

SEANAD ÉIREANN

**MODIFICATIONS AND AMENDMENTS IN EFFECT TO THE STANDING ORDERS
RELATIVE TO PUBLIC BUSINESS
(2011 EDITION)**

13 February, 2015

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NOTE: This booklet contains all modifications currently in effect to the 2011 edition of Standing Orders.

MODIFICATIONS

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STANDING ORDER 16 – Leader of the House.

Date of modification: 17 December 2014

Duration of modification: Permanent, with effect from 1 January 2015.

Leasaítear Buan-Ordú 16 trí “ar 3.30 p.m. ar an Máirt, ar 12 meán lae ar an gCéadaoin agus ar an Déardaoin agus, aon lá eile,” a chur isteach roimh “i dtosach gnó phoiblí,”.

Standing Order 16 is amended by the insertion before “at the commencement of public business” of “at 3.30 p.m. on Tuesdays, at 12 noon on Wednesdays and Thursdays and, on any other day,”.

STANDING ORDER 18 – Prayer at commencement of sitting

Date of modification: 23 February 2012.

Duration of modification: Permanent.

Leasaítear Buan Ordú 18 trí –

Standing Order 18 is amended by the substitution of–

“éireoidh na Seanadóirí uile a bheidh i láthair ina seasamh ar feadh 30 soicind chun machnamh ciúin a dhéanamh agus ansin” a chur in ionad

“all Senators present shall stand for 30 seconds of silent reflection and then” for

“éireoidh na Seanadóirí uile a bheidh i láthair ina seasamh, agus”.

“all Senators present shall stand, and”.

Standing Order 19 – Quorum required.

Date of modification: 17 December 2014

Duration of modification: Permanent, with effect from 1 January 2015.

Leasaítear Buan-Ordú 19 tríd an méid seo a leanas a chur ina ionad:

“19. (1) Seisear Seanadóirí an córam is gá chun tionól den Seanad a bheith ann.

(2) Dhá Sheanadóir déag an córam is gá chun tionól den Seanad nach bhfuil feidhm ag Buan-Ordú 29 maidir leis a bheith ann nó chun gnó seachas an gnó a chuimsítear le Buan-Ordú 29 a bhreithniú.

(3) Ní thosóidh Treoraí an Tí ar thogra a chuimsítear le Buan-Ordú 16 a dhéanamh mura mbeidh córam dhá Sheanadóir déag i láthair.”.

Standing Order 19 is substituted for by the following:

“19. (1) The quorum necessary to constitute a meeting of the Seanad shall be six Senators.

(2) The quorum necessary to constitute a meeting of the Seanad to which Standing Order 29 does not apply or for the purpose of considering business other than that comprehended by Standing Order 29 shall be twelve Senators.

(3) The Leader of the House shall not commence making a proposal comprehended by Standing Order 16 unless a quorum of twelve Senators is present.”.

STANDING ORDER 20 – Procedure if no quorum at hour fixed for meeting.

Date of modification: 17 December 2014

Duration of modification: Permanent, with effect from 1 January 2015.

Leasaítear Buan-Ordú 20–

(i) trí “agus an uair a bheidh ceaptha le haghaidh togra faoi Bhuan-Ordú 16 nó chomh luath ina dhiaidh sin agus a bheidh córam i láthair” a chur isteach i ndiaidh “córam i láthair”; agus

(ii) trí “i gceachtar cás” a chur isteach i ndiaidh “tar éis na huaire a bheidh ceaptha”.

Standing Order 20 is amended –

(i) after “quorum present” by the insertion of “and at the hour appointed for a proposal under Standing Order 16 or as soon thereafter as there shall be a quorum present”; and

(ii) after “after the hour appointed” by the insertion of “in either case”.

**STANDING ORDER 22 – Time and days of sitting. Summoning of Seanad.
Suspension of sitting.**

Date of modification: 20 December 2012.

Duration of modification: Permanent.

Leasaítear Buan-Ordú 22(3) tríd an bhfomhír seo a leanas a chur leis:

“(b) Féadfaidh Seanadóirí a iarraidh ar an gCathaoirleach Seanad Éireann a chomóradh sna himthosca a leagtar amach in alt 4 d’Achtanna na gComhphobal Eorpach, 1972 go 2009.”.

Standing Order 22(3) is amended by the addition of the following sub paragraph:

“(b) Senators may require the Cathaoirleach to summon Seanad Éireann in the circumstances outlined in section 4 of the European Communities Acts, 1972 to 2009.”.

STANDING ORDER 29 – Matter for discussion at the commencement of sittings

Date of modification: 9 June 2011, with effect from 14 June 2011.

Duration of modification: Until further notice.

Leasaítear Buan-Ordú 29–

(i) i mír 1 trí “Féadfaidh an Cathaoirleach ceithre ní a roghnú a rialaíodh oiriúnach” a chur in ionad “Féadfaidh an Cathaoirleach trí ní a roghnú a rialaíodh oiriúnach”, agus

(ii) tríd an mír seo a leanas a chur in ionad mhír (3):

“(3) Féadfaidh an Seanadóir a bheidh ag tarraingt anuas ní a bheidh roghnaithe chun a phléite, óráid ceithre nóiméad a thabhairt agus beidh comhalta den Rialtas nó Aire Stáit i dteideal ceithre nóiméad ar a mhéad le haghaidh óráid mar fhreagra.”

