



## **DÁIL ÉIREANN**

*Dé Céadaoin, 4 Iúil, 2018*  
*Wednesday, 4th July, 2018*

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**RIAR NA hOIBRE**  
**ORDER PAPER**



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10.30 a.m.

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**ORD GNÓ**  
**ORDER OF BUSINESS**

32. Ráitis tar éis an chruinnithe den Chomhairle Eorpach an 28-29 Meitheamh, de bhun Bhuan-Ordú 111.  
Statements post European Council meeting of 28th-29th June, pursuant to Standing Order 111.
30. (l) An Bille Oidhreachta, 2016 [*Seanad*] — An Tuarascáil (*atógáil, Leasú* 19).  
(a) Heritage Bill 2016 [*Seanad*] — Report (*resumed, Amendment* 19).
31. (l) An Bille Deochanna Meisciúla (Grúdlanna agus Drioglanna), 2016 — Ordú don Tuarascáil.  
(a) Intoxicating Liquor (Breweries and Distilleries) Bill 2016 — Order for Report.
7. An Bille um Maoiniú Teaghais-Tógála Éireann, 2018 — Ordú don Dara Céim.  
Home Building Finance Ireland Bill 2018 — Order for Second Stage.

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

194. (l) Tairiscint *maidir le* Conaire chun Sásaimh le haghaidh Íospartaigh Drochúsáideoirí Gnéasacha Ciontaithe Leanáí.  
(a) Motion *re* Pathway to Redress for Victims of Convicted Child Sexual Abusers.

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

- 11a. An Bille um Bord Measúnaithe Díobhálacha Pearsanta (Leasú), 2018 — An Chéad Chéim.  
Personal Injuries Assessment Board (Amendment) Bill 2018 — First Stage.
- 204a. Tairiscint *maidir le* Trédhearcacht ar fud na nArdán Cumarsáide.  
Motion *re* Transparency across Communication Platforms.

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

*Billí a thionscnamh: Initiation of Bills*

*Tíolactha:*

*Presented:*

7. An Bille um Maoiniú Teaghais-Tógála Éireann, 2018 — Ordú don Dara Céim.  
Home Building Finance Ireland Bill 2018 — Order for Second Stage.

Bille dá ngairtear Acht do dhéanamh socrú chun cuideachta a bhunú ar a dtabharfar Maoiniú Teaghais-Tógála Éireann; do dhéanamh socrú maidir leis an gcuideachta do chur maoiniú ar fáil i gcomhair forbairtí cónaithe sa Stát; agus do dhéanamh socrú i dtaobh nithe gaolmhara.

Bill entitled an Act to provide for the formation of a company to be known as Home Building Finance Ireland; to provide for the making available of financing by the company for residential development in the State; and to provide for related matters.

*—An tAire Airgeadais.*

*Tabhairt Isteach:*

*Introduction:*

11. An Bille um Sheirbhísí Maoine (Rialáil) (Leasú) (Cuideachtaí Bainistíochta a Rialáil), 2018 — An Chéad Chéim.  
Property Services (Regulation) (Amendment) (Management Company Regulation) Bill 2018 — First Stage.

Bille dá ngairtear Acht do leasú an Achte um Sheirbhísí Maoine (Rialáil), 2011 agus do dhéanamh socrú i dtaobh nithe gaolmhara.

Bill entitled an Act to amend the Property Services (Regulation) Act 2011 and to provide for related matters.

*—Darragh O'Brien.*

- 11a. An Bille um Bord Measúnaithe Díobhálacha Pearsanta (Leasú), 2018 — An Chéad Chéim.  
Personal Injuries Assessment Board (Amendment) Bill 2018 — First Stage.

Bille dá ngairtear Acht do leasú agus do leathnú na nAchtanna um Bord Measúnaithe Díobhálacha Pearsanta, 2003 agus 2007.

Bill entitled an Act to amend and extend the Personal Injuries Assessment Board Acts 2003 and 2007.

*—Michael McGrath.*

**ORDUITHE AN LAE**  
**ORDERS OF THE DAY**

30. (l) An Bille Oidhreacht, 2016 [*Seanad*] — An Tuarascáil (*atógáil, Leasú 19*).  
(a) Heritage Bill 2016 [*Seanad*] — Report (*resumed, Amendment 19*).

