



DÁIL ÉIREANN

Dé Céadaoin, 3 Bealtaine, 2017
Wednesday, 3rd May, 2017

RIAR NA hOIBRE
ORDER PAPER

Dé Céadaoin, 3 Bealtaine, 2017
Wednesday, 3rd May, 2017

2 p.m.

ORD GNÓ
ORDER OF BUSINESS

14. An Bille um Iascach Intíre (Leasú), 2017 — An Dara Céim (*atógáil*).
Inland Fisheries (Amendment) Bill 2017 — Second Stage (*resumed*).
15. (l) Bille na gCúirteanna (Uimh. 2), 2016 — Ordú don Tuarascáil.
(a) Courts (No. 2) Bill 2016 — Order for Report.
16. An Bille um Maoin Chultúrtha a Choimirciú i gCás Coinbhleacht Armtha (Coinbhinsiún na Háige), 2016 [*Seanad*] — An Dara Céim (*atógáil*).
Protection of Cultural Property in the Event of Armed Conflict (Hague Convention) Bill 2016 [*Seanad*] — Second Stage (*resumed*).

GNÓ COMHALTAÍ PRÍOBHÁIDEACHA
PRIVATE MEMBERS' BUSINESS

108. (l) Tairiscint *maidir le* Seirbhísí Máithreachais.
(a) Motion *re* Maternity Services.

FÓGRA I dTAOBH GNÓ NUA
NOTICE OF NEW BUSINESS

- 143a. Tairiscint *maidir leis* an Druga Frith-Mhaláire Lariam.
Motion *re* Anti-Malaria Drug Lariam.

I dTOSACH GNÓ PHOIBLÍ AT THE COMMENCEMENT OF PUBLIC BUSINESS

Fógraí Tairisceana: Notices of Motions

- | | |
|--|--|
| <p>8. “Go ndéanfar Ordú an 5 Iúil 2016, ón Dáil, lenar tarchuireadh an Bille um Chosaint Sealbhóirí Cuntais Morgáiste Cónaithe, 2014 chuig an Roghchoiste um Airgeadas, Caiteachas Poiblí agus Athchóiriú, agus an Taoiseach, a urscaoileadh, agus go dtabharfar cead chun an Bille a tharraingt siar.</p> | <p>That the Order of the Dáil of 5th July, 2016, referring the Protection of Residential Mortgage Account Holders Bill 2014 to the Select Committee on Finance, Public Expenditure and Reform, and Taoiseach, be discharged, and leave be granted to withdraw the Bill.”</p> |
|--|--|

—Michael McGrath.

ORDUITHE AN LAE ORDERS OF THE DAY

14. An Bille um Iascach Intíre (Leasú), 2017 — An Dara Céim (*atógáil*).
Inland Fisheries (Amendment) Bill 2017 — Second Stage (*resumed*).
-
15. (l) Bille na gCúirteanna (Uimh. 2), 2016 — Ordú don Tuarascáil.
(a) Courts (No. 2) Bill 2016 — Order for Report.
16. An Bille um Maoin Chultúrtha a Choimiriciú i gCás Coinbhleacht Armtha (Coinbhinsiún na Háige), 2016 [*Seanad*] — An Dara Céim (*atógáil*).
Protection of Cultural Property in the Event of Armed Conflict (Hague Convention) Bill 2016 [*Seanad*] — Second Stage (*resumed*).

GNÓ COMHALTAÍ PRÍOBHÁIDEACHA PRIVATE MEMBERS' BUSINESS

Fógraí Tairisceana:
Notices of Motions:

108. “That Dáil Éireann:

notes:

- that since 2011, maternity services in Ireland have been marked with investigations and, in some cases, alleged cover ups of maternal and child mortality or injury in Portlaoise as well as University Hospital Galway, Portlaoise, Cavan, and Drogheda;
- that Ireland has the lowest number of consultant obstetricians per 100,000 women in the Organisation for Economic Co-operation and Development and a consultant obstetrician in Ireland is responsible for 597 births per annum, compared to 268 in Scotland;
- that the three Dublin maternity hospitals are operating at a 17 per cent deficit in the number of midwifery staff needed to run the services;

