad*] — An Dara Céim (*atógáil*).
Parental Leave (Amendment) Bill 2004 [*Seanad*] — Second Stage (*resumed*).
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19. An Bille um Chosaint Sceithirí 1999 — An Coiste.
Whistleblowers Protection Bill 1999 — Committee.
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20. An Bille um an Oifig Náisiúnta d'Fhorbairt Eacnamaíoch agus Shóisialach 2002 — Ordú don Tuarascáil.
National Economic and Social Development Office Bill 2002 — Order for Report.
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21. An Bille um an Dlí Coiriúil (Gealtacht) 2002 [*Seanad*] — An Dara Céim (*atógáil*).
Criminal Law (Insanity) Bill 2002 [*Seanad*] — Second Stage (*resumed*).
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22. (l) An Bille um Fhorghníomhú Pianbhreitheanna a Aistriú 2003 [*Seanad*] — An Tuarascáil (*Leasú 17, atógáil*).
(a) Transfer of Execution of Sentences Bill 2003 [*Seanad*] — Report (*Amendment 17, resumed*).
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23. Bille na bPaitinní (Leasú) 1999 — An Coiste.
Patents (Amendment) Bill 1999 — Committee.
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24. Tairiscintí Airgeadais ón Aire Airgeadais [2004] (*Tairiscint 2, atógáil*).
Financial Motions by the Minister for Finance [2004] (*Motion 2, resumed*).
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Tairiscint (atógáil):
Motion (resumed):

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| <p>25. “Go ndéanann Dáil Éireann, de bhun Bhuan-Ordú 63A,</p> | <p>That Dáil Éireann, pursuant to Standing Order 63A,</p> |
| <p>1. Á thabhairt dá haire an fhaisnéis seo a leanas ón Aire Dlí agus Cirt, Comhionannais agus Athchóirithe Dlí:</p> | <p>1. Noting the following information from the Minister for Justice, Equality and Law Reform:</p> |

- (a) go ndearna an Garda Síochána, i mí Lúnasa 2001, ar fhaisnéis a fháil ó Interpol ar faisnéis í a fuair *The United States Postal Inspection Service* le linn cuardaigh ar áitreabh in Fort Worth, Texas, a bhain le mionsonraí custaiméirí líomhnaithe cuideachta a raibh rochtain á tairiscint aici ar shuímh idirlín pornagrafaíochta leanaí, tús a chur le hoibríocht i ndáil le daoine ón dlínse seo a líomhnaíodh a bheith aitheanta amhlaidh,
- (b) go raibh san áireamh sna mionsonraí sin ainmneacha, pasfhocail agus mionsonraí cárta creidmheasa agus cárta muirir daoine áirithe,
- (c) go raibh duine darb ainm *Brian Curtin, 35 Ashe Street, Tralee, Co. Kerry*, ar dhuine de na daoine ón dlínse seo a ainmníodh amhlaidh agus gur léirigh fiosrúcháin dá éis sin gurbh é Brian Curtin, Breitheamh den Chúirt Chuarda, agus seoladh tí cónaithe 24 Ard na Lí, Trá Lí, Co. Chiarraí aige, an duine sin,
- (d) go ndearna an Chúirt Dúiche barántas chun teach cónaithe an Bhreithimh Curtin a chuardach faoi alt 7 den Acht um Gháinneáil ar Leanaí agus Pornagrafaíocht Leanaí 1998 a eisiúint de bhun iarratais ó chomhalta den Gharda Síochána an 20 Bealtaine 2002,
- (e) go ndearnadh cuardach ar theach cónaithe an Bhreithimh Curtin dá éis sin de bhun an bharántais sin agus gur ghlac Gardaí seilbh ar ríomhaire pearsanta agus ar ábhar eile le linn an chuardaigh,
- (f) gur chuir údaráis an Gharda comhad imscrúdaithe faoi bhráid an Stiúrthóra Ionchúiseamh Poiblí i mí Dheireadh Fómhair 2002, agus gur threoraigh an Stiúrthóir Ionchúiseamh Poiblí go ndéanfaí an Breitheamh Curtin a ionchúiseamh as pornagrafaíocht leanaí a bheith ina sheilbh go feasach contrártha d'alt 6 den Acht um Gháinneáil ar Leanaí agus Pornagrafaíocht Leanaí 1998,
- (g) gur thosaigh triail an chúisimh sin an 20 Aibreán 2004 i gCúirt Chuarda Thrá Lí agus go bhfuarthas an Breitheamh Curtin neamhchiontach sa chúiseamh sin an 23 Aibreán 2004
- (a) that the Garda Síochána in August 2001, on receipt of information from Interpol obtained by the United States Postal Inspection Service during a search of premises in Fort Worth, Texas, concerning details of alleged customers of a company offering access to child pornography websites, commenced an operation in relation to persons allegedly so identified from this jurisdiction,
- (b) that these details included the names, passwords and credit card and charge card details of certain persons,
- (c) that one of the persons from this jurisdiction so named was a Brian Curtin, 35 Ashe Street, Tralee, Co. Kerry, and that subsequent enquiries indicated that this person was Brian Curtin, Judge of the Circuit Court, with a home address of 24 Ard na Lí, Tralee, Co Kerry,
- (d) that a warrant to search Judge Curtin's home under section 7 of the Child Trafficking and Pornography Act 1998 issued from the District Court on foot of an application by a member of the Garda Síochána on 20 May 2002,
- (e) that Judge Curtin's home was subsequently searched on foot of the said warrant and that Gardaí took possession of a personal computer and other material during the search,
- (f) that an investigation file was submitted to the Director of Public Prosecutions by the Garda authorities in October 2002 and that the Director of Public Prosecutions instructed that Judge Curtin be prosecuted for knowingly having in his possession child pornography contrary to section 6 of the Child Trafficking and Pornography Act 1998,
- (g) that the trial of the said charge commenced on 20 April 2004 at Tralee Circuit Court and that on 23 April 2004 Judge Curtin was found not guilty of that charge without

gan fianaise a bheith tugtha i ndáil le hábhar an chúisimh, tar éis don Chúirt Chuarda Choiriúil a chinneadh go raibh an barántas sin a dúradh imithe in éag nuair a forghníomhaíodh é i dteach cónaithe an Bhreithimh Curtin.

evidence being given in relation to the subject matter of the charge, the Circuit Criminal Court having determined that the aforesaid warrant was spent when executed at the home of Judge Curtin.

agus

and

2. A éileamh go ndéanfar, de bhun Airt-eagal 35.4 den Bhunreacht agus alt 39 den Acht Cúirteanna Breithiúnais 1924, an tOnórach an Breitheamh Brian Curtin, Breitheamh den Chúirt Chuarda, a chur as oifig de dheasca mí-iompair a luafar, arb é atá i gceist ann a chuid iompair maidir le síntiús a thabhairt do shuímh idirlín ar a raibh íomhánna pornagrafaíochta leanaí, rochtain a fháil ar na suímh sin agus na suímh sin a úsáid agus i ndáil leis na nithe sin agus é féin a fhágáil mí-oiriúnach dá dheasca sin chun oifig Breithimh den Chúirt Chuarda a fheidhmiú.