31. (l) An Bille Deochanna Meisciúla (Grúdlanna agus Drioglanna), 2016 — Ordú don Tuarascáil.  
 (a) Intoxicating Liquor (Breweries and Distilleries) Bill 2016 — Order for Report.

32. Ráitis tar éis an chruinnithe den Chomhairle Eorpach an 28-29 Meitheamh, de bhun Bhuan-Ordú 111.  
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**GNÓ COMHALTAÍ PRÍOBHÁIDEACHA**  
**PRIVATE MEMBERS' BUSINESS**

*Fógraí Tairisceana:*

*Notices of Motions:*

**194.** “That Dáil Eireann:

notes:

- the 2014 European Court of Human Rights’ (ECHR) judgment on the Louise O’Keeffe case;
- that the interpretation and application of this judgment is omitting sex abuse victims even when their perpetrators have been convicted because they have not made a prior complaint;
- that this interpretation is failing abysmally to apply justice to sex abuse victims whose perpetrators have not only been identified but also been convicted;
- that the State Claims Agency manages litigation in cases of alleged child sexual abuse in schools taken against the State and it is authorised to offer out-of-court settlements to citizens that come within the terms of the ECHR judgement;
- that only seven out-of-court settlements have been offered to date;
- that retired High Court judge, Mr. Justice Iarfhlaith O’Neill, was appointed in November 2017 to independently assess eligibility of sex abuse applications to an *ex gratia* scheme but only 21 applications have been received; and
- the pre-conditions are causing huge distress to the victims involved;

agrees that it is unjust that citizens, who have been sexually abused by people who were employed by the State in primary schools and whose perpetrators were subsequently convicted of sex abuse, are excluded from the State’s own redress scheme because they are unable to prove a prior complaint; and

calls for access to the State’s redress scheme for those citizens who were sexually abused in primary school, whose perpetrators have already been identified and convicted, on the same terms as has been afforded to those in residential institutions.” — *Willie O’Dea, 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, Kevin O'Keeffe, Fiona O'Loughlin, Frank O'Rourke, Anne Rabbitte, Eamon Scanlon, Brendan Smith, Niamh Smyth, Robert Troy.*

[3 July, 2018]

*Leasú:*

*Amendment:*

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

“notes that:

- sexual abuse, and child sexual abuse in particular, is a heinous crime wherever and however it occurs;
- everything that can be done should be done to bring the perpetrators of these crimes to justice and to ensure that those responsible for such crimes provide redress to the victims;
- in respect of residential institutions, the State accepted that it shared responsibility for abuse along with those who staffed and managed the institutions since, as set out in the Report of the Commission to Inquire into Child Abuse (Ryan Report), the State was responsible for committing children to the institutions, for licensing their operation and for directly inspecting the institutions with respect to the care and protection of children within them;
- under the now-closed Residential Institutions Redress Scheme, over €1.24 billion was paid to some 15,000 survivors of abuse, the bulk of this coming from taxpayers’ funds;
- in respect of day schools, the 2014 European Court of Human Rights’ (ECtHR) judgment found that the State failed in its obligation, in specific circumstances, to protect Louise O’Keeffe from sexual abuse by a teacher; and
- the State in 2015, introduced an *ex gratia* scheme of payments for victims of abuse by teachers and other school employees;

recognises that the requirement for evidence of a prior complaint of abuse (arising from the ECtHR judgement) is needed to access the *ex gratia* scheme in those cases where the State should reasonably have known of the danger posed by the abuser and taken steps to address it;

further notes the appointment of an independent assessor to hear the appeals under this scheme and that he is reviewing the legal implications of the ECtHR judgment, and awaits the outcome of the independent assessor’s considerations;

agrees that:

- the *ex gratia* scheme should be open to all those to whom the criteria apply, only some of whom may have been abused by the criminally convicted; and
- all the services of the State should be applied to support victims of crime; and

calls on all persons and institutions who have evidence of complaints in respect of sex abusers to freely provide that evidence so that the victims of abuse may secure redress, whether through the *ex gratia* scheme or through civil proceedings against those abusers and/or their employers, as relevant.” —*An tAire Oideachais agus Scileanna.*