- that most of the 19 maternity units do not offer foetal anomaly screening, as prenatal ultrasound assessments by qualified sonographers and foetal medicine specialists are not available outside larger units;
- that, despite the enactment of the Protection of Life During Pregnancy Act 2013, there is a dearth of perinatal psychiatrists and other specialists;
- the serious inequalities and absence of resources which exist within the Health Service Executive (HSE) to provide services to children with life-limiting and complex medical needs, and to those under palliative care; and
- that such shortcomings have directly led to tragic incidents involving mothers and children;

acknowledges and supports the findings of:

- the National Maternity Strategy, Palliative Care for Children with Life-limiting Conditions in Ireland – A National Policy by the Department of Health, the HSE National Standards for Bereavement Care following Pregnancy Loss and Perinatal Death, and the Report on End of Life and Palliative Care in Ireland by the Joint Committee on Health and Children in 2014; and
- the National Standards for Safer Better Maternity Services Report by the Health Information and Quality Authority submitted to the Minister for Health;

further acknowledges:

- that the Programme for a Partnership Government states it will implement the National Maternity Strategy and ‘invest in end of life care, including the provision of hospice and “end of life care” during the perinatal period, infancy, childhood and adulthood’;
- the need for continuity of care for women and parents during pregnancy, at the point of delivery and after birth, inclusive of where children have life-limiting conditions;
- the need to support bereaved parents in their transition out of hospital, with appropriate services and the availability of frontline bereavement counselling;
- that the above is best delivered by medical teams basing their decisions on best medical practice and not in any way beholden to any religious ethos; and
- the plans to move the National Maternity Hospital at Holles Street to new, modern facilities at St. Vincent’s Hospital campus; and

calls on the Government to:

- honour commitments in the Programme for a Partnership Government in respect of funding and implementing the National Maternity Strategy;
- ensure that the new National Maternity Hospital is built on the St. Vincent’s Hospital campus as quickly as possible, remains entirely within public ownership and has legally guaranteed independence from all non-medical influence in its clinical operations within the laws of the State;
- ensure swift approval, dissemination and implementation of the National Maternity Standards for Safer Better Maternity Services;
- ensure all maternity hospitals have access to foetal anomaly screening, with the requisite staff and equipment;
- work with nursing and medical unions in the recruitment and retention of medical

staff, so that all maternity hospitals meet the Birthrate Plus standard for midwifery staffing, as well as international standards for consultant obstetricians and gynaecologists;

- establish an independent patient advocacy service; and
- implement the recommendations of the Report on End of Life and Palliative Care in Ireland by the Joint Committee on Health and Children in 2014, prioritising those parts relating to care for children with life-limiting conditions.” — *Louise O'Reilly, Gerry Adams, Pat Buckley, John Brady, David Cullinane, Seán Crowe, Pearse Doherty, Dessie Ellis, Martin J. Ferris, Kathleen Funchion, Donnchadh Ó Laoghaire, Martin Kenny, Mary Lou McDonald, Imelda Munster, Denise Mitchell, Carol Nolan, Jonathan O'Brien, Eoin Ó Broin, Caoimhghín Ó Caoláin, Aengus Ó Snodaigh, Maurice Quinlivan, Brian Stanley, Peadar Tóibín.*

[2 May, 2017]

Leasuithe:

Amendments:

1. To delete all words after “Dáil Éireann” and substitute the following:

“notes:

- that Irish maternity services compare favourably with those in other countries in terms of safety and patient outcomes;
- the publication, in January 2016, of Ireland’s first National Maternity Strategy (the Strategy), which demonstrates a new and enhanced focus on maternity care at both policy and service delivery level and will fundamentally change how maternity care is delivered, improve the risk profile of the entire service and benefit the approximately 80,000 families who access it each year;
- the establishment of the National Women and Infants Health Programme to lead the management, organisation and delivery of maternity, gynaecology and neonatal services, strengthening such services by bringing together work that is currently undertaken across primary, community and acute care;
- the development of Maternity Networks to strengthen the operational resilience of smaller units such that they can provide safe quality services;
- the establishment of a new National Patient Safety Office (NPSO), located in the Department of Health, to prioritise work in this area and to work on a range of initiatives, including new legislation, the establishment of a national patient advocacy service, the measurement of patient experience, the introduction of a patient safety surveillance system and extending the clinical effectiveness agenda;
- the monthly publication of Maternity Patient Safety Statements by each maternity hospital/unit, as recommended by the Chief Medical Officer in his 2014 report on perinatal deaths in Portlaoise;
- the development of the Health Information and Quality Authority (HIQA) National Standards for Safer Better Maternity Services, which set out the key elements that a maternity service should strive to attain in order to promote the provision of safe and high quality services;
- the implementation of the Maternal and Newborn Clinical Management System, and the introduction of the electronic health record for mothers and babies which marks a very significant development in the delivery of maternity care and will support better, safer clinical decision-making and a more connected health service delivering improved health outcomes;