2. Calls for the removal, pursuant to Article 35.4 of the Constitution and section 39 of the Courts of Justice Act 1924, of His Honour Judge Brian Curtin, Judge of the Circuit Court, from office for stated misbehaviour, being his conduct in and in relation to subscribing to, accessing and use of websites containing child pornographic images and thereby rendering himself unsuitable to exercise the office of a Judge of the Circuit Court.”

— *An tAire Dlí agus Cirt, Comhionannais agus Athchóirithe Dlí.*

26. Tairiscintí Airgeadais ón Aire Airgeadais [2003] (*Tairiscint 5, atógáil*).
Financial Motions by the Minister for Finance [2003] (*Motion 5, resumed*).

27. Tairiscintí Airgeadais ón Aire Airgeadais [2002] (*Tairiscint 11, atógáil*).
Financial Motions by the Minister for Finance [2002] (*Motion 11, resumed*).

28. Ráitis faoin Tuarascáil maidir le Saincheisteanna Áirithe Bainistíochta agus Riaracháin sa Roinn Sláinte agus Leanaí a bhaineann leis an gcleachtas i dtaobh táillí do dhaoine i gcúram fadchónaí i bhForais Boird Sláinte agus le nithe gaolmhara (*atógáil*).

Statements on the Report on Certain Issues of Management and Administration in the Department of Health and Children associated with the practice of charges for persons in long-stay care in Health Board Institutions and related matters (*resumed*).

GNÓ COMHALTAÍ PRÍOBHÁIDEACHA PRIVATE MEMBERS' BUSINESS

Gnó a ordáíodh:
Business ordered:

29. An Bille um Misin Síochána Idirnáisiúnta 2003 — An Dara Céim.
International Peace Missions Bill 2003 — Second Stage.
— *Gay Mitchell and Dinny McGinley.*

30. Bille an tSamaraigh Mhaith 2005 — An Dara Céim.
Good Samaritan Bill 2005 — Second Stage.
— *Billy Timmins.*

31. An Bille Fluairíde (Achtacháin a Aisghairm) 2005 — An Dara Céim.
Fluoride (Repeal of Enactments) Bill 2005 — Second Stage.
— *John Gormley.*
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32. An Bille um Fhorbairt Pheitríliam agus Mianraí Eile 2005 — An Dara Céim.
Petroleum and Other Minerals Development Bill 2005 — Second Stage.
— *Thomas P. Broughan.*
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33. An Bille um Choimisinéir Clárúcháin Toghcháin 2005 — An Dara Céim.
Electoral Registration Commissioner Bill 2005 — Second Stage.
— *Eamon Gilmore.*
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34. An Bille um Gháinneáil ar Leanaí agus Pornagrafaíocht Leanaí (Leasú) (Uimh. 2)
2004 — An Dara Céim.
Child Trafficking and Pornography (Amendment) (No. 2) Bill 2004 — Second Stage.
— *Jim O’Keeffe.*
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35. An Bille chun Mangairí Ticéad a Thoirmeasc 2005 — An Dara Céim.
Prohibition of Ticket Touts Bill 2005 — Second Stage.
— *Jimmy Deenihan.*
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36. An Bille Fíneálacha 2004 — An Dara Céim.
Fines Bill 2004 — Second Stage.
— *Jim O’Keeffe.*
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37. An Bille um Bainistiú Dramhaíola (Leasú) 2003 — An Dara Céim.
Waste Management (Amendment) Bill 2003 — Second Stage.
— *Arthur Morgan.*
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38. An Bille um Pleanáil agus Forbairt (Leasú) (Uimh. 3) 2004 — An Dara Céim.
Planning and Development (Amendment) (No. 3) Bill 2004 — Second Stage.
— *Eamon Gilmore.*
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39. An Bille um Thoghcháin Áitiúla 2003 — An Dara Céim.
Local Elections Bill 2003 — Second Stage.
— *Eamon Gilmore.*
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40. An Bille um Atáirgeadh Daonna 2003 — An Dara Céim.
Human Reproduction Bill 2003 — Second Stage.
— *Mary Upton.*
-
41. An Bille um Chlárú Brústocairí 2003 — An Dara Céim.
Registration of Lobbyists Bill 2003 — Second Stage.
— *Pat Rabbitte.*
-
42. An Bille Cosanta (Leasú) 2005 — An Dara Céim.
Defence (Amendment) Bill 2005 — Second Stage.
— *Billy Timmins.*
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Fógraí Tairisceana:
Notices of Motions:

43. “That Dáil Éireann,

noting:

- that 323 persons have been killed on our roads in the first ten months of 2005;
- the number of persons killed or seriously injured on our roads in the first ten months of 2005, is now higher than for the same period in 2004;
- that the number of fatalities last month was almost double that for October 2004;
- that the Government is failing to achieve its target of reducing road deaths by 25%; and

calls on the Government to:

- implement in full the commitments contained in the National Road Safety Strategy 2004-2006;
- guarantee the complete roll-out of the penalty point system and the achievement of the full complement of the Garda Traffic Corps as an urgent priority; and
- immediately establish a Road Safety Authority with a dedicated, rolling budget to act as a single agency with statutory responsibility and extensive supervision, decision-making and management powers in relation to road safety.” — *Olivia Mitchell, Enda Kenny, Richard Bruton, Bernard Allen, Pat Breen, Paul Connaughton, Simon Coveney, Seymour Crawford, John Deasy, Jimmy Deenihan, Bernard J. Durkan, Damien English, Olwyn Enright, Tom Hayes, Phil Hogan, Paul Kehoe, Padraic McCormack, Shane McEntee, Dinny McGinley, Paul McGrath, Gay Mitchell, Gerard Murphy, Denis Naughten, Dan Neville, Michael Noonan, Fergus O’Dowd, Jim O’Keeffe, John Perry, Michael Ring, David Stanton, Billy Timmins, Liam Twomey.*

[8 November, 2005]

44. “That Dáil Éireann,

- noting the serious backlog in Irish broadband infrastructure identified by international indices like the D.S.L. (Digital Subscriber Line) Forum and the O.E.C.D.;
- concerned by the alarming number of households and businesses whose phone lines fail the quality test indicator and disturbing reports of falling investment by the incumbent network operator;
- aware of the significant market power enjoyed by a small number of telecoms companies;
- worried by the total lack of a coherent national plan for broadband enablement, the lack of urgency given by this government to the programmes of e-government and e-learning and the failure to promote e-inclusion for all regions and income groups in Ireland; and
- believing that it is critically important for the Irish economy and society to regain it’s leading world role in I.C.T. and broadband communications;

calls on the Government to:

- set out a clear national policy and urgent timeframe for the national broadband communications network;
- quickly address logjams in first mile infrastructure and local loop unbundling;

P.T.O.

