



# DÁIL ÉIREANN

*Déardaoin, 21 Meán Fómhair, 2017  
Thursday, 21st September, 2017*

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RIAR NA hOIBRE  
ORDER PAPER



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 Thursday, 21st September, 2017

2 p.m.

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**ORD GNÓ**  
**ORDER OF BUSINESS**

- 9a.** Tairiscint maidir le Ceadú beartaithe ag Dáil Éireann i ndáil le Rialachán ó Pharlaimint na hEorpa agus ón gComhairle lena leasaítear Rialachán (AE) 2016/794 chun Córás an Aontais Eorpaigh um Fhaisnéis agus Údarú Taistil (ETIAS) a bhunú a tharchur chuig Comhchoiste.

Motion *re* Referral to Joint Committee of proposed approval by Dáil Éireann for a Regulation of the European Parliament and of the Council amending Regulation (EU) 2016/794 for the purposes of establishing a European Travel Information and Authorisation System (ETIAS).

- 35.** (l) An Bille um an gCúigiú Leasú is Tríocha ar an mBunreacht (Ceart chun Tithíochta), 2017 — An Dara Céim (*vótáil a cuireadh siar*).  
 (a) Thirty-fifth Amendment of the Constitution (Right to Housing) Bill 2017 — Second Stage (*postponed division*).
- 18.** An Bille Leasa Shóisialaigh, Pinsean agus Cláraithe Shibhialta, 2017 — An Dara Céim (*atógáil*).  
 Social Welfare, Pensions and Civil Registration Bill 2017 — Second Stage (*resumed*).

**GNÓ COMHALTAÍ PRÍOBHÁIDEACHA**  
**PRIVATE MEMBERS' BUSINESS**

- 36.** (l) An Bille um Rialáil Tuirbíní Gaoithe, 2016 — An Dara Céim.  
 (a) Wind Turbine Regulation Bill 2016 — Second Stage.

**FÓGRA I dTAOBH GNÓ NUA**  
**NOTICE OF NEW BUSINESS**

- 17a.** Tairiscint maidir le Ceadú beartaithe ag Dáil Éireann i ndáil le Rialachán ó Pharlaimint na hEorpa agus ón gComhairle lena leasaítear Rialachán (AE) 2016/794 chun Córás an Aontais Eorpaigh um Fhaisnéis agus Údarú Taistil (ETIAS) a bhunú.
- Motion *re* Proposed approval by Dáil Éireann for a Regulation of the European Parliament and of the Council amending Regulation (EU) 2016/794 for the purposes of establishing a European Travel Information and Authorisation System (ETIAS).

**I dTOSACH GNÓ PHOIBLÍ  
AT THE COMMENCEMENT OF PUBLIC BUSINESS**

*Fógraí Tairisceana: Notices of Motions*

**9a.** “Go ndéanfar an togra go gceadaíonn Dáil Éireann an Stát d’fheidhmiú an roghnaithe nó na rogha faoi Phrótacal Uimh. 21 maidir le seasamh na Ríochta Aontaithe agus na hÉireann i dtaca leis an limistéar saoirse, slándála agus ceartais, atá i gceangal leis an gConradh ar an Aontas Eorpach agus leis an gConradh ar Fheidhmiú an Aontais Eorpaigh, a bheith páirteach i nglacadh agus i bhfeidhmiú an bhirt bheartaithe seo a leanas:

Togra le haghaidh Rialachán ó Pharlaimint na hEorpa agus ón gComhairle lena leasaítear Rialachán (AE) 2016/794 chun Córás an Aontais Eorpaigh um Fhaisnéis agus Údarú Taistil (ETIAS) a bhunú,

ar leagadh cóip de faoi bhráid Dháil Éireann an 18 Lúnasa 2017, a tharchur chuig an gComhchoiste um Dlí agus Cirt agus Comhionannais, de réir Bhuan-Ordú 84A(4)(k), agus go ndéanfaidh an Coiste sin, tráth nach déanaí ná an 5 Deireadh Fómhair 2017, teachtaireacht a chur chuig an Dáil ar an modh a phorordaítear i mBuan-Ordú 90, agus go mbeidh feidhm dá réir sin ag Buan-Ordú 89(2).