- the 2016 allocation of an additional €3 million for maternity services, as well as the increased funding of €6.8 million being provided in 2017, to allow for the continued implementation of the Strategy;
- the growing maternity workforce and the falling number of births, both of which are giving rise to improved staff to birth ratios;
- the highest ever number of consultant obstetrician/gynaecologists employed in Ireland at 142 Whole Time Equivalent (WTE), an increase of 26 WTEs since December 2010;
- the 1,583 midwife WTEs employed, and the recruitment of an additional 100 midwives in 2016, the allocation of which to individual maternity hospitals/units was informed by the needs identified by Birth Rate Plus, an evidence-based workforce planning tool;
- that one of the priority aims of the Health Service Executive (HSE) National Service Plan 2017, is the design and development of perinatal mental health services capacity;
- that anomaly scans are available in all Hospital Groups and the Strategy recommends that all women must have equal access to standardised ultrasound services;
- the publication of the HSE's National Standards for Bereavement Care following Pregnancy Loss and Perinatal Death, and the development of specialist bereavement teams;
- the very substantial implementation of the recommendations relating to children with life-limiting conditions contained in the Report on End of Life and Palliative Care in Ireland by the Joint Committee on Health and Children in 2014;
- the range of services provided for infants with life-limiting conditions and complex medical needs; and
- that these developments represent key building blocks in the provision of high quality maternity services;

endorses:

- the proposed new model of maternity care set out in the Strategy, consisting of three care pathways – supported, assisted and specialised, meaning every woman will be able to access the right level of care, from the right professional, at the right time and in the right place, based on her needs;
- the Strategy's recommendation that services should be woman-centred, and provide integrated, team-based care, while increasing choice to women and ensuring safety;
- the Strategy's intention for a partnership approach to be taken, with women to be encouraged to maintain regular contact with maternity services throughout pregnancy and following birth, have access to all necessary information, all of which will be underpinned by the principles of informed consent;
- the intention to relocate all four stand alone maternity hospitals with adult acute hospitals and plans to build a world-class maternity facility, namely the National Maternity Hospital at Elm Park, which will have clinical, operational and financial independence without religious, ethnic or other distinction, and the submission in March 2017, of the strategic infrastructure planning application for the hospital to An Bord Pleanála;
- the Minister for Health's intention to meet with both hospitals and consider further the legal mechanisms necessary to absolutely protect the State's considerable

investment in the hospital, and to report to Government and the Oireachtas on this project at the end of May 2017, including on the issue of ownership of the new facility;

- the plan for the National Women and Infants Health Programme to oversee the implementation of the National Maternity Standards for Safer Better Maternity Services and for HIQA to, in time, develop an appropriate monitoring programme in relation to these standards once they have been embedded in the healthcare system;
- the prioritisation by the National Women and Infants Health Programme of the provision of anomaly scans, to ensure that women will have equal access to standardised ultrasound services;
- the agreement reached recently, following engagement between the Departments of Health and Public Expenditure and Reform, the HSE, INMO and SIPTU nursing unions on a number of specific measures to attract nursing and midwifery graduates and to retain nurses and midwives;
- the resultant commitment given under that agreement to deliver the 2017 funded nursing and midwifery workforce plan, including 1,208 additional posts, 96 of which are additional midwives to support the implementation of the Strategy;
- the commencement of work by the NPSO on a Patient Safety Complaints and Advocacy Policy, the development of which will be informed by public consultation; and
- the intention to fully implement the recommendations of the November 2016 Evaluation of the Children's Palliative Care Programme, to further improve the supports and services available both to children with life-limiting conditions and palliative care needs and their families; and

supports the commitment, as set out in the Programme for a Partnership Government and in the developments outlined above, to implement the National Maternity Strategy, which will be carried out on a phased basis over the lifetime of the Strategy and will ensure the provision of a safe and high quality maternity service for women and babies.” — *An tAire Sláinte*.