- greatly strengthen the resources, regulatory powers and sanctions of Comreg to prevent market and regulatory failure; and
- implement the key recommendations of the all party Second Report of the Joint Committee on Communications, Marine and Natural Resources on the ‘Provision of A National High Speed Broadband Infrastructure’.” — *Thomas P. Broughan, Pat Rabbitte, Liz McManus, Emmet Stagg, Joan Burton, Joe Costello, Eamon Gilmore, Michael D. Higgins, Brendan Howlin, Kathleen Lynch, Breeda Moynihan-Cronin, Brian O’Shea, Jan O’Sullivan, Seamus Pattison, Willie Penrose, Ruairi Quinn, Seán Ryan, Joe Sherlock, Róisín Shortall, Mary Upton, Jack Wall.*

[9 November, 2004]

45. “That Dáil Éireann,

recognising the:

- infrastructural needs of the country generally;
- considerable financial assistance available through E.U. funding;
- urgency of implementing the National Development Plan; and
- ongoing failure of implementing in full the B.M.W. element of the National Development Plan.

calls on the Government to:

- allocate whatever resources are required to implement the B.M.W. element of the National Development Plan;
- undertake immediate assessment of the reasons for the lack of implementation in full of the B.M.W. element of the National Development Plan;
- ensure that any existing allocation of funds to the B.M.W. region will not be lost or reallocated to any other region; and
- ensure that any additional expenditure committed to under the National Development Plan will be allocated between the B.M.W. and south and east regions in a balanced way to reflect the Government’s commitment to a balanced regional development policy.” — *Beverley Cooper-Flynn.*

[9 November, 2004]

46. “That Dáil Éireann,

- recognising the importance of Bewley’s cafés to the social, economic and cultural life of Dublin City;
- cognisant of the State’s role in the operation of the Great Southern Hotels Group and Restaurant Na Mara in Dún Laoghaire; and recognising the role of the National Trust in securing the future of the Crown Bar in Belfast;
- acknowledging the historical significance of the cafés in the literary and historic life of the capital and its importance as a theatrical venue;
- noting that the premises at Westmoreland Street and Grafton Street are protected structures and worthy of protection in the Dublin City development plan;
- recognising the need to facilitate continued public access and viewing of the artistic excellence of the stained glass windows created by the late Harry Clarke;
- acknowledging the emphasis that the Bewley family placed on the sourcing of fresh foods directly from farms and producers; and

calls on the Taoiseach, the Minister for Arts, Sports and Tourism and the Minister for Enterprise, Trade and Employment, to intercede and purchase the leases, freehold and furnishings of the cafés, and subsequently either franchise the cafés out to an operator who will uphold and continue the tradition of hospitality and excellence that the cafés offer to Dubliners, Irish people and visitors from abroad or alternatively use the Bewley's premises to promote the history and cultural life of Dublin as well as retaining a partial café function and thereby safeguard this important cultural institution." — *Trevor Sargent, John Gormley, Dan Boyle, Ciarán Cuffe, Eamon Ryan, Paul Gogarty.*

[30 November, 2004]

47. "That Dáil Éireann, conscious of the inexcusable delay in the consideration in select committee of the Whistleblowers Protection Bill 1999, which was introduced on the 24th March, 1999, given a second reading and referred to the Select Committee on Enterprise and Small Business on the 16th June, 1999, lapsed on the dissolution of the 28th Dáil and was the subject of a resolution of the 18th June, 2002, restoring it to the Order Paper,

Resolves that, notwithstanding anything in Standing Orders—

- (1) the Order of the Dáil of the 18th June, 2002, to the extent that it orders that the Whistleblowers Protection Bill 1999 be considered in Committee of the whole Dáil, be discharged and that the Bill be referred to the Select Committee on Enterprise and Small Business pursuant to Standing Order 112 and paragraph (1)(a)(i) of the Committee's Orders of Reference,
- (2) that it be an Instruction to the Select Committee that proceedings on the Bill be commenced as the next immediate item of business of the Committee and be progressed with all due expedition and that, immediately after the conclusion of those proceedings, the Committee shall, in accordance with Standing Order 85, send a message to the Dáil in relation to the completion of its consideration of the Bill: Provided that, if those proceedings are not earlier concluded, the Select Committee shall report back to the Dáil its progress on those proceedings on the 1st day of March, 2005." — *Pat Rabbitte, Michael D. Higgins, Liz McManus, Emmet Stagg, Thomas P. Broughan, Joan Burton, Joe Costello, Eamon Gilmore, Brendan Howlin, Kathleen Lynch, Breda Moynihan-Cronin, Jan O'Sullivan, Brian O'Shea, Seamus Pattison, Willie Penrose, Ruairi Quinn, Seán Ryan, Joe Sherlock, Róisín Shortall, Mary Upton, Jack Wall.*

[3 December, 2004]

48. "That Dáil Éireann,

notes the recent examples of the Government's appalling incompetence across many areas including the:

- complete lack of urgency regarding climate change, the greatest crisis facing our planet, including the uncertainty which the Government has allowed to develop over the future role of wind and other renewable energy technologies at a time when it is imperative that we reduce greenhouse gas emissions;
- legal action being taken by the EU Commission against the Government for eight breaches of environmental law;
- continuing indecision on major public transport projects such as the Dublin Metro while at the same time trying to shift the blame for delays onto environmental groups;
- increases in rail and bus fares at a time when we need more than ever to encourage people to switch to public transport;

- plan to increase the capacity of the M50 in the knowledge that the widened motorway will be congested from the day it opens and with air pollution levels already exceeding EU limits in places along the route;
- insistence on driving the M3 by the Hill of Tara through one of the richest areas of heritage sites in the country;
- end of the Tánaiste's honeymoon period in the Department of Health and Children being marked by record numbers on trolleys in Accident and Emergency departments;
- closure of Smurfit's Paper Mills, being the latest blow to recycling infrastructure in Ireland following on the closure of the Irish Glass Bottle Company in Ringsend;
- legal problems and nationwide inconsistencies with waste charge waivers;
- ongoing failure of Government to require energy efficiency standards at least in line with the EU Directive on Energy Performance of Buildings;
- escalating cost of childcare now consuming 20% of earnings compared to an EU average of 12%;
- rejection by the Minister for Education and Science of plans to reform the senior cycle on cost grounds without ever having carried out an analysis of such costs;
- proposal for electronic tagging as a lazy alternative to imprisonment while the probation service goes under-resourced;
- closure of Media Lab, the centrepiece of the Government's Digital Hub initiative, after €35m of public money was pumped into it;
- closure of Carlow sugar factory with the loss of over 300 jobs and the loss of over 1,000 jobs around the country in the first 3 weeks of 2005; and

calls on the Government to:

- act urgently to reduce Ireland's dependence on fossil fuels for 87% of its energy needs by investing in alternative energy sources;
- provide the resources necessary to allow the EPA to efficiently do its job of protecting our environment;
- proceed speedily with the Dublin Metro, the Western Rail Corridor and other public transport projects which provide the only long term solutions to the country's transport problems;
- reverse the increases in rail and bus fares and to subsidise public transport to make it more attractive to motorists;
- ensure that tolling of roads is used to manage traffic properly rather than to make obscene amounts of money for private companies;
- seriously consider alternative plans to cater for traffic using the N3 such as link roads to the existing M1;
- properly fund and staff the primary health care strategy launched over three years ago and deliver on the 3,000 beds promised in the Government's health strategy;
- invest in recycling enterprises not incinerators and properly monitor what happens waste exported for recycling outside this country to ensure that it is not simply going to landfill;
- increase social welfare with a special waste allowance of €5 to €7 per week;
- implement the EU Directive on Energy Performance of Buildings by the target date of January 2006 without seeking any derogations;

