

Dé Céadaoin, 13 Iúil, 2011
Wednesday, 13th July, 2011

10.30 a.m.

RIAR NA hOIBRE
Order Paper

GNÓ POIBLÍ
Public Business

1. An Bille Airgeadais (Uimh. 3), 2011 [*Bille Airgid Deimhnithe*] — An Dara Céim.
 Finance (No. 3) Bill 2011 [*Certified Money Bill*] — Second Stage.

2. Ráitis maidir le Forbraíochtaí Neamhchríochnaithe Tithíochta.
 Statements on Unfinished Housing Developments.

3. Ráitis maidir le “Fís don Athrú”.
 Statements on “A Vision for Change”.

Bille (atógáil) (0.02 n. fágtha):

Bill (resumed) (0.02 m. remaining):

4. An Bille um Chlárú Uachtanna, 2011 — An Dara Céim (*atógáil*).
 Registration of Wills Bill 2011 — Second Stage (*resumed*).
 —*Senator Terry Leyden.*

Tíolactha:

Presented:

5. An Bille um Dhlínse Cúirteanna agus Forghníomhú Breithiúnas (Leasú), 2011 —
 Ordú don Dara Céim.
 Jurisdiction of Courts and Enforcement of Judgments (Amendment) Bill 2011 —
 Order for Second Stage.

Bille dá ngairtear Acht do thabhairt éifeacht don Choinbhinsiún maidir le dlínse agus maidir le haithint agus forghníomhú breithiúnas in ábhair shibhialta agus thráchtála arna shíniú in Lugano an 30ú lá de Dheireadh Fómhair, 2007 agus arna chríochnú thar ceann an Chomhphobail Eorpaigh de bhun Chinneadh 2009/430/CE1 ón gComhairle, agus chun na críche sin do leasú an Achta um Dhlínse Cúirteanna agus Forghníomhú Breithiúnas, 1998 agus an Achta Cothabhála, 1994 agus do dhéanamh socrú i dtaobh nithe gaolmhara.

Bill entitled an Act to give effect to the Convention on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters signed at Lugano on the 30th day of October 2007 and concluded on behalf of the European Community pursuant to Council Decision 2009/430/EC1, and for that purpose to amend the Jurisdiction of Courts and Enforcement of Judgments Act 1998 and the Maintenance Act 1994 and to provide for related matters.

6. An Bille um Príobháideacht, 2006 — Ordú don Dara Céim.
Privacy Bill 2006 — Order for Second Stage.

Bille dá ngairtear Acht do dhéanamh socrú maidir le Tort arb éard é Príobháideacht a Shárú; agus do dhéanamh socrú i dtaobh nithe a bhaineann leis an méid sin.

Bill entitled an Act to provide for a Tort of Violation of Privacy; and to provide for matters connected therewith.

7. An Bille Staidrimh (Leasú i leith Oidhreachta), 2011 — Ordú don Dara Céim.
Statistics (Heritage Amendment) Bill 2011 — Order for Second Stage.

Bille dá ngairtear Acht do leasú an Achta Staidrimh, 1993, i ndáil leis an gcéad daonáireamh ar Éirinn a rinneadh ó bunaíodh an Stát; do thabhairt stádas oidhreachta speisialta don daonáireamh sin agus do chur faoi deara é a chur ar fáil don phobal le haghaidh taighde ginealais, staire agus taighde eile.

Bill entitled an Act to amend the Statistics Act 1993, in relation to the first census of population of Ireland taken since the establishment of the State; to afford that census a special heritage status and to have such released to the public for genealogical, historical and other research.

—*Senator Labhrás Ó Murchú.*

8. An Bille um Thrédhearcacht GNBS, 2011 — Ordú don Dara Céim.
NAMA Transparency Bill 2011 — Order for Second Stage.

Bille dá ngairtear Acht do leasú an Achta fán nGníomhaireacht Náisiúnta um Bainistíocht Sócmhainní (GNBS), 2009 agus do dhéanamh socrú, ar mhaithe le trédhearcacht, chun go mbeidh na mionsonraí iomchuí uile maidir le maoinne a thairgtear lena ndíol ag GNBS nó le ceadú GNBS ar fáil don phobal trína bhfoilsíú ar shuíomh gréasáin.

Bill entitled an Act to amend the National Asset Management Agency (NAMA) Act 2009 and to provide that, in the interests of transparency, all relevant details of properties offered for sale by or with the approval of NAMA be available to the public by means of publication on a website.