2. To delete all words from “ensure that the new National Maternity Hospital” up to and including “clinical operations within the laws of the State” and substitute the following:

- “— ensure that the new National Maternity Hospital is built on the St. Vincent's Hospital campus as quickly as possible and has legally guaranteed independence from all non-medical influence in its clinical operations within the laws of the State, and that the investment of €300 million by the State is reflected in the ownership of the new hospital;
- negotiate a lien that will reflect the taxpayer's investment in the new National Maternity Hospital and explore the possibility of a 999 year lease of the property;” — *Billy Kelleher, Bobby Aylward, John Brassil, Declan Breathnach, James Browne, Mary Butler, Thomas Byrne, Jackie Cahill, Dara Calleary, Pat Casey, Shane Cassells, Jack Chambers, Lisa M. Chambers, Niall Collins, Barry Cowen, John Curran, Stephen S. Donnelly, Timmy Dooley, Sean Fleming, Pat the Cope Gallagher, Seán Haughey, John Lahart, James Lawless, Marc MacSharry, Micheál Martin, Charlie McConalogue, Michael McGrath, John McGuinness, Aindrias Moynihan, Michael Moynihan, Eugene Murphy, Margaret Murphy O'Mahony, Darragh O'Brien, Jim O'Callaghan, Éamon Ó Cuív, Willie O'Dea, Kevin O'Keeffe, Fiona O'Loughlin, Frank O'Rourke, Anne Rabbitte, Eamon Scanlon, Brendan Smith, Niamh Smyth, Robert Troy*.

143a. “That Dáil Éireann:

acknowledges:

- the serious side effects of the anti-malaria drug Mefloquine (Lariam) on some Irish Defence Forces personnel serving overseas in peacekeeping missions in the sub-Saharan region of the African continent;
- that these side effects have resulted in serious and prolonged psychotic and psychiatric behaviour and suicidal tendencies, including the possible death by suicide of some military personnel;
- the failure by the Department of Defence to implement a comprehensive screening programme to monitor the effects of Lariam on the estimated 4,500 plus Irish Defence Forces personnel who have received it since it was made drug of first resort for sub-Saharan Africa in 2000;
- that most of the world’s major military powers have, on the back of overwhelming evidence, completely banned Lariam or use it only as a drug of last resort for their soldiers;
- that the Irish Defence Forces is now one of the few armies in the world to administer Lariam as the only drug of first resort for its serving overseas soldiers in areas where there is a high risk of malaria;
- that RTÉ’s Investigations Unit engaged international medical experts whose analysis in their report in 2013 concluded that Irish Defence Forces personnel who had taken Lariam were three to five times more at risk from suicide; and
- the findings of a public inquiry by the British military, led by retired Lieutenant Colonel Dr. Ashley Croft and retired USA military Major Dr. Remington Nevin, two world experts into the effects of Lariam, who recommend that Lariam should be a drug of last resort and that the prescription of the drug should only be made under the most rigorous supervision; and

calls on the Government to:

- instruct the military authorities to immediately cease administering Lariam to all Irish soldiers as the drug of first resort and to replace it with proven safer alternatives such as Doxycycline or Malarone, and Lariam should only ever be the drug of last resort where no suitable safer alternative is available; and
- instruct the Department of Defence, in conjunction with the Health Service Executive, the military authorities and in consultation with the representative bodies for serving and former soldiers, to draw up a plan of action to help alleviate and address the ongoing concerns regarding the anti-malaria drug Lariam issued to military personnel serving on overseas missions in sub-Saharan Africa in the past.” — *Aengus Ó Snodaigh, Gerry Adams, John Brady, Pat Buckley, Seán Crowe, David Cullinane, Pearse Doherty, Dessie Ellis, Martin J. Ferris, Kathleen Funchion, Martin Kenny, Mary Lou McDonald, Denise Mitchell, Imelda Munster, Carol Nolan, Jonathan O'Brien, Eoin Ó Broin, Caoimhghín Ó Caoláin, Donnchadh Ó Laoghaire, Louise O'Reilly, Maurice Quinlivan, Brian Stanley, Peadar Tóibín, Thomas P. Broughan, Clare Daly, Catherine Connolly, Thomas Pringle, Richard Boyd Barrett, Brid Smith, Gino Kenny, Bobby Aylward, John Brassil, Declan Breathnach, James Browne, Mary Butler, Thomas Byrne, Jackie Cahill, Dara Calleary, Pat Casey, Shane Cassells, Jack Chambers, Lisa M. Chambers, Niall Collins, Barry Cowen, John Curran, Stephen S. Donnelly, Timmy Dooley, Sean Fleming, Pat the Cope Gallagher, Seán Haughey, Billy Kelleher, John Lahart, James Lawless, Marc MacSharry, Micheál Martin,*