- belatedly make provision for childcare which was ignored in the December Budget;
- move without delay towards costing a continuous assessment programme at senior cycle that moves towards a new curriculum that caters for the needs of existing students, encourages creativity and independent learning and positions us for the economic challenges that lie ahead;
- properly resource the probation service so that community service schemes can be used more widely as a far more constructive solution than prison or tagging;
- investigate how the money pumped into Media Lab was spent and the seemingly large expenditure on consultants involved in the development of the Digital Hub; and
- convert the Carlow sugar factory to the production of ethanol for transport fuel.”
— *Trevor Sargent, John Gormley, Dan Boyle, Ciarán Cuffe, Eamon Ryan, Paul Gogarty.*
[26 January, 2005]

49. “That Dáil Éireann:

notes the following:

- acknowledgement by Government of the significant underspend in the E.S.I.O.P. under the N.D.P. in the B.M.W. region;
- that additional monies over and above the N.D.P. have been spent in the South and East region without a proportionate amount being spent in the B.M.W. region;
- the inadequate infrastructure in the B.M.W. region has serious social and economic consequences in the areas of tourism, employment and business development;
- the apparent change of emphasis by Government from the two region approach for investment to focusing on the National Spatial Strategy; and
- that a new ten year transport plan is about to be launched,

calls on the Government to address the regional imbalance in investment in the B.M.W. region by announcing under the ten year public transport plan a commitment to ring fence €365 million in the first five years of the plan to introduce modern passenger and freight services on the Western Rail Corridor, and

notes that the Western Rail Corridor Project:

- represents a flagship project for the region connecting 18 towns on the Western Rail Corridor to a further 20 towns, served by existing mainline rail services in the West of Ireland;
- it is completely compatible with the National Spatial Strategy;
- it connects 3 gateways Sligo, Galway and Limerick and four hub towns Ballina, Castlebar, Tuam and Ennis;
- it can be completed within a five year period;
- it is the only North-South railway line in the region, as it intersects the 4 existing east west radial routes from Dublin to: Sligo, Mayo, Galway and Limerick;
- it has the potential to develop freight business and reduce the level of expenditure on road maintenance, accident costs and congestion; and
- it has huge benefits in the areas of public transport, business development and tourism.” — *Beverley Cooper-Flynn.*

[23 March, 2005]

50. “That Dáil Éireann:

notes that,

- Irish primary schools have the second highest class sizes in the European Union;
- no improvements in mainstream class sizes have been made in the past three years;
- additional teachers are also urgently required to meet the needs of pupils with special educational needs and the needs of pupils from disadvantaged communities; and
- supports the campaign being led by the INTO with the support of local school communities to secure improved staffing levels for our primary schools so that primary classes are reduced to European norms in accordance with best practice, as promised in the Programme for Government, 2002-2007; and
- calls on the Government to allocate increased resources for primary education, including specifically a reduction in primary class size, as a matter of national importance that warrants immediate action.” — *Paul Gogarty, Trevor Sargent, John Gormley, Dan Boyle, Eamon Ryan, Ciarán Cuffe.* [23 March, 2005]

51. “That Dáil Éireann:

- noting that the average class size at primary level in Ireland is higher than the OECD average and amongst the highest in the European Union;
- acknowledging that smaller classes make a real difference to children’s education, and are particularly important for younger children to ensure that they begin their primary schooling on the right foot and avoid educational difficulties later;
- noting that educational disadvantage continues to be a considerable problem throughout the education system as a whole, and that each year more than 1,000 children fail to make the transition from primary to secondary school; and
- concerned that many children within the education system are not reaching their educational potential due to overcrowding, the lack of basic facilities and the lack of action in challenging educational disadvantage;

calls on the Government to:

- ensure that average class sizes are reduced at primary level, particularly in junior classes where at present 80% of children are in classes greater than 20;
- recognise that class sizes in schools designated as disadvantaged should be further reduced, to give children at risk of educational disadvantage the best opportunities for learning and developing through education;
- take immediate action to tackle early school leaving to ensure that all children complete primary schooling and continue on to second level, and publish in full the recent reports on educational disadvantage that have been received by the Department of Education and Science; and
- ensure that all children benefit from the use of the most up-to-date and appropriate teaching methods, and that each child’s educational potential is tapped fully and supported through the best possible teaching methods.” — *Olwyn Enright, Enda Kenny, Richard Bruton, Bernard Allen, Pat Breen, Paul Connaughton, Simon Coveney, Seymour Crawford, John Deasy, Jimmy Deenihan, Bernard J. Durkan, Damien English, Tom Hayes, Phil Hogan, Paul Kehoe, Padraic McCormack, Dinny McGinley, Paul McGrath, Gay Mitchell, Olivia Mitchell, Gerard Murphy, Denis Naughten, Dan Neville, Michael Noonan, Fergus O’Dowd, Jim O’Keeffe, John Perry, Michael Ring, David Stanton, Billy Timmins, Liam Twomey.*

[12 April, 2005]

52. “That Dáil Éireann:

notes the following matters of grave concern,

- approximately half a million tons of waste has been illegally dumped in County Wicklow;
- a new housing estate has been built within 20 metres of one of the illegal landfills;

condemns the Government for its failure to deal with the issue of illegal waste; and

calls on the Minister for the Environment, Heritage and Local Government to issue a general direction, as per section 60 of the Waste Management Act 1996, to the relevant authorities to have the illegally dumped waste immediately removed at:

- the site known as O’Reillys, Whitestown, Stratford on Slaney, County Wicklow;
- the Roadstone Lands at Blessington, County Wicklow; and
- any other known areas.” — *Billy Timmins, Enda Kenny, Richard Bruton, Bernard Allen, Pat Breen, Paul Connaughton, Simon Coveney, Seymour Crawford, John Deasy, Jimmy Deenihan, Bernard J. Durkan, Damien English, Olwyn Enright, Tom Hayes, Phil Hogan, Paul Kehoe, Pádraic McCormack, Shane McEntee, Dinny McGinley, Paul McGrath, Gay Mitchell, Olivia Mitchell, Gerard Murphy, Denis Naughten, Dan Neville, Michael Noonan, Fergus O’Dowd, Jim O’Keeffe, John Perry, Michael Ring, David Stanton, Liam Twomey.*

[20 April, 2005]

53. “That Dáil Éireann:

- recognising the potential of Knock International Airport as a major contributor to regional development in the West;
- recognising that Knock Airport can significantly influence the attraction of indigenous and inward investment;
- recognising that Knock Airport is an integral part of the National Spatial Strategy with a catchment area comprising the Gateways of Sligo and Galway and the hub centres of Ballina, Castlebar and Tuam;
- recognising the key role of Knock Airport as a generator of inward tourism traffic;
- recognising the inadequate level of funding of Knock Airport; and

calls on the Government to:

- confirm the primacy of Knock Airport as the international access point of the B.M.W region;
- confirm the need to build on the potential of Knock Airport in creating employment and investment opportunities;
- confirm a commitment to meaningful and realistic support for the Airport; and
- develop new mechanisms for the funding of regional airports to take account of their vital role in regional development.” — *Beverley Cooper-Flynn.*

[24 May, 2005]

54. “That Dáil Éireann:

acknowledges the,

- central role of the postal services in the social and economic life of the country;

P.T.O.

