

*Déardaoin, 5 Iúil, 2012*  
*Thursday, 5th July, 2012*

10.30 a.m.

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RIAR NA hOIBRE  
*Order Paper*

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GNÓ POIBLÍ  
*Public Business*

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1. (l) Bille na Gaeltachta, 2012 — An Coiste (*atógáil, leasu 10*).  
 (a) Gaeltacht Bill 2012 — Committee (*resumed, amendment 10*).

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

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3. An Bille Caidrimh Thionscail (Leasú) (Uimh.3), 2011 [*Dáil*] — An Dara Céim.  
 Industrial Relations (Amendment) (No. 3) Bill 2011 [*Dáil*] — Second Stage.

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

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5. An Bille um Cheartas Coiriúil (Ciontuithe Spíonta), 2012 — An Coiste.  
 Criminal Justice (Spent Convictions) Bill 2012 — Committee.

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6. (l) An Bille um Shláinte agus Leas Ainmhithe, 2012 — An Coiste (*atógáil, alt 38*).  
 (a) Animal Health and Welfare Bill 2012 — Committee (*resumed, section 38*).

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*Tíolactha:*  
*Presented:*

7. 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.

—*Senator Maurice Cummins.*

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8. 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.*

9. An Bille um Thuirbíní Gaoithe, 2012 — An Coiste.  
Wind Turbines Bill 2012 — Committee.

—*Senator John Kelly.*

10. An Bille um Chosaint Sláinte Leanaí ar Dheatach Tobac, 2012 — An Coiste.  
Protection of Children's Health from Tobacco Smoke Bill 2012 — Committee.

—*Senators John Crown, Mark Daly, Jillian van Turnhout.*

11. An Bille um Dhúnorgain Chorparáideach, 2011 — An Dara Céim.  
Corporate Manslaughter Bill 2011 — Second Stage.

—*Senator Mark Daly.*

12. An Bille um Chomhionannas Fostaíochta (Leasú) (Uimh. 2), 2012 — An Dara Céim.  
Employment Equality (Amendment) (No. 2) Bill 2012 — Second Stage.

—*Senator Mary White.*

13. An Bille um Rochtain ar Chóireáil Ailse, 2012 — An Dara Céim.  
Access to Cancer Treatment Bill 2012 — Second Stage.

—*Senators Marc MacSharry, John Crown, Darragh O'Brien.*

*Bille (atógáil) (0.02 n. fágtha):*

*Bill (resumed) (0.02 m. remaining):*

14. An Bille um Chlárú Uachtanna, 2011 — An Dara Céim (atógáil).  
Registration of Wills Bill 2011 — Second Stage (resumed).

—*Senator Terry Leyden.*

*Bille (atógáil) (0.02 n. fágtha):*

*Bill (resumed) (0.02 m. remaining):*

15. An Bille um Fhreagracht Fhioscach (Ráiteas), 2011 — An Dara Céim (atógáil).  
Fiscal Responsibility (Statement) Bill 2011 — Second Stage (resumed).

—*Senator Sean D. Barrett.*

*Bille (atógáil) (0.02 n. fágtha):*

*Bill (resumed) (0.02 m. remaining):*

**16. An Bille um Príobháideacht, 2012 — An Dara Céim (atógáil).**

Privacy Bill 2012 — Second Stage (*resumed*).

—*Senators David Norris, Feargal Quinn, Sean D. Barrett.*

*Tairiscintí:*

*Motions:*

**17.** “Go dtugann Seanad Éireann dá aire an Tuarascáil ón gComhchoiste um Chumarsáid, Acmhainní Nádúrtha agus Talmhaíocht dár teideal ‘*Tuarascáil maidir le Taiscéaladh Ola agus Gáis Amach ón gCósta*’ a leagadh faoi bhráid Sheanad Éireann an 9 Bealtaine, 2012.

That Seanad Éireann notes the Report of the Joint Committee on Communications, Natural Resources and Agriculture entitled ‘*Report on Offshore Oil and Gas Exploration*’ which was laid before Seanad Éireann on 9 May, 2012.”