Charlie McConalogue, Michael McGrath, John McGuinness, Aindrias Moynihan, Michael Moynihan, Eugene Murphy, Margaret Murphy O'Mahony, Darragh O'Brien, Jim O'Callaghan, Éamon Ó Cuív, Willie O'Dea, Kevin O'Keeffe, Fiona O'Loughlin, Frank O'Rourke, Anne Rabbitte, Eamon Scanlon, Brendan Smith, Niamh Smyth, Robert Troy.

[3 May, 2017]

MEMORANDA

*Dé Céadaoin, 3 Bealtaine, 2017
Wednesday, 3rd May, 2017*

Cruinniú den Choiste um Chúram Sláinte sa Todhchaí i Seomra Coiste 3, TL2000, ar 9 a.m. (*príobháideach*).

Meeting of the Committee on the Future of Healthcare in Committee Room 3, LH2000, at 9 a.m. (*private*).

Cruinniú den Chomhchoiste um Dhlí agus Ceart agus Comhionannas i Seomra Coiste 2, TL2000, ar 9 a.m.

Meeting of the Joint Committee on Justice and Equality in Committee Room 2, LH2000, at 9 a.m.

Cruinniú den Chomhchoiste um Iompar, Turasóireacht agus Spórt i Seomra Coiste 4, TL2000, ar 9 a.m.

Meeting of the Joint Committee on Transport, Tourism and Sport in Committee Room 4, LH2000, at 9 a.m.

Cruinniú den Chomhchoiste um Leanaí agus Gnóthaí Óige i Seomra Coiste 1, TL2000, ar 10 a.m.

Meeting of the Joint Committee on Children and Youth Affairs in Committee Room 1, LH2000, at 10 a.m.

Cruinniú den Chomhchoiste um Shláinte i Seomra Coiste 3, TL2000, ar 1.30 p.m.

Meeting of the Joint Committee on Health in Committee Room 3, LH2000, at 1.30 p.m.

Cruinniú den Chomhchoiste um Achainíocha ón bPobal i Seomra Coiste 1, TL2000, ar 1.30 p.m.

Meeting of the Joint Committee on Public Petitions in Committee Room 1, LH2000, at 1.30 p.m.

SCRÍBHINNÍ A LEAGADH FAOI BHRÁID NA dTITHE DOCUMENTS LAID BEFORE THE HOUSES¹

Reachtúil

Statutory

¹ I gcás nach leagtar scríbhinn ach faoi bhráid aon Teach amháin, cuirfear (D) – Dáil nó (S) – Seanad ina diaidh dá réir sin.

Where a document is laid before one House only it will be appended with (D) – Dáil or (S) – Seanad accordingly.

In-neamhnithe le Tairiscint

Rialacháin an Aontais Eorpaigh (Trealamh Muirí), 2017 (I.R. Uimh. 177 de 2017).

Eile

Tuarascáil don Tánaiste agus Aire Dlí agus Cirt agus Comhionannais, Proinséas Mhic Gearailt, T.D., maidir le Rialáil, Faireachán agus Oibriú Comhpháirtíochtaí Dlíthiúla.

Tuarascáil don Tánaiste agus Aire Dlí agus Cirt agus Comhionannais, Proinséas Mhic Gearailt, T.D., ón Údarás Rialála Seirbhíse Dlí maidir le Cleachtais Ildisciplíneacha.

An Roinn Caiteachais Phoiblí agus Athchóirithe. Tuarascáil maidir leis an gcéad athbhreithniú ar an Acht um Brústocaireacht a Rialáil, 2015.