- commitment of the post office, collection and distribution services since the foundation of the State;
- ongoing need for the provision of a modern, efficient and competitive postal service through An Post, in keeping with the demands and requirements of the domestic and industrial consumer;
- potential value of the broadly based network of post offices, sub-post offices and staff; and
- need for the necessary legislative or management decisions required to facilitate the provision of postal, packaging and transmission services in the future;

calls on the Government to:

- address the poor labour relations situation within An Post which has caused unease and distrust in the workforce and clarify the circumstances whereby salary or pension payments or increases, due or anticipated, have not been met;
- create the climate to facilitate the retention of the post office network including sub-post offices and the provision of a modern, competitive, efficient postal service in-line with the increasing needs of the consumer;
- recognise the existence of a public service obligation;
- provide for the modernisation of the collection, distribution and counter services using modern technology;
- facilitate the development and extension of a wide range of compatible services through the post offices; and
- encourage all Government Departments, including the Department of Social and Family Affairs to use the services of An Post for payments or other financial transactions or transmissions.” — *Bernard J. Durkan, Enda Kenny, Richard Bruton, Bernard Allen, Pat Breen, Paul Connaughton, Simon Coveney, Seymour Crawford, John Deasy, Jimmy Deenihan, Damien English, Olwyn Enright, Tom Hayes, Phil Hogan, Paul Kehoe, Pádraic McCormack, Shane McEntee, Dinny McGinley, Paul McGrath, Gay Mitchell, Olivia Mitchell, Gerard Murphy, Denis Naughten, Dan Neville, Michael Noonan, Fergus O’Dowd, Jim O’Keeffe, John Perry, Michael Ring, David Stanton, Billy Timmins, Liam Twomey.*

[25 May, 2005]

55. “That Dáil Éireann in accordance with section 7(2) of the Comptroller and Auditor General Act 1923 as amended by section 21 of the Comptroller and Auditor General and Committees of the Houses of the Oireachtas (Special Provisions) Act 1998, requests the Comptroller and Auditor General to conduct an examination of the administration, by the Minister for Justice, Equality and Law Reform, of the purchase of 150 acres of land for the purpose of a prison and mental hospital at Thornton, Kilsallaghan, County Dublin for €29.9 million; and

requests the Comptroller and Auditor General to prepare a report in writing of the results of that examination and if he considers it appropriate to do so, prepare an interim report in writing on any matter in relation to it, and cause any report to be furnished to the Clerk of Dáil Éireann and, if he considers it appropriate to do so, cause a copy of any such report to be furnished to the Clerk of the Committee of Public Accounts of Dáil Éireann.” — *Joe Higgins, Jerry Cowley, Tony Gregory, Finian McGrath, Catherine Murphy, Paddy McHugh.*

[28 September, 2005]

56. “That Dáil Éireann notes the continuing incompetence of the Government over the 12-week summer recess in the following areas:

- the scandal of the imprisonment of five citizens from Rossport, County Mayo for the crime of protecting their families and community;
- the failure of the Minister for Health and Children’s 10-point plan to deliver the promised relief of overcrowding in Accident and Emergency by autumn this year;
- the continuing absence of real choice for parents in the area of childcare;
- the completely inadequate response to the Morris Tribunal report in which even in the minimal decision to transfer the Gardaí criticised in the report has not been acted upon;
- children returning this September to schools that have the second highest class size in Europe;
- the cutback by FÁS of 25% in all basic reading and maths classes despite the fact that the Annual Competitiveness Report identified a lack of participation in adult education;
- Ireland now has the third highest level of poverty of 18 industrialised countries despite being the second richest country in the world;
- the Government’s extraordinary request to reallocate €5m of funding away from sustainable energy projects at a time when the world is facing the highest ever price for oil;
- the rip-off of overspending on massive road projects, which are then tolled to the benefit of private companies, while public transport systems, especially the railways are run down;
- Ireland will have to pay €74m this year for our excessive output of carbon;
- the persistent problem of illegal dumping especially in the Wicklow area from which Dublin gets much of its water;
- the rise in fly-tipping and back-yard burning outlined in a recent EPA report;
- the failure to transpose yet another EU Directive into Irish law, this time on recycling targets, which was supposed to be implemented by August;
- the increasing unemployment figures, inflation and exchequer deficit;
- the continuing problem of anti-social behaviour;
- the facilitation of, not only the US-led occupation of Iraq, but the illegal transportation of prisoners, by providing the US military with unquestioned access to Shannon Airport, resulting in this country being investigated by the United Nations;
- the withholding of rent allowance from single parents unless they take absent parents to the courts for financial assistance;
- the decision by the European Commission that the Government’s stallion tax is an illegal state aid to the bloodstock industry;
- the serious question marks raised over the selection of the site for a new prison in north County Dublin; and
- the policy of centralising sewage treatment in regional locations resulting in massive plants being imposed on local communities;

calls on the Government to:

- stop backing Shell on the Corrib Gas pipeline dispute and put the safety of our citizens first by having a full oral hearing on the pipeline;

- invest in more hospital beds as well as nursing and convalescent homes, the lack of which have been clearly identified as the major cause of overcrowding in Accident and Emergency units;
- increase parental leave and provide options for parents whether they choose to avail of childcare or not;
- seek the immediate transfer of the Gardaí criticised in the Morris report;
- invest in reducing primary school class sizes below 20 as international studies emphasise again and again the importance of a quality primary education in long-term development and the country's economic competitiveness;
- reverse the cutbacks in adult education for Community Employment Schemes;
- develop a strategy to target local rural and urban areas which the ESRI says are locked into deprivation;
- prioritise renewable energy projects such as wind, wave, solar power and biomass and to promote their use, in particular by providing grants for household conversions;
- reverse the current 4:1 ratio of spending on roads and public transport and invest in an integrated public transport system in major cities, such as the Dublin Metro, along with the upgrading of strategic links across rural areas;
- reconsider its decision not to introduce a carbon tax and to include it in the budget for 2006, balanced by reductions in labour taxes, VAT and the introduction of targeted fuel allowances;
- set up an agency to spearhead the drive for recycling in order to improve our very poor performance to date — the second worst of 15 states in a recent European survey;
- implement the European Court decision that serious damage to the environment should be categorised as a criminal offence;
- tackle our litter problem by increasing resources for litter wardens, increasing penalties for litter and dumping, and introducing a refundable deposit on all types of retail beverage containers, which would cut litter overnight;
- promote enterprise and employment to exploit the emerging opportunities in biofuels, organic food and eco-tourism, all areas in which Ireland is well positioned to excel;
- forget anti-social behaviour orders and instead implement all the provisions of the Children's Act 2001, properly resource the Juvenile Liaison Officers and provide more community Gardaí and mountain bike units;
- withdraw the use of Shannon Airport from forces involved in the war in Iraq and to introduce proper controls and inspection of suspect aircraft using the airport to ensure that this country is not facilitating any illegal activities;
- restore rent allowance to all single parents;
- abolish unnecessary tax reliefs, especially in the building industry, before the European Commission finds against the Government again;
- investigate the process by which the Thornton site in north County Dublin was selected for a new prison before contracts are signed tying the tax payer into expenditure of €30m; and
- reject the establishment of regional sewage treatment plants in favour of area-specific facilities.” — *Trevor Sargent, John Gormley, Dan Boyle, Ciarán Cuffe, Paul Gogarty, Eamon Ryan.*

[28 September, 2005].