That the proposal that Dáil Éireann approves the exercise by the State of the option or discretion under Protocol No. 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, to take part in the adoption and application of the following proposed measure:

Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EU) 2016/794 for the purpose of establishing a European Travel Information and Authorisation System (ETIAS),

a copy of which was laid before Dáil Éireann on 18th August, 2017, be referred to the Joint Committee on Justice and Equality, in accordance with Standing Order 84A(4)(k), which, not later than 5th October, 2017, shall send a message to the Dáil in the manner prescribed in Standing Order 90, and Standing Order 89(2) shall accordingly apply.”

—Seosamh Mac Aodha, Aire Stáit ag Roinn an Taoisigh.

**17a.** “Go gceadaíonn Dáil Éireann an Stát d’fheidhmiú an roghnaithe nó na rogha faoi Phrótacal Uimh. 21 maidir le seasamh na Ríochta Aontaithe agus na hÉireann i dtaca leis an limistéar saoirse, slándála agus ceartais, atá i gceangal leis an gConradh ar an Aontas Eorpach agus leis an gConradh ar Fheidhmiú an Aontais Eorpaigh, a bheith páirteach i nglacadh agus i bhfeidhmiú an bhirt bheartaithe seo a leanas:

Togra le haghaidh Rialachán ó Pharlaimint na hEorpa agus ón gComhairle lena leasaítear Rialachán (AE) 2016/794 chun Córás an Aontais Eorpaigh um Fhaisnéis agus Údarú Taistil (ETIAS) a bhunú,

That Dáil Éireann approves the exercise by the State of the option or discretion under Protocol No. 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, to take part in the adoption and application of the following proposed measure:

Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EU) 2016/794 for the purpose of establishing a European Travel Information and Authorisation System (ETIAS),

ar leagadh cóip de faoi bhráid Dháil Éireann an 18 Lúnasa 2017.

a copy of which was laid before Dáil Éireann on 18th August, 2017."

*An tAire Dlí agus Cirt agus Comhionannais*

## ORDUITHE AN LAE ORDERS OF THE DAY

- 18.** An Bille Leasa Shóisialaigh, Pinsean agus Cláraithe Shibhialta, 2017 — An Dara Céim (*atógáil*).  
Social Welfare, Pensions and Civil Registration Bill 2017 — Second Stage (*resumed*).

## GNÓ COMHALTAÍ PRÍOBHÁIDEACHA PRIVATE MEMBERS' BUSINESS

*Gnó a ordáodh:*  
*Business ordered:*

- 35.** (l) An Bille um an gCúigiú Leasú is Tríocha ar an mBunreacht (Ceart chun Tithíochta), 2017 — An Dara Céim (*vótáil a cuireadh siar*).  
(a) Thirty-fifth Amendment of the Constitution (Right to Housing) Bill 2017 — Second Stage (*postponed division*).

—Richard Boyd Barrett, Bríd Smith, Gino Kenny, Paul Murphy, Ruth Coppinger, Mick Barry.

*Leasú ar an Tairiscint don Dara Léamh (atógáil):*  
*Amendment to Motion for Second Reading (resumed):*

1. Go scriosfar na focail go léir i ndiaidh “Go” agus go gcuirfear an méid seo a leanas ina n-ionad:

“Diúltáin Dáil Éireann an dara léamh a thabhairt ar an mBille um an gCúigiú Leasú is Tríocha ar an mBunreacht (Ceart chun Tithíochta), 2017, agus ina ionad sin, agus breitheanna roimhe seo ón Rialtas á gcur i gcuntas ar breitheanna iad na moltaí ginearálta ón Ochtú Tuarascáil ón gCoinbhinsiún ar an mBunreacht (i.e. go ndéanfaidh an Stát, faoi réir na n-acmhainní uasta atá ar fáil, cearta eacnamaíocha, sóisialta agus cultúrtha a réadú de réir a chéile agus go mbeidh an dualgas sin intrialte ag na Cúirteanna, agus gur cónair cearta breise sonracha a chur isteach freisin i mBunreacht na hÉireann, lena n-áirítear cearta tithíochta, cearta slándála sóisialaí, cúram sláinte bunriachtanach, cearta daoine faoi mhíchumas, cearta teanga agus cultúir) a chur faoi bhráid Coiste Oireachtas lena mbreithniú, cuirfidh sí saincheist an chirt chun tithíochta faoi bhráid an Choiste

To delete all words after “That” and substitute the following:

Dáil Éireann declines to give the Thirty-fifth Amendment of the Constitution (Right to Housing) Bill 2017 a second reading and instead, taking account of previous Government decisions to have the broader recommendations in the Eighth Report of the Convention on the Constitution (i.e. that the State shall progressively realise economic, social and cultural (ESC) rights subject to maximum available resources and that this duty shall be cognisable by the Courts, and that specific additional rights should also be inserted into the Constitution of Ireland, including housing rights, social security rights, essential health care, rights of people with disabilities, linguistic and cultural rights) considered by an Oireachtas Committee, have the right-to-housing issue considered by the Oireachtas Committee on Finance, Public Expenditure and Reform, and Taoiseach, to review the implications

Oireachtais um Airgeadas, Caiteachas Poiblí agus Athchóiriú, agus an Taoiseach lena breithniú, chun athbhreithniú a dhéanamh ar na himpleachtaí a éiríonn ó thaobh cothromáiocht idir cearta, dea-rialachas (lena n-áirítear scaradh cumhactaí) agus tosaíocht a thabhairt d'acmhainní.

arising in terms of balance of rights, good governance (including the separation of powers) and resource prioritisation.”

— *An tAire Tithíochta, Pleanála agus Rialtais Áitiúil.*

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- 36. (l)** An Bille um Rialáil Tuirbíní Gaoithe, 2016 — An Dara Céim.  
 (a) Wind Turbine Regulation Bill 2016 — Second Stage.

— *Brian Stanley.*

*Leasú ar an Tairiscint don Dara Léamh:  
 Amendment to Motion for Second Reading :*

I. To delete all words after “That” and substitute the following:

“Dáil Éireann declines to give the Wind Turbine Regulation Bill 2016 a second reading on the basis that the Government is already committed to addressing many of the issues raised in the Bill through the ongoing review of the 2006 Wind Energy Development Guidelines.”.

— *An tAire Tithíochta, Pleanála agus Rialtais Áitiúil.*

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## MEMORANDA

*Déardaoin, 21 Meán Fómhair, 2017  
 Thursday, 21st September, 2017*

Cruinniú den Choiste um Chuntais Phoiblí i Seomra Coiste 3, TL2000, ar 9 a.m.  
 Meeting of the Committee of Public Accounts in Committee Room 3, LH2000, at 9 a.m.

Cruinniú den Chomhchoiste um Airgeadas, Caiteachas Poiblí agus Athchóiriú, agus an Taoiseach i Seomra Coiste 2, TL2000, ar 9.30 a.m.  
 Meeting of the Joint Committee on Finance, Public Expenditure and Reform, and Taoiseach in Committee Room 2, LH2000, at 9.30 a.m.

Cruinniú den Chomhchoiste um Ghnóthaí Eachtracha agus Trádáil, agus Cosaint i Seomra Coiste 1, TL2000, ar 9.30 a.m. (*priobháideach*).  
 Meeting of the Joint Committee on Foreign Affairs and Trade, and Defence in Committee Room 1, LH2000, at 9.30 a.m. (*private*).

Cruinniú den Chomhchoiste um Ghnóthaí an Aontais Eorpaigh, den Chomhchoiste um Ghnóthaí Eachtracha agus Trádáil, agus Cosaint agus den Chomhchoiste um Phorfheidhmiú Chomhaontú Aoine an Chéasta i Seomra na Dála, ar 10.30 a.m.  
 Meeting of the Joint Committee on European Union Affairs, Joint Committee on Foreign Affairs and Trade, and Defence and the Joint Committee on the Implementation of the Good Friday Agreement in Dáil Chamber, at 10.30 a.m.

Cruinniú den Chomhchoiste um Poist, Fiontair agus Nuálaíocht i Seomra Coiste 1, TL2000, ar 2 p.m.

Meeting of the Joint Committee on Jobs, Enterprise and Innovation in Committee Room 1, LH2000, at 2 p.m.