—*Senator Maurice Cummins.*

**[10 May, 2012]**

**18.** “Go dtugann Seanad Éireann dá aire an Tuarascáil ón gComhchoiste um Airgeadas, Caiteachas Poiblí agus Athchóiriú dar teideal ‘*Tuarascáil maidir le malartú sonraí idir an Roinn Coimirce Sóisialaí agus Oifig na gCoimisinéirí Ioncaim*’ a leagadh faoi bhráid Sheanad Éireann an 10 Bealtaine, 2012.

That Seanad Éireann notes the Report of the Joint Committee on Finance, Public Expenditure and Reform entitled ‘*Report on data exchange between the Department of Social Protection and the Office of the Revenue Commissioners*’ which was laid before Seanad Éireann on 10 May, 2012.”

—*Senator Maurice Cummins.*

**[15 May, 2012]**

**19.** “Go dtugann Seanad Éireann dá aire an tuarascáil ón gComhchoiste um Dhlí agus Ceart, Cosaint agus Comhionannas dar teideal ‘*Tuarascáil maidir le héisteachtaí i ndáil le Daoine atá ar Iarraidh*’, a leagadh faoi bhráid Sheanad Éireann an 10 Bealtaine, 2012.

That Seanad Éireann notes the report of the Joint Committee on Justice, Defence and Equality entitled ‘*Report on hearings in relation to Missing Persons*’, which was laid before Seanad Éireann on 10th May, 2012.”

—*Senator Maurice Cummins.*

**[22 May, 2012]**

**20. Tairiscintí nach ón Rialtas:**

*Non-Government Motions:*

1. “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]**

2. “That Seanad Éireann calls on the Irish Government to formally recognise a Palestinian State at the UN General Assembly meeting in September 2011 and that such a state would be based upon Israel’s pre-1967 borders with mutually agreed land swaps.”

—*Senators Darragh O’Brien, Diarmuid Wilson, Ned O’Sullivan, Denis O’Donovan, Marc MacSharry, Labhrás Ó Murchú, Brian Ó Domhnaill, Paschal Mooney, Terry Leyden, Thomas Byrne, Jim Walsh, Averil Power, Mark Daly, Mary White, Jillian van Turnhout, Marie Louise O’Donnell, Fiach Mac Conghail, Katherine Zappone, David Norris, Trevor Ó Clochartaigh, Kathryn Reilly, David Cullinane.*

**[26 July, 2011]**

3. “That Seanad Éireann discuss and reject outright the Government’s proposals to introduce a septic tank charge or registration fee on rural households.”

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

**[14 September, 2011]**

4. “That Seanad Éireann calls upon the Government to convey to the Holy See at official level, and through existing diplomatic channels, that it would welcome the opportunity of extending an official invitation to Pope Benedict XVI to visit Ireland at a time of mutual convenience.”

—*Senators Jim Walsh, Paschal Mooney, Darragh O’Brien, Labhrás Ó Murchú, Terry Leyden, Mary White, Ned O’Sullivan, Mark Daly, Marc MacSharry, Brian Ó Domhnaill, Diarmuid Wilson, Averil Power, Thomas Byrne, Denis O’Donovan, Rónán Mullen, Feargal Quinn, David Cullinane, Trevor Ó Clochartaigh, Kathryn Reilly, Jillian van Turnhout, Martin McAleese, Fiach Mac Conghail.*

**[2 February, 2012]**

*Tairiscint (atógáil) (0.02 n. fágtha):*

*Motion (resumed) (0.02 m. remaining):*

5. “That Seanad Éireann, noting that:
- research on behalf of the *Environmental Protection Agency* shows that Irish consumers throw away 1 million tonnes of food a year which is approximately 30% of food bought;
  - the average person throws out almost 300kg of ‘black bin rubbish’ every year, and about one third of this waste is food waste. This is the equivalent of 3,750 apples;
  - this waste costs every household in Ireland about €1,000 per year;
  - restaurants dispose of about €125 million worth of food every year;
  - wastage is a huge financial cost to the State through the dumping of it in landfills;
  - food wastage is a major factor in greenhouse gas emissions through rotting;
  - food is inadequately labelled and its *true* origin is often obscured to the consumer;
  - food is inadequately labelled in terms of content;
  - there is a childhood obesity epidemic with over 300,000 children considered obese;

- most requirements of the new EU Food Information Regulations requirements do not apply until 2014 and nutrition labelling will become mandatory in 2016;

calls on the Government to introduce proper food labelling to improve information to consumers and other food safety measures:

- including the provision of ‘consume by’ dates of food products, in the ‘best before’ and ‘sell by’ dates (that is, many foods are in fact edible after the ‘best before’ or the ‘sell by’ or ‘display until’ dates which used by retailers) to reduce food wastage;
- immediately ensure “verifiable country of origin” labelling on all farm produce sold by retailers to ensure that consumers are not confused and undermine local producers by passing off imports as Irish as is the case currently (e.g. through the use of tricolors, shamrocks, green labels, etc.) — *especially as the EU debate about country of origin labelling has effectively been postponed*;
- ensure that terms like “Irish food” can only be used after specific criteria are satisfied — by doing so, it will help to stimulate growth in the economy by allowing consumers to buy produce verifiably produced in Ireland;
- include labelling on food so that Irish consumers know exactly from where their products are originating;
- given that it is estimated that up to 25% of an individual’s carbon footprint is associated with their diet; consider the introduction of labelling for products with at least 25% greenhouse gas savings (as in Sweden) to provide consumers with the ability to make an informed choice and with the ability to see how some products are more sustainable than others;
- introduce labelling with clearer food storage instructions to reduce waste;
- consider the introduction of simpler food labelling for food products aimed at children;
- teach primary schoolchildren more effectively about food and food labelling, emphasising healthy eating and continue to examine existing advertising regulations with regard to children and clarify the potential tax on fatty foods; and
- welcomes the European Commission’s proposal for the introduction, for the first time and on a voluntary basis, of an electronic identification system (EID) for bovine animals by repealing the current provisions on voluntary beef labelling; and

to consider additional measures to reduce waste, including, but not limited to:

- introducing a proper system for distributing leftover food to those most in need and to the appropriate charities; including ensuring that any catering procured by the State will be required to redistribute that food to vulnerable groups;
- encouraging retailers to allow ‘2 for 1’ offers to be redeemed at a later date through a voucher system, discouraging waste; and
- encouraging producers and retailers to reduce packaging including the introduction of biodegradable packaging and packaging that keeps fresh produce edible for longer in addition to making packaging easier to open for the elderly or disabled.”.

—*Senators Feargal Quinn, Mary-Ann O’Brien.*

**[14 February, 2012]**

P.T.O.

*Leasuithe:*

*Amendments:*

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

“noting that:

- minimisation and management of food waste is being addressed under the National Waste Prevention Programme and the plan covering the period 2009-2012;
- the Waste Management (Food Waste) Regulations 2009, on commercial food waste, introduced by the Department of the Environment, Community and Local Government, include a requirement that from 1 July, 2010, the commercial sector have the food waste it generates segregated and collected separately and also imposes obligations on the major sources of food waste such as hot food outlets and institutions;
- the Waste Management (Landfill Levy) Regulations 2011 provide for an increase in the landfill levy to €50 per tonne from 1 September, 2011 and that there is a commitment to further increases;
- the General food labelling Directive 200/13/EC (S.I. 483/2002) requires indication of the place of origin where failure to give such particulars might mislead the consumer to a material degree and EU food information regulations will provide additional information to the consumer;
- according to IUNA data, children are not eating the recommended portions of milk, fresh meat and fruit and vegetables;

considers that these measures will improve Ireland’s performance in relation to food waste, and in particular:

- notes the launch by the Minister for the Environment, Community and Government of the Green Public Procurement Action Plan in January, 2012, which aims to implement green public procurement in favour of more resource efficient, less polluting goods services and works;
- highlights that food and catering services are a priority area for green procurement and that contracting parties will be required to deal with food waste in compliance with the National Composting Standard;
- emphasises that the sustainability of the agri-food sector in Ireland provides consumers in Ireland and further afield with environmental assurance, welcomes in this regard schemes such as the Bord Bia Beef and Lamb Quality Assurance Scheme, developed in partnership with Teagasc and the Carbon Trust. This includes traceability back to the farm and carbon measurement on the farm as well as an indication of origin;
- remarks that Country of Origin labelling is currently mandatory for beef, fish, honey, olive oil and fresh fruit and vegetables and for other products when its absence might mislead the consumer; that this is being extended to other meats and that the European Commission will carry out a feasibility study on the possibility of extending country of origin labelling requirements to other foods including ingredients that represent more than 50% of a food;
- notes that the DAFM is supporting research into anaerobic digestion, utilisation of by-products of processing and fruit and vegetable waste in particular and considers that it is important that the findings of such research are commercialised and used on a wide scale;