57. “That Dáil Éireann requests the Comptroller and Auditor General to conduct an investigation into the circumstances surrounding the purchase of 150 acres of land for a prison and mental hospital at Thornton, Kilsallaghan, County Dublin for €30m, and the role of the Department and Minister for Justice, Equality and Law Reform in this purchase.” — *Trevor Sargent, John Gormley, Dan Boyle, Ciarán Cuffe, Eamon Ryan, Paul Gogarty.*

[28 September, 2005]

58. “That Dáil Éireann,

- denounces the exploitation of workers on board ferries operating under flags of convenience out of Irish and EU ports;
- notes that a draft Directive on passenger and ferry services was proposed by the European Commission in April 1998 (COM/98/0251), approved by the European Parliament in March 1999 and that a revised proposal was issued in 2000 (COM/2000/0437), but withdrawn in August 2004 following the failure to reach a final agreement at the Council of Ministers; and
- calls on the European Commission to urgently introduce a European Ferries Directive, to combat ‘social dumping’ on ferries and set minimum labour standards in order to ensure an end to the exploitation of workers on intra-EU passenger and ferry services.” — *Arthur Morgan, Caoimhghín Ó Caoláin, Seán Crowe, Martin Ferris, Aengus Ó Snodaigh.*

[3 October, 2005]

59. “That Dáil Éireann,

recognising that:

- there is consistent neglect by the Government of the Ballina and north Mayo region;
- the upgrade of the Ballina sewage scheme is vital to the future development of this county town and general area;
- despite the Celtic tiger Ballina remains a notorious employment ‘black-spot’ area;
- investment in infrastructure is needed in the western area of the country;
- there has been a gross under-spend in the BMW region as outlined in the mid-term review of the NDP; and
- there is a lack of rail freight services from the Mayo area, discontinued earlier this year but as yet there has been no replacement despite much hype over the replacement.

calls on the Government to:

- ensure the upgrade of the Ballina sewage scheme;
- ensure the necessary infrastructure investment takes place in Ballina and Mayo by addressing the underspend;
- establish a tax incentive area in Ballina and surrounding areas;
- ensure the IDA fulfil their promise of establishing adequate employment in Ballina;
- take special steps to re-activate this once thriving town; and
- maintain balanced regional development.” — *Jerry Cowley.*

[8 November, 2005]

60. An Dáil a chur ar athló.
Adjournment of the Dáil.

BILLÍ I ROGHCHOISTÍ, I gCOISTÍ SPEISIALTA NÓ I gCOMHCHOISTÍ
BILLS IN SELECT, SPECIAL OR JOINT COMMITTEES

An Bille um Cheartas Coiriúil 2004 — An Roghchoiste um Dhlí agus Ceart, Comhionannas, Cosaint agus Cearta na mBan.
 Criminal Justice Bill 2004 — Select Committee on Justice, Equality, Defence and Women's Rights.

An Bille um an gCúirt Choiriúil Idirnáisiúnta 2003 — An Roghchoiste um Dhlí agus Ceart, Comhionannas, Cosaint agus Cearta na mBan.
 International Criminal Court Bill 2003 — Select Committee on Justice, Equality, Defence and Women's Rights.

An Bille um Chaidreamh agus Díolúine Taidhleoireachta (Leasú) 2005 — An Roghchoiste um Ghnothaí Eachtracha.
 Diplomatic Relations and Immunities (Amendment) Bill 2005 — Select Committee on Foreign Affairs.

An Bille um Pleanáil agus Forbairt (Leasú) 2005 — An Roghchoiste um Chomhshaol agus Rialtas Áitiúil.
 Planning and Development (Amendment) Bill 2005 — Select Committee on the Environment and Local Government.

(l) An Bille um Thruaillíú na Farraige (Forálacha Ilghnéitheacha) 2003 [*Seanad*] — An Roghchoiste um Chumarsáid, Muir agus Acmhainní Nádúrtha.
 (a) Sea Pollution (Miscellaneous Provisions) Bill 2003 [*Seanad*] — Select Committee on Communications, Marine and Natural Resources.

An Bille fán Údarás um Thástáil agus Caighdeáin do Thiománaithe 2004 — An Roghchoiste um Iompar.
 Driver Testing and Standards Authority Bill 2004 — Select Committee on Transport.

An Bille um Athchóiriú an Dlí Reachtúil (Réamh-1922) 2004 [*Seanad*] — An Roghchoiste um Airgeadas agus an tSeirbhís Phoiblí.
 Statute Law Revision (Pre-1922) Bill 2004 [*Seanad*] — Select Committee on Finance and the Public Service.

An Bille um Sheirbhísí Uisce 2003 [*Seanad*] — An Roghchoiste um Chomhshaol agus Rialtas Áitiúil.
 Water Services Bill 2003 [*Seanad*] — Select Committee on the Environment and Local Government.

MEMORANDA

Dé Máirt, 8 Samhain, 2005
Tuesday, 8th November, 2005

Cruinniú den Chomhchoiste um Chumarsáid, Muir agus Acmhainní Nádúrtha i Seomra Coiste 4, TL2000, ar 1.30 p.m.
 Meeting of the Joint Committee on Communications, Marine and Natural Resources in Committee Room 4, LH2000, at 1.30 p.m.

Cruinniú den Fhochoiste maidir leis an Ardleibhéal Féinmharaithe i Sochaí na hÉireann i Seomra Coiste 1, TL2000, ar 2 p.m.

Meeting of the Sub-Committee on the High Level of Suicide in Irish Society in Committee Room 1, LH2000, at 2 p.m.

Cruinniú den Chomhchoiste um Ghnóthaí Eachtracha i Seomra Coiste 3, TL2000, ar 3 p.m.

Meeting of the Joint Committee on Foreign Affairs in Committee Room 3, LH2000, at 3 p.m.

Dé Céadaoin, 9 Samhain, 2005
Wednesday, 9th November, 2005

Cruinniú den Chomhchoiste um Dhlí agus Ceart, Comhionannas, Cosaint agus Cearta na mBan i Seomra Coiste 1, TL2000, ar 9.30 a.m.

Meeting of the Joint Committee on Justice, Equality, Defence and Women's Rights in Committee Room 1, LH2000, at 9.30 a.m.

Cruinniú den Chomhchoiste um Ghnóthaí Eorpacha i Seomra Coiste 2, TL2000, ar 2 p.m.

Meeting of the Joint Committee on European Affairs in Committee Room 2, LH2000, at 2 p.m.

Cruinniú den Chomhchoiste um Chomhshaol agus Rialtas Áitiúil i Seomra Coiste 3, TL2000, ar 2.30 p.m.

Meeting of the Joint Committee on the Environment and Local Government in Committee Room 3, LH2000, at 2.30 p.m.

Cruinniú den Chomhchoiste um Iompar i Seomra Coiste 1, TL2000, ar 2.30 p.m.

Meeting of the Joint Committee on Transport in Committee Room 1, LH2000, at 2.30 p.m.

Cruinniú den Chomhchoiste um Airgeadas agus an tSeirbhís Phoiblí i Seomra Coiste 4, TL2000, ar 3 p.m.

Meeting of the Joint Committee on Finance and the Public Service in Committee Room 4, LH2000, at 3 p.m.

Cruinniú den Chomhchoiste um Ghnóthaí Ealaíon, Spóirt, Turasóireachta, Pobail, Tuaithe agus Gaeltachta i Seomra Coiste 2, TL2000, ar 4.15 p.m.