## SCRÍBHINNÍ A LEAGADH FAOI BHRÁID NA dTITHE DOCUMENTS LAID BEFORE THE HOUSES<sup>1</sup>

### *Reachtúil*

#### *Tairiscint Ceadaithe ag Teastáil*

An tOrdú um Fhaoiseamh ó Chánachas Dúbalte (Cánacha ar Ioncam) (Poblacht na Casacastáine), 2017 (Dréacht). (D)

An tOrdú um Malartú Faisnéise a Bhaineann le Cúrsáí Cánoch (Réigiún Riarachán Speisialta Mhacao de chuid Dhaon-Phoblacht na Síne), 2017 (Dréacht). (D)

#### *Eile*

Ceanglais maidir le tuairisciú faoi Alt 2(5) d'Acht an Aontais Eorpaigh (Grinnscrúdú), 2002: Tuarascáil Achomair ón Aire Tithíochta, Pleanála agus Rialtais Áitiúil don tréimhse sé mhí ó Eanáir go Meitheamh, 2017.

Uiscebhealaí Éireann. An Tuarascáil Bhliantúil agus na Cuntas, 2016.

An tÚdarás Slándála Príobháidí. An Tuarascáil Bhliantúil, 2016.

Ráiteas i scríbhinn maidir leis na téarmaí agus na coinníollacha (conradh) faoina ngníomhaíonn nó faoinar ghníomhaigh an Comhairleoir Speisialta, Frank O'Riordan, Tiománaí Sibhialtach, mar Chomhairleoir Speisialta don Teachta Pádraig Ó Donnabháin, Aire Stáit ag an Roinn Iompair, Turasóireachta agus Spóirt, le héifeacht ón 9 Meitheamh 2016 de bhun alt 19(4)(a) de na hAchtanna um Eitic in Oifigí Poiblí, 1995

### *Statutory*

#### *Requiring Motion of Approval*

Double Taxation Relief (Taxes on Income) (Republic of Kazakhstan) Order 2017 (Draft). (D)

Exchange of Information Relating to Tax Matters (Macao Special Administrative Region of the People's Republic of China) Order 2017 (Draft). (D)

#### *Other*

Reporting Requirements under Section 2(5) of the European Union (Scrutiny) Act 2002: Summary Report from the Minister for Housing, Planning and Local Government for the six-month period from January to June, 2017.

Waterways Ireland. Annual Report and Accounts, 2016.

The Private Security Authority. Annual Report, 2016.

Statement in writing of the terms and conditions (contract) under which Special Adviser, Frank O'Riordan, Civilian Driver, acts or acted as a Special Adviser to Deputy Patrick O'Donovan, Minister of State at the Department of Transport, Tourism and Sport, with effect from 9 June, 2016, pursuant to section 19(4)(a) of the Ethics in Public Office Acts 1995 and 2001.

<sup>1</sup> 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.

agus 2001.

Ráiteas i scríbhinn maidir leis na téarmaí agus na coinníollacha (conradh) faoina ngníomhaíonn nó faoinar ghníomhaigh an Comhairleoir Speisialta, Jeremiah Roche, Tiománaí Sibhialtach, mar Chomhairleoir Speisialta don Teachta Pádraig Ó Donnabháin, Aire Stáit ag an Roinn Iompair, Turasóireachta agus Spóirt, le héifeacht ón 9 Meitheamh 2016 de bhun alt 19(4)(a) de na hAchtanna um Eitic in Oifigí Poiblí, 1995 agus 2001.

Údarás Craolacháin na hÉireann. Athbhreithniú ar Oibriú, Éifeachtacht agus Tionchar na Scéime Cartlannaithe. Tuarascáil don Aire Cumarsáide, Gníomhaithe ar son na hAeráide agus Comhshaoil. (Lúnasa, 2017).

### ***Neamhreachtaíil***

Tuarascáil ó Oifig an Chigire Príosún i ndáil leis na himthosca a ghabh le bás Phríosúnach M an 28 Iúil 2015 agus é faoi choimeád Phríosún Phort Laoise.

Statement in writing of the terms and conditions (contract) under which Special Adviser, Jeremiah Roche, Civilian Driver, acts or acted as a Special Adviser to Deputy Patrick O'Donovan, Minister of State at the Department of Transport, Tourism and Sport, with effect from 9 June, 2016, pursuant to section 19(4)(a) of the Ethics in Public Office Acts 1995 and 2001.

Broadcasting Authority of Ireland. Review of the Operation, Effectiveness and Impact of the Archiving Scheme. Report to the Minister for Communications, Climate Action and Environment. (August, 2017).

### ***Non-Statutory***

A Report by the Office of the Inspector of Prisons into the circumstances surrounding the death of Prisoner M on 28 July, 2015 while in the custody of Portlaoise Prison.