—*Senators Mark Daly, Darragh O'Brien, Diarmuid Wilson.*

9. An Bille um Áras an Teaghlaigh, 2011 — Ordú don Dara Céim.
Family Home Bill 2011 — Order for Second Stage.

Bille dá ngairtear Acht do thoirmeasc ordú cúirte a dheonú maidir le seilbh príomhártais teaghlaigh ach amháin in imthosca ina mbeidh anailís infhíoraithe, mhionsonraithe agus neamhspleách maidir le cumas aisíoctha úinéara an árais teaghlaigh tugtha ar aird don chúirt, agus ina mbeidh deis faighte ag an gcúirt an t-iarratas bunaidh ar mhorgáiste a athbhreithniú, agus ina ndéanfar breithniú ar réimse gníomhartha malartacha lena bhféachfar le seilbh an úinéara ar áras an teaghlaigh a chosaint.

Bill entitled to prohibit the granting of a court order for the possession of a primary family home except in circumstances where the court has been presented with a verifiable, detailed and independent analysis of the repayment capacity of the family home owner, and where the court has had an opportunity to review the original mortgage application, and consideration is given to a range of alternative actions that will seek to protect the homeowner's possession of the family home.

—*Senators Mark McSharry, Thomas Byrne.*

10. An Bille Ombudsman (Leasú), 2008 [*Dáil*] — An Dara Céim.
Ombudsman (Amendment) Bill 2008 [*Dáil*] — Second Stage.

11. An Bille Cróinéirí, 2007 — An Coiste.
Coroners Bill 2007 — Committee.

Tairiscintí:

Motions:

12. “Go gceadaíonn Seanad 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 Treorach ó Pharlaimint na hEorpa agus ón gComhairle lena mbunaítear caighdeáin íosta maidir le cearta, tacaíocht agus cosaint le haghaidh íospartaigh na coireachta,

ar leagadh cóip de faoi bhráid Sheanad Éireann an 13 Meitheamh, 2011.

That Seanad 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 Directive of the European Parliament and of the Council establishing minimum standards on the rights, support and protection of victims of crime,

a copy of which was laid before Seanad Éireann on 13th June, 2011.”

—*Senator Maurice Cummins.*

13. “Go gceadaíonn Seanad Éireann na Rialacháin seo a leanas ina ndrúacht:

Na Rialacháin um Pleanáil agus Forbairt (Leasú) (Uimh. 2), 2011,

ar leagadh cóipeanna díobh ina ndrúacht faoi bhráid Sheanad Éireann an 23 Meitheamh, 2011.

That Seanad Éireann approves the following Regulations in draft:

The Planning and Development (Amendment) (No. 2) Regulations 2011,

copies of which have been laid in draft form before Seanad Éireann on 23rd June, 2011.”

—*Senator Maurice Cummins.*

14. “Go gceadaíonn Seanad 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:

That Seanad 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:

togra le haghaidh Rialacháin ó Pharlaimint na hEorpa agus ón gComhairle maidir le haitheantas frithpháirteach a thabhairt do bhearta cosanta in ábhair shibhialta,

ar leagadh cóip de faoi bhráid Sheanad Éireann an 13 Meitheamh, 2011.

a proposal for a Regulation of the European Parliament and of the Council on mutual recognition of protection measures in civil matters,

a copy of which was laid before Seanad Éireann on 13th June, 2011.”.

—*Senator Maurice Cummins.*

15. “Go gceadaíonn Seanad 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 Cinnidh ón gComhairle maidir le síniú an Chomhaontaithe idir an tAontas Eorpach agus an Astráil maidir le haeriompróirí do phróiseáil agus d’aistriú sonraí Taifid Ainmneacha Paisinéirí (TAP) chuig Seirbhís Custam agus Cosanta Teorann na hAstráile,

ar leagadh cóip de faoi bhráid Sheanad Éireann an 10 Meitheamh, 2011.

That Seanad 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:

a proposal for a Council Decision on the signature of the Agreement between the European Union and Australia on the processing and transfer of Passenger Name Record (PNR) data by air carriers to the Australian Customs and Border Protection Service,

a copy of which was laid before Seanad Éireann on 10th June, 2011.”.

—*Senator Maurice Cummins.*

16. “Go gceadaíonn Seanad 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 Cinnidh ón gComhairle maidir le críochnú an Chomhaontaithe idir an tAontas Eorpach agus an Astráil maidir le haeriompróirí do phróiseáil agus d’aistriú sonraí Taifid Ainmneacha Paisinéirí (TAP) chuig Seirbhís Custam agus Cosanta Teorann na hAstráile,

ar leagadh cóip de faoi bhráid Sheanad Éireann an 10 Meitheamh, 2011.