Meeting of the Joint Committee on Arts, Sport, Tourism, Community, Rural and Gaeltacht Affairs in Committee Room 2, LH2000, at 4.15 p.m.

Déardaoin, 10 Samhain, 2005
Thursday, 10th November, 2005

Cruinniú den Choiste um Chuntais Phoiblí i Seomra Coiste 1, TL2000, ar 11 a.m.

Meeting of the Committee of Public Accounts in Committee Room 1, LH2000, at 11 a.m.

Cruinniú den Chomhchoiste um Shláinte agus Leanaí i Seomra Coiste 2, TL2000, ar 11.30 a.m.

Meeting of the Joint Committee on Health and Children in Committee Room 2, LH2000, at 11.30 a.m.

BILLÍ DÁLA SA SEANAD
DÁIL BILLS WITH THE SEANAD

An Bille um Shábháilteacht Iarnróid 2001.
Railway Safety Bill 2001.

SCRÍBHINNÍ A LEAGADH FAOI BHRÁID NA DÁLA
DOCUMENTS LAID BEFORE THE DÁIL

Reachtúil:

- 1) Bord Fiontar Contae Dhún na nGall Teoranta. Tuarascáil Bhliantúil, 2004.
- 2) An Coiste Gairmoideachais: Contae na Gaillimhe — Ráiteas Airgeadais Bliantúil don bhliain dar chríoch 31 Nollaig, 2004.
- 3) An Coiste Gairmoideachais: Cathair Chorcaí — Ráiteas Airgeadais Bliantúil don bhliain dar chríoch 31 Nollaig, 2004.
- 4) An Coiste Gairmoideachais: Contae Chiarraí — Ráiteas Airgeadais Bliantúil don bhliain dar chríoch 31 Nollaig, 2004.
- 5) An Coiste Gairmoideachais: Cathair Luimnigh — Ráiteas Airgeadais Bliantúil don bhliain dar chríoch 31 Nollaig, 2004.
- 6) An Coiste Gairmoideachais: Contae Shligigh — Ráiteas Airgeadais Bliantúil don bhliain dar chríoch 31 Nollaig, 2004.
- 7) An Coiste Gairmoideachais: Dún Laoghaire — Ráiteas Airgeadais Bliantúil don bhliain dar chríoch 31 Nollaig, 2004.
- 8) An Coiste Gairmoideachais: Contae an Chláir — Ráiteas Airgeadais Bliantúil don bhliain dar chríoch 31 Nollaig, 2004.
- 9) An Coiste Gairmoideachais: Contae Thiobraid Árann (An Trian Theas) — Ráiteas Airgeadais Bliantúil don bhliain dar chríoch 31 Nollaig, 2004.
- 10) An Coiste Gairmoideachais: Contae Uíbh Fhailí — Ráiteas Airgeadais Bliantúil don bhliain dar chríoch 31 Nollaig, 2004.
- 11) An Coiste Gairmoideachais: Contae an Chabháin — Ráiteas Airgeadais Bliantúil don bhliain dar chríoch 31 Nollaig, 2004.
- 12) An Coiste Gairmoideachais: Contae Ros Comáin — Ráiteas Airgeadais Bliantúil don bhliain dar chríoch 31 Nollaig, 2004.

Statutory:

- 1) Donegal County Enterprise Board Limited. Annual Report, 2004.
- 2) Vocational Education Committee: County Galway — Annual Financial Statement for the year ended 31 December, 2004.
- 3) Vocational Education Committee: City of Cork — Annual Financial Statement for the year ended 31 December, 2004.
- 4) Vocational Education Committee: County Kerry — Annual Financial Statement for the year ended 31 December, 2004.
- 5) Vocational Education Committee: City of Limerick — Annual Financial Statement for the year ended 31 December, 2004.
- 6) Vocational Education Committee: County Sligo — Annual Financial Statement for the year ended 31 December, 2004.
- 7) Vocational Education Committee: Dún Laoghaire — Annual Financial Statement for the year ended 31 December, 2004.
- 8) Vocational Education Committee: County Clare — Annual Financial Statement for the year ended 31 December, 2004.
- 9) Vocational Education Committee: County Tipperary (SR) — Annual Financial Statement for the year ended 31 December, 2004.
- 10) Vocational Education Committee: County Offaly — Annual Financial Statement for the year ended 31 December, 2004.
- 11) Vocational Education Committee: County Cavan — Annual Financial Statement for the year ended 31 December, 2004.
- 12) Vocational Education Committee: County Roscommon — Annual Financial Statement for the year ended 31 December, 2004.