Tuarascáil ón Aire Dlí agus Cirt agus Comhionannais, Proinséas Mhic Gearailt, T.D., do Thithe an Oireachtais ar Oibriú na nAchtanna um Aistriú Daoine ar Cuireadh Pianbhreith Orthu, 1995 agus 1997 don tréimhse 1 Eanáir 2016 - 31 Nollaig 2016 (De réir Alt 11 den Acht).

Na Rialacháin fán Acht um Cheartas Coiriúil (Cionta Sceimhlitheoireachta), 2005 (Alt 42) (Bearta Sriantacha i gcoinne Daoine agus Eintitis Áirithe a bhaineann leis na hEagraíochtaí ISIL (Da'esh) agus Al-Qaida) (Uimh. 2), 2017 (I.R. Uimh. 170 de 2017).

Neamhrechtúil

An tOrdú um an Acht Fuinnimh, 2016 (Tosach Feidhme Forálacha Áirithe), 2017 (I.R. Uimh. 171 de 2017).

Tithe an Oireachtais. An Comhchoiste um Thalmhaíocht, Bia agus Muir. An Tuarascáil Bhliantúil, Meitheamh 2016 – Nollaig 2016.

Bord Bainistíochta na Státseirbhíse. An Tuarascáil Bhliantúil, 2016.

Bord Cuntasachta na Státseirbhíse. An

Open to Motion to Annul

European Union (Marine Equipment) Regulations 2017 (S.I. No. 177 of 2017).

Other

Report to the Tánaiste and Minister for Justice and Equality, Frances Fitzgerald, T.D., on the Regulation, Monitoring and Operation of Legal Partnerships.

Report to the Tánaiste and Minister for Justice and Equality, Frances Fitzgerald, T.D., from the Legal Services Regulatory Authority regarding Multi-Disciplinary Practices.

Department of Public Expenditure and Reform. Report on the first review of the Regulation of Lobbying Act 2015.

Report by the Tánaiste and Minister for Justice and Equality, Frances Fitzgerald, T.D., to the Houses of the Oireachtas on the Operation of the Transfer of Sentenced Persons Acts 1995 and 1997 for the period 1 January, 2016 - 31 December, 2016 (In accordance with Section 11 of the Act).

Criminal Justice (Terrorist Offences) Act 2005 (Section 42) (Restrictive Measures concerning Certain Persons and Entities Associated with the ISIL (Da'esh) and Al-Qaida Organisations) (No.2) Regulations 2017 (S.I. No. 170 of 2017).

Non-Statutory

Energy Act 2016 (Commencement of Certain Provisions) Order 2017 (S.I. No. 171 of 2017).

Houses of the Oireachtas. Joint Committee on Agriculture, Food and the Marine. Annual Report, June, 2016 - December, 2016.

Civil Service Management Board. Annual Report, 2016.

Civil Service Accountability Board. Annual

Tuarascáil Bhliantúil, 2016.

Report, 2016.

An Roinn Caiteachais Phoiblí agus Athchóirithe. An Tuarascáil Bhliantúil, 2016.

Department of Public Expenditure and Reform. Annual Report, 2016.

An Bord Athbhreithnithe Meabhair-Shláinte (An Dlí Coiriúil). An Tuarascáil Bhliantúil, 2016.

Mental Health (Criminal Law) Review Board. Annual Report, 2016.

Rialacháin an Aontais Eorpaigh (Bearta Srianacha i leith na hIaráice) (Uimh. 3), 2017 (I.R. Uimh. 169 de 2017).

European Union (Restrictive Measures concerning Iraq) (No. 3) Regulations 2017 (S.I. No. 169 of 2017).

Rialacháin an Aontais Eorpaigh (Bearta Srianacha i leith na Somáile), 2017 (I.R. Uimh. 167 de 2017).

European Union (Restrictive Measures concerning Somalia) Regulations 2017 (S.I. No. 167 of 2017).

Rialacháin an Aontais Eorpaigh (Bearta Srianacha i leith na hÉigipte), 2017 (I.R. Uimh. 168 de 2017).

European Union (Restrictive Measures concerning Egypt) Regulations 2017 (S.I. No. 168 of 2017).