That Seanad 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:

a proposal for a Council Decision on the conclusion of the Agreement between the European Union and Australia on the processing and transfer of Passenger Name Record (PNR) data by air carriers to the Australian Customs and Border Protection Service,

a copy of which was laid before Seanad Éireann on 10th June, 2011.”.

—*Senator Maurice Cummins.*

**17. Tairiscintí nach ón Rialtas:
Non-Government Motions:**

1. “That Seanad Éireann is keenly aware of the suffering of the families of those who died or were injured in the Dublin and Monaghan bombings and in all the atrocities that were inquired into by Judge Henry Barron; that this suffering is exacerbated by the absence of closure in these terrible tragedies; and that we support their call for co-operation by the British Government to actively participate in a process to help provide answers to the questions that remain unanswered; and that the Irish Government will continue in its efforts to urge the British Government to give urgent consideration to this matter.”

—*Senators Mary White, Darragh O’Brien, Thomas Byrne, Mark Daly, Terry Leyden, Marc MacSharry, Paschal Mooney, Brian Ó Domhnaill, Denis O’Donovan, Labhrás Ó Murchú, Ned O’Sullivan, Averil Power, Jim Walsh, Diarmuid Wilson.*

[16 June, 2011]

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2. “That Seanad Éireann will appoint an Honorary Senator to represent the Global Irish Community Overseas.”

—*Senators Mark Daly, Diarmuid Wilson, Mary White, Darragh O’Brien, Thomas Byrne, Terry Leyden, Marc MacSharry, Paschal Mooney, Brian Ó Domhnaill, Denis O’Donovan, Labhrás Ó Murchú, Ned O’Sullivan, Averil Power, Jim Walsh.*

[28 June, 2011]

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3. “That Seanad Éireann calls on the Minister for Health and the Government to honour its pre-election commitments and ensure the continuation of the existing twenty-four hour a day, seven day a week, Accident and Emergency services at Roscommon County Hospital.”

—*Senators Terry Leyden, Diarmuid Wilson, Darragh O’Brien, Thomas Byrne, Mark Daly, Marc MacSharry, Paschal Mooney, Brian Ó Domhnaill, Denis O’Donovan, Labhrás Ó Murchú, Ned O’Sullivan, Averil Power, Jim Walsh, Mary White.*

[6 July, 2011]

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4. “That Seanad Éireann recognising the conflicting publically available information regarding the safety of mobile phones, calls on the Minister for Communications, Energy and Natural Resources to consider the introduction of legislation that would require mobile phone operators and suppliers in Ireland to make available all information in their possession regarding the emission of electromagnetic radiation from mobile phones.”

—*Senators Pat O’Neill, Maurice Cummins, Paul Bradford, Terry Brennan, Colm Burke, Deirdre Clune, Paul Coghlan, Michael Comiskey, Martin Conway, Michael D’Arcy, Jim D’Arcy, Fidelma Healy Eames, Imelda Henry, Cáit Keane, Tony Mulcahy, Michael Mullins, Catherine Noone, Tom Sheahan.*

[12 July, 2011]

**18. An Seanad a chur ar athló.
Adjournment of the Seanad.**

BILLÍ SEANAID SA DÁIL
Seanad Bills with the Dáil

An Bille um Chúram Leanaí (Leasú), 2009.
Child Care (Amendment) Bill 2009.

An Bille um Sheirbhísí Maoine (Rialáil), 2009.
Property Services (Regulation) Bill 2009.

An Bille um Rialáil Cumarsáide (Seirbhísí Poist), 2010.
Communications Regulation (Postal Services) Bill 2010.

An Bille um Chonarthaí Foirgníochta, 2010.
Construction Contracts Bill 2010.

An Bille Meabhair-Shláinte (Leasú), 2008
(*athraithe ó*) An Bille Meabhair-Shláinte (Bearta Ainneonacha) (Leasú), 2008.
Mental Health (Amendment) Bill 2008
(*changed from*) Mental Health (Involuntary Procedures) (Amendment) Bill 2008.

An Bille um Cheartas Coiriúil (Ciorrú Ball Giniúna Baineann), 2011.
Criminal Justice (Female Genital Mutilation) Bill 2011.

An Bille um an Dlí Sibhialta (Forálacha Ilghnéitheacha), 2011.
Civil Law (Miscellaneous Provisions) Bill 2011.