- 13) An Coiste Gairmoideachais: Contae Chill Mhantáin — Ráiteas Airgeadais Bliantúil don bhliain dar chríoch 31 Nollaig, 2004.
- 13) Vocational Education Committee: County Wicklow — Annual Financial Statement for the year ended 31 December, 2004.
- 14) An Coiste Gairmoideachais: Contae Laoise — Ráiteas Airgeadais Bliantúil don bhliain dar chríoch 31 Nollaig, 2004.
- 14) Vocational Education Committee: County Laois — Annual Financial Statement for the year ended 31 December, 2004.
- 15) An Coiste Gairmoideachais: Contae Dhún na nGall — Ráiteas Airgeadais Bliantúil don bhliain dar chríoch 31 Nollaig, 2004.
- 15) Vocational Education Committee: County Donegal — Annual Financial Statement for the year ended 31 December, 2004.
- 16) An Coiste Gairmoideachais: Contae an Longfoirt — Ráiteas Airgeadais Bliantúil don bhliain dar chríoch 31 Nollaig, 2004.
- 16) Vocational Education Committee: County Longford — Annual Financial Statement for the year ended 31 December, 2004.
- 17) An Coiste Gairmoideachais: Contae Chill Dara — Ráiteas Airgeadais Bliantúil don bhliain dar chríoch 31 Nollaig, 2004.
- 17) Vocational Education Committee: County Kildare — Annual Financial Statement for the year ended 31 December, 2004.
- 18) Togra le haghaidh Rialacháin ón gComhairle ag leasú Uimh. 527/2003 CE lena n-údaraitear fionta áirithe arna n-allmhairiú ón Airgintín a thairiscint agus a sheachadadh lena gcaitheamh go díreach ag daoine ar fionta iad a d'fhéadfadh a chuaigh faoi chleachtais fhíoneolaíocha nach bhforáiltear dóibh i Rialachán (CE) Uimh. 1493/1999 mar aon le nóta faisnéise míniúcháin. COM (2005) 437.
- 18) Proposal for a Council Regulation amending (EC) No. 527/2003 authorising the offer and delivery for direct human consumption of certain wines imported from Argentina which may have undergone oenological processes not provided for in Regulation (EC) No. 1493/1999 together with explanatory information note. COM (2005) 437.
- 19) Togra le haghaidh Rialacháin ón gComhairle lena gcinntear an scála Comhphobail d'aicmiú conablach bó-ainmhithe fásta mar aon le nóta faisnéise míniúcháin. COM (2005) 402.
- 19) Proposal for a Council Regulation determining the Community scale for the classification of carcasses of adult bovine animals together with explanatory information note. COM (2005) 402.
- 20) An tOrdú fán Acht um Ghalair Ainmhithe 1966 (Áitribh Éanlaithe Clóis a Chlárú) 2005 (I.R. Uimh. 677 de 2005).
- 20) Diseases of Animals Act 1966 (Registration of Poultry Premises) Order 2005 (S.I. No. 677 of 2005).
- 21) An tOmbudsman um Sheirbhísí Airgeadais. Ráiteas Straitéise agus Plean Gnó, 2005-2006.
- 21) Financial Services Ombudsman. Strategy Statement and Business Plan, 2005-2006.
- 22) Na Rialacháin um Limistéar an Fheabhail (Iascaireacht Sruthlín agus Lín Tarraingthe a Rialú) 2004.
- 22) Foyle Area (Control of Drift and Draft Net Fishing) Regulations 2004.
- 23) Na Rialacháin um Limistéar an Fheabhail agus Limistéar Cairlín (Innill Iascaireachta a Cheadúnú) (Leasú) 2003.
- 23) Foyle Area and Carlingford Area (Licensing of Fishing Engines) (Amendment) Regulations 2003.
- 24) Na Rialacháin um Limistéar an Fheabhail agus Limistéar Cairlín (Innill Iascaireachta a Cheadúnú) (Leasú) (Uimh. 2) 2003.
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- 25) Foyle Area and Carlingford Area (Licensing of Fishing Engines) (Amendment) Regulations 2004.
- 26) Na Rialacháin um Limistéar an Fheabhail agus Limistéar Cairlinn (Duántacht) (Leasú) 2004.
- 26) Foyle Area and Carlingford Area (Angling) (Amendment) Regulations 2004.
- 27) Na Rialacháin Alfainsíní (Iascaigh a Bhainistiú agus a Chaomhnú) (Uimh. 2) 2005 (I.R. Uimh. 654 de 2005).
- 27) Alfonsinos (Fisheries Management and Conservation) (No. 2) Regulations 2005 (S.I. No. 654 of 2005).
- 28) Na Rialacháin Langaí Gorma (Iascaigh a Bhainistiú agus a Chaomhnú) (Uimh. 2) 2005 (I.R. Uimh. 656 de 2005).
- 28) Blue Ling (Fisheries Management and Conservation) (No. 2) Regulations 2005 (S.I. No. 656 of 2005).
- 29) Na Rialacháin Trosca (Iascaigh a Bhainistiú agus a Chaomhnú) (Uimh. 10) 2005 (I.R. Uimh. 657 de 2005).
- 29) Cod (Fisheries Management and Conservation) (No. 10) Regulations 2005 (S.I. No. 657 of 2005).
- 30) Na Rialacháin Cadóg (Iascaigh a Bhainistiú agus a Chaomhnú) (Uimh. 22) 2005 (I.R. Uimh. 658 de 2005).
- 30) Haddock (Fisheries Management and Conservation) (No. 22) Regulations 2005 (S.I. No. 658 of 2005).
- 31) Na Rialacháin Cadóg (Iascaigh a Bhainistiú agus a Chaomhnú) (Uimh. 23) 2005 (I.R. Uimh. 659 de 2005).
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- 32) Na Rialacháin Colmóirí (Iascaigh a Bhainistiú agus a Chaomhnú) (Uimh. 10) 2005 (I.R. Uimh. 660 de 2005).
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- 33) Na Rialacháin Láimhíneach (Iascaigh a Bhainistiú agus a Chaomhnú) (Uimh. 19) 2005 (I.R. Uimh. 661 de 2005).
- 33) Monkfish (Fisheries Management and Conservation) (No. 19) Regulations 2005 (S.I. No. 661 of 2005).
- 34) Na Rialacháin Láimhíneach (Iascaigh a Bhainistiú agus a Chaomhnú) (Uimh. 20) 2005 (I.R. Uimh. 663 de 2005).
- 34) Monkfish (Fisheries Management and Conservation) (No. 20) Regulations 2005 (S.I. No. 663 of 2005).
- 35) Na Rialacháin Langaí (Iascaigh a Bhainistiú agus a Chaomhnú) (Uimh. 5) 2005 (I.R. Uimh. 662 de 2005).
- 35) Ling (Fisheries Management and Conservation) (No. 5) Regulations 2005 (S.I. No. 662 of 2005).
- 36) Rialacháin Ghliomaigh na hIorua (Iascaigh a Bhainistiú agus a Chaomhnú) (Uimh. 9) 2005 (I.R. Uimh. 664 de 2005).
- 36) Norway Lobster (Fisheries Management and Conservation) (No. 9) Regulations 2005 (S.I. No. 664 of 2005).
- 37) Rialacháin Ghliomaigh na hIorua (Iascaigh a Bhainistiú agus a Chaomhnú) (Uimh. 10) 2005 (I.R. Uimh. 665 de 2005).
- 37) Norway Lobster (Fisheries Management and Conservation) (No. 10) Regulations 2005 (S.I. No. 665 of 2005).
- 38) Na Rialacháin Gainneachán Flannbhuí (Iascaigh a Bhainistiú agus a Chaomhnú) (Uimh. 14) 2005 (I.R. Uimh. 667 de 2005).
- 38) Orange Roughy (Fisheries Management and Conservation) (No. 14) Regulations 2005 (S.I. No. 667 of 2005).
- 39) Na Rialacháin Gránadóirí Cruinnsochacha (Iascaigh a Bhainistiú agus a Chaomhnú) (Uimh. 2) 2005 (I.R. Uimh. 668 de 2005).
- 39) Roundnose Grenadier (Fisheries Management and Conservation) (No. 2) Regulations 2005 (S.I. No. 668 of 2005).
- 40) Ciste Scoláireachtaí George Mitchell. Tuarascáil don Bhliain Acadúil 2003/2004 agus Cuntais Airgeadais do 2003.
- 40) George Mitchell Scholarship Fund. Report for the Academic Year 2003/2004 and Financial Accounts for 2003.

41) Ciste Scoláireachtaí George Mitchell. Tuarascáil don Bhliain Acadúil 2004/2005 agus Cuntais Airgeadais do 2004.

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43) Ollscoil Chathair Bhaile Átha Cliath. Cuntais Bhliantúla don bhliain dar chríoch 30 Meán Fómhair, 2001.

44) An tOrdú um Acht na gCuideachtaí (Iniúchadh agus Cuntasaíocht) 2003 (Tosach Feidhme) 2005 (I.R. Uimh. 686 de 2005).

Neamhrechtúil:

1) Rialacháin na gComhphobal Eorpach (Fliú Éanúil) (Bearta Réamhchúraim) 2005 (I.R. Uimh. 678 de 2005).

2) Tithe an Oireachtais. An Comhchoiste um Dhlí agus Ceart, Comhionannas, Cosaint agus Cearta na mBan. Tuarascáil Eatr-amhach ar Thuarascáil an Choimisiúin Fiosrúcháin Neamhspléach faoi Dhúnmharú Shéamuis Ludlow. Samhain, 2005.

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Non-Statutory:

1) European Communities (Avian Influenza) (Precautionary Measures) Regulations 2005 (S.I. No. 678 of 2005).

2) Houses of the Oireachtas. Joint Committee on Justice, Equality, Defence and Women's Rights. Interim Report on the Report of the Independent Commission of Inquiry into the Murder of Seamus Ludlow. November, 2005.