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**204a.** “That Dáil Éireann:

notes:

- the increasing importance of digital communications platforms such as Facebook and Google during national elections and referendum campaigns;
- the Cambridge Analytica scandal which highlighted how outside interests can use online tracking and advertising tools to influence national elections;
- that advertising on such platforms is not regulated under existing election advertising rules;
- the work of the Transparent Referendum Initiative in recording the source and number of adverts carried on such platforms during the recent referendum campaign;
- how both Facebook and Google decided, with just three weeks to go to polling day, to amend their own rules to restrict the carrying of advertising in relation to the referendum for the remainder of the campaign;
- the need to understand whether the volume of advertising from overseas was a factor in those decisions; and
- the opportunity that exists to set a precedent on the need for transparency surrounding such advertising;

calls on the relevant social media companies to:

- work with the Transparent Referendum Initiative to provide details on the volume and value of referendum advertising that was carried on their platforms during the recent referendum to repeal the Eighth Amendment of the Constitution of Ireland; and
- publish such data in a prompt manner and in accordance with the provisions of the General Data Protection Regulation (GDPR) European Directive; and

calls on the Government to commit to finalising the necessary legislation to ensure there is proper regulation of such online election advertising in the future, including mechanisms to provide full transparency on the level and source of such advertising expenditure.” — *Eamon Ryan, Catherine Martin.*

[4 July, 2018]

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

<i>Reachtúil</i>	<i>Statutory</i>
<i>Tairiscint Ceadaithe ag Teastáil</i>	<i>Requiring Motion of Approval</i>
Níl aon scríbhinn á leagan faoin gCatagóir seo	<i>None</i>
<i>In-neamhnithe le Tairiscint</i>	<i>Open to Motion to Annul</i>
Rialacháin an Aontais Eorpaigh (Dáileadh	European Union (Insurance Distribution)

<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.

Árachais), 2018 (I.R. Uimh. 229 de 2018).

*Eile*

An Chomhairle Mhúinteoireachta. An Tuarascáil Bhliantúil, 2016/2017.

An Roinn Talmhaíochta, Bia agus Mara. An Tuarascáil Leathbhliantúil ar Fhorbairtí in AE, Iúil go Nollaig, 2017.

Ollscoil na hÉireann, Maigh Nuad. Na Ráitis Airgeadais Chomhdhlúite don bhliain dar chríoch an 30 Meán Fómhair 2017.

An Bord um Réiteach Piríte. An Tuarascáil Bhliantúil don bhliain dar chríoch an 31 Nollaig, 2017.

Ráitis Síntiús Bhliantúla, i leith na bliana 2017, arna gcur ar fáil don Choimisiún um Chaighdeán in Oifigí Poiblí ag Páirtithe Polaitíochta de bhun alt 24 den Acht Toghcháin, 1997.

Togra le haghaidh Moladh ón gComhairle maidir le haitheantas frithpháirteach uathoibríoch do dhioplómaí ardoideachais agus meánscoile uachtaraí agus do thorthaí thréimhsí foghlama thar lear a chur chun cinn mar aon le nóta faisnéise míniúcháin.

COM (2018) 270.

***Neamhrechtúil***

An tOrdú um an Acht Fuinnimh, 2016 (Alt 19) (Tosach Feidhme), 2018 (I.R. Uimh. 227 de 2018).

Regulations 2018 (S.I. No. 229 of 2018).

*Other*

The Teaching Council. Annual Report, 2016/2017.

Department of Agriculture, Food and the Marine. Six-Monthly Report on Developments in the EU, July to December, 2017.

National University of Ireland, Maynooth. Consolidated Financial Statements for the year ended 30 September, 2017.

Pyrite Resolution Board. Annual Report for the year ending 31 December, 2017.

Annual Donation Statements in respect of 2017, furnished to the Standards in Public Office Commission by Political Parties pursuant to Section 24 of the Electoral Act 1997.

Proposal for a Council Recommendation on promoting automatic mutual recognition of higher education and upper secondary education diplomas and the outcomes of learning periods abroad together with explanatory information note.

COM (2018) 270.

***Non-Statutory***

Energy Act 2016 (Section 19) (Commencement) Order 2018 (S.I. No. 227 of 2018).