An Bille Cosanta (Leasú), 2011.
Defence (Amendment) Bill 2011.

An Bille Sláinte Poiblí (Tobac) (Leasú), 2011.
Public Health (Tobacco) (Amendment) Bill 2011.

MEMORANDA

Dé Céadaoin, 13 Iúil, 2011.
Wednesday, 13th July, 2011.

Cruinniú den Chomhchoiste um Poist, Coimirce Shóisialach agus Oideachas i Seomra Coiste 3, TL2000, ar 9.30 a.m.
Meeting of the Joint Committee on Jobs, Social Protection and Education, in Committee Room 3, LH2000, at 9.30 a.m.

Déardaoin, 14 Iúil, 2011.
Thursday, 14th July, 2011.

Cruinniú den Chomhchoiste Riaracháin i Seomra Coiste 4, TL2000, ar 10 a.m.
Meeting of the Joint Administration in Committee Room 4, LH2000, at 10 a.m.

Cruinniú den Chomhchoiste um Shláinte agus Leanaí i Seomra Coiste 2, TL2000, ar 11 a.m.
Meeting of the Joint Committee on Health and Children in Committee Room 2, LH2000, at 11 a.m.

Cruinniú den Chomhchoiste um Fhorfheidhmiú Chomhaontú Aoine an Chéasta i Seomra Coiste 3, TL2000, ar 11.45 a.m.
Meeting of the Joint Committee on the Implementation of the Good Friday Agreement in Committee Room 3, LH2000, at 11.45 a.m.

Cruinniú den Chomhchoiste um Ghnóthaí an Aontais Eorpaigh i Seomra Coiste 4, TL2000, ar 12 meán lae
Meeting of the Joint Committee on European Union Affairs will be held in Committee Room 4, LH2000, at 12 noon.

Cruinniú den Chomhchoiste um Chomhshaol, Iompar, Cultúr agus Gaeltacht i Seomra Coiste 2, TL2000 ar 1.15 p.m.
Meeting of the Joint Committee on Environment, Transport, Culture and the Gaeltacht in Committee Room 2, LH2000, at 1.15 p.m.

PÁIPÉIR A LEAGADH FAOI BHRÁID AN tSEANAID
Papers laid before the Seanad

Reachtúil:

Statutory:

1) Ráiteas maidir le cáilíochtaí an Chomhairleora Speisialta, Paul O'Brien, a ghníomhaíonn nó a ghníomhaigh mar Chomhairleoir Speisialta don Teachta Éanna Ó Coinnigh, Taoiseach, ag Roinn an Taoisigh is cáilíochtaí is iomchuí maidir lena fheidhmeanna mar Chomhairleoir Speisialta de bhun alt 19(4)(d) de na hAchtanna um Eitic in Oifigí Poiblí 1995 agus 2001.

1) Statement of the qualifications of Special Adviser, Paul O'Brien, who acts or acted as a Special Adviser to Deputy Enda Kenny, Taoiseach, at the Department of the Taoiseach relevant to his functions as a Special Adviser pursuant to section 19(4)(d) of the Ethics in Public Office Acts 1995 and 2001.

2) Ráiteas i dtaobh an gaol an Comhairleoir Speisialta, Paul O'Brien, a ghníomhaíonn nó a ghníomhaigh mar Chomhairleoir Speisialta don Teachta Éanna Ó Coinnigh, Taoiseach, ag Roinn an Taoisigh leis an sealbhóir oifige de bhun alt 19(4)(c) de na hAchtanna um Eitic in Oifigí Poiblí, 1995 agus 2001.

2) Statement as to whether Special Adviser, Paul O'Brien, who acts or acted as a Special Adviser to Deputy Enda Kenny, Taoiseach, at the Department of the Taoiseach is a relative of the office holder pursuant to section 19(4)(c) of the Ethics in Public Office Acts 1995 and 2001.

3) Rialacháin na gComhphobal Eorpach (Dramhthrealamh Leictreach agus Leictreonach), 2011 (I.R. Uimh. 355 de 2011).

3) European Communities (Waste Electrical and Electronic Equipment) Regulations 2011 (S.I. No. 355 of 2011).

Neamhreachtúil:

Non-Statutory:

1) Faisnéis Staidrimh ar Sheirbhísí Leasa Shóisialaigh, 2010.

1) Statistical Information on Social Welfare Services, 2010.

2) Na Rialacháin Imeachtra, 2011 (I.R. 2) Foreshore Regulations 2011 (S.I. No. 353
Uimh. 353 de 2011). of 2011).