- encourages more schools to take up the EU school milk scheme;
- notes that the Food Dude/EU school fruit scheme, managed by Bord Bia funded by DAFM, has now been rolled out to over half of primary school children and that evaluations of the scheme have consistently shown increased consumption of fruit and vegetables;
- recommends wider publicity of the Stop Food Waste Programme ([www.StopFoodWaste.ie](http://www.StopFoodWaste.ie)) and the [www.foodwaste.ie](http://www.foodwaste.ie) and the EPA publication “Less Food Waste — More Profit” which provides advice to consumers and operators on buying, storage and low waste cookery tips such as buying what is required, taking note of existing stock, checking use-by dates and understanding the differences between Use-by, Best before and Sell by dates, and on how to compost any residual food waste, as easy access to information and advice could have a substantial impact on individual consumer decisions and national patterns of consumer and operator behaviour.”.

—*Senator Maurice Cummins.*

2. To delete “• ensure that terms like ‘Irish Food’ ” and substitute “ensure that terms like ‘Irish Food’ applies to Irish produce on an All-Ireland basis, and”.

—*Trevor Ó Clochartaigh, David Cullinane, Kathryn Reilly.*

6. “That Seanad Éireann hereby declares that the Order of Business of Seanad Éireann, save in exceptional circumstances, shall take precedence over other business of the Oireachtas and that consequently Senators shall not attend meetings of Committees of the Oireachtas until the Order of Business is concluded in the House.”.

—*Senators David Norris, Sean Barrett, Feargal Quinn, Rónán Mullen.*

**[25 April, 2012]**

7. “That Seanad Eireann takes notes of the Annual Report of The Press Council of Ireland and the Office of the Press Ombudsman 2011.”.

—*Senators David Norris, Feargal Quinn, Rónán Mullen, Sean Barrett.*

**[12 June, 2012]**

8. “That the minutes of the Committee on Procedure and Privileges shall be automatically sent as a matter of course to every member of the Senate in light of the recent communication problems with members.”.

—*Senators David Norris, Marie Louise O’Donnell, Darragh O’Brien, Thomas Byrne, Mark Daly, Terry Leyden, Marc MacSharry, Paschal Mooney, Denis O’Donovan, Ned O’Sullivan, Brian Ó Domhnaill, Labhrás Ó Murchú, Averil Power, Jim Walsh, Mary White, Diarmuid Wilson, Sean D. Barrett, Cait Keane.*

**[26 June, 2012]**

9. “That the Social Welfare and Pensions Act 2012 (Section 12) (Commencement) Order 2012 (S.I. No. 206 of 2012) be and are hereby annulled.”

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

**[28 June, 2012]**



10. “That Seanad Éireann condemns the failure of this and previous Governments to implement the Environmental Impact Assessment Directive despite the judgement of the European Court of Justice; and notes, in particular, that the ECJ has ruled that Ireland has not satisfactorily implemented article 3 of the directive which deals with the negative consequences of split decisions in planning between Irish planning authorities and the Irish Environment Protection Agency.

Seanad Éireann expresses its concern at the result that this failure may have had on major planning decisions such as the Corrib Gas Pipeline.”

—*Senators David Cullinane, Trevor Ó Clocartaigh, Kathryn Reilly.*

**[4 July, 2012]**

21. An Seanad a chur ar athló.  
Adjournment of the Seanad.

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**BILLÍ SEANAID SA DÁIL**  
*Seanad Bills with the Dáil*

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

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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.

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An Bille um Chuntais Dhíomhaoine (Leasú), 2011.  
Dormant Accounts (Amendment) Bill 2011.

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An Bille Toghcháin (Leasú) (Maoiniú Polaitíochta), 2011.  
Electoral (Amendment) (Political Funding) Bill 2011.

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An Bille um Chlárú Sibhialta (Leasú), 2011.  
Civil Registration (Amendment) Bill 2011.

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An Bille um Cháilíochtaí agus Dearbhú Cáilíochta (Oideachas agus Oiliúint), 2011.  
Qualifications and Quality Assurance (Education and Training) Bill 2011.

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An Bille um Cheartas Coiriúil (Barántais Chuardaigh), 2012.  
Criminal Justice (Search Warrants) Bill 2012.

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An Bille um Cheartas Coiriúil (Faisnéis faoi Chionta in aghaidh Leanaí agus Aosaigh Shoghonta a Choimeád Siar), 2012.  
Criminal Justice (Withholding of Information on Offences Against Children and Vulnerable Persons) Bill 2012.

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An Bille um Fhiadhúlra (Leasú), 2012.  
Wildlife (Amendment) Bill 2012.

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## MEMORANDA

*Déardaoin, 5 Iúil, 2012.  
Thursday, 5th July, 2012.*

Cruinniú den Chomhchoiste um Dhlí agus Ceart, Cosaint agus Comhionannas i Seomra Coiste 2, TL2000, ar 9.30 a.m.  
Meeting of the Joint Committee on Justice, Defence and Equality in Committee Room 2, LH2000, at 9.30 a.m.

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Cruinniú den Chomhchoiste um Fhorfheidhmiú Chomhaontú Aoine an Chéasta i Seomra Coiste 4, TL2000, ar 11.15 a.m.  
Meeting of the Joint Committee on the Implementation of the Good Friday Agreement in Committee Room 4, LH2000, at 11.15 a.m.

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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.

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Cruinniú den Chomhchoiste um Airgeadas, Caiteachas Poiblí agus Athchóiriú i Seomra Coiste 4, TL2000, ar 2.30 p.m.  
Meeting of the Joint Committee on Finance, Public Expenditure and Reform in Committee Room 4, LH2000, at 2.30 p.m.

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

*Reachtúil:**Statutory:*

1) Na Rialacháin um Bearta Airgeadais Éigeandála ar mhaithe le Leas an Phobail (Íocaíochtaí le Cleachtóirí Tréidliachta a Laghdú) (Coigeartú), 2012 (I.R. Uimh. 232 de 2012)

1) Financial Emergency Measures in the Public Interest (Reduction of Payments to Veterinary Practitioners) (Adjustment) Regulations 2012 (S.I. No. 232 of 2012).

2) Na Rialacháin Trédhearcachta (Treoir 2004/109/CE) (Leasú), 2012 (I.R. Uimh. 238 de 2012).

2) Transparency (Directive 2004/109/EC) (Amendment) Regulations 2012 (S.I. No. 238 of 2012).

3) Na Rialacháin Réamheolaire (Treoir 2003/71/CE) (Leasú), 2012 (I.R. Uimh. 239 de 2012).

3) Prospectus (Directive 2003/71/EC) (Amendment) Regulations 2012 (S.I. No. 239 of 2012).

*Neamhrechtúil:**Non-Statutory:*

1) Tithe an Oireachtais. An Comhchoiste um Poist, Coimirce Shóisialach agus Oideachas. Tuarascáil Bhliantúil, Meitheamh 2011-Meitheamh 2012.

1) Houses of the Oireachtas. Joint Committee on Jobs, Social Protection and Education. Annual Report, June 2011-June 2012.

2) Oifig an Oireachtais. An Comhchoiste um Poist, Coimirce Shóisialach agus Oideachas. Tuarascáil Iniúchta AE maidir le COM (2012) 130: Togra le haghaidh Rialacháin ón gComhairle maidir leis an

2) Houses of the Oireachtas. Joint Committee on Jobs, Social Protection and Education. EU Scrutiny Report on COM (2012) 130: Proposal for a Council Regulation on the exercise of the right to

gceart a fheidhmiú chun comhghníomhaíocht a dhéanamh i gcomhthéacs saoirse bunaíochta agus saoirse chun seirbhísí a sholáthar, agus COM (2012)131: Togra le haghaidh Treorach ó Pharlaimint na hEorpa agus ón gComhairle maidir le forfheidhmiú Threoir 96/71/CE a bhaineann le hoibrithe a shuíomh i gcreat soláthair seirbhísí. Meitheamh, 2012.

take right to collective action within the context of the freedom of establishment and the freedom to provide services, and COM (2012)131: Proposal for a Directive of the European Parliament and of the Council on the enforcement of Directive 96/71/EC concerning the posting of workers in the framework of the provision of services. June, 2012.

3) An Ceannasaí Paitinní, Dearaí agus Trádmharcanna. Tuarascáil Bhliantúil, 2011.

3) Controller of Patents, Designs and Trademarks. Annual Report, 2011.