Standing Order 29 is amended–

(i) in paragraph 1 by the substitution of “The Cathaoirleach may select four matters ruled suitable” for “The Cathaoirleach may select three matters ruled suitable”, and

(ii) by the substitution of the following paragraph for paragraph (3):

“(3) The Senator bringing forward a matter which has been selected for discussion may make a four minute speech and a member of the Government or Minister of State shall be entitled to not more than four minutes for a speech in reply.”

Date of modification: 17 December 2014

Duration of modification: Permanent, with effect from 1 January 2015.

Leasaítear Buan-Ordú 29 tríd an mír seo a leanas a chur in ionad mhír (1):

“(1)(a) Faoi réir fhomhír (b), ar an bPáidir a bheith léite i dtosach gach suí den Seanad de réir Bhuan-Ordú 18, féadfaidh Seanadóir ar bith, ar an Máirt, ar an gCéadaoin agus ar an Déardaoin, ní ar thug sé fógra i scríbhinn ina thaobh don Chathaoirleach tráth nár dhéanaí ná 12 meán lae an lá roimhe sin, gan an Satharn ná an Domhnach ná lá saoire poiblí a áireamh, a tharraingt anuas lena phlé: Ach, faoi rogha an Chathaoirligh féin amháin, féadfar in imthosca neamhghnácha ní a tharraingt anuas ar fhógra is giorra ná sin a thabhairt.

(b) Díreach tar éis an Phaidir a bheith

Standing Order 29 is amended by the substitution of the following paragraph for paragraph (1):

“(1)(a) Subject to subparagraph (b), when the Prayer has been read at the commencement of each sitting of the Seanad in accordance with Standing Order 18, any Senator may, on Tuesdays, Wednesdays and Thursdays, bring forward for discussion a matter of which he has given notice in writing to the Cathaoirleach not later than 12 noon on the preceding day, not reckoning a Saturday, Sunday or public holiday: Provided that in the absolute discretion of the Cathaoirleach a matter may exceptionally be brought forward at shorter notice.

(b) Immediately after the Prayer has been

léite de réir Bhuan-Ordú 18, cuirfidh an Cathaoirleach in iúl don Teach gur tugadh fógra de réir fhomhír (a) agus air sin déanfaidh sé rialú faoi oiriúnacht an ní sin chun a phléite. Féadfaidh an Cathaoirleach ceithre ní a roghnú a rialaíodh oiriúnach agus pléifear iad láithreach. I gcás nár tugadh aon fhógra nó nár rialaíodh aon ní oiriúnach cuirfidh an Cathaoirleach é sin in iúl don Teach.

(c) Nuair a bheidh plé ar nithe faoin mBuan-Ordú seo críochnaithe nó nuair a bheidh an Cathaoirleach tar éis a chur in iúl don Teach nár tugadh aon fhógra nó nár rialaíodh aon ní oiriúnach, beidh an Seanad, mura n-ordóidh sé a mhalairt, ar fionraí ar an Máirt, ar an gCéadaoin nó ar an Déardaoin go dtí an uair a bheidh ceaptha le haghaidh togra faoi Bhuan-Ordú 16.”.

read in accordance with Standing Order 18, the Cathaoirleach shall inform the House of notice given in accordance with subparagraph (a) and shall thereupon rule as to the suitability of such matter for discussion. The Cathaoirleach may select four matters ruled suitable and they shall be discussed forthwith. Where no notice has been given or no matter has been ruled suitable the Cathaoirleach shall inform the House of that fact.

(c) When discussion of matters under this Standing Order has concluded or when the Cathaoirleach has informed the House that no notice has been given or no matter has been ruled suitable, the Seanad, unless it shall otherwise order, shall stand suspended on a Tuesday, Wednesday or Thursday until the hour appointed for a proposal under Standing Order 16.”.

STANDING ORDER 45 – Time limits on non-Government motions

Date of modification: 16 June 2011, with effect from 21 June 2011.

Duration of modification: Until further notice.

Leasaítear Buan-Ordú 45 tríd an mír seo a leanas a chur in ionad mhír (b):

“(b) ní rachaidh óráid Seanadóra a mholfaidh tairiscint thar dheich nóiméad; ní rachaidh óráid an Aire nó an Aire Stáit a bheidh i gceist thar chúig nóiméad déag, agus beidh an Seanadóir a rinne an tairiscint nó cibé Seanadóir eile, nach mbeidh labhartha cheana aige a údaróidh sé chuige sin, i dteideal ceithre nóiméad le haghaidh óráid mar fhreagra; ní rachaidh óráid aon Seanadóra eile sa díospóireacht thar shé nóiméad.”

Standing Order 45 is amended by the substitution of the following paragraph for paragraph (b):

“(b) the speech of a Senator proposing a motion shall not exceed ten minutes; the speech of the Minister or Minister of State concerned shall not exceed fifteen minutes and the Senator proposing, or such other Senator who has not already spoken as he may authorise in that behalf, shall be entitled to four minutes for a speech in reply; the speech of any other Senator in the course of the debate shall not exceed six minutes.”

STANDING ORDER 57 – Members of the European Parliament: right of audience

Date of modification: 19 July 2011, with effect from 20 July 2011.

Duration of modification: Until further notice.

Leasaítear Buan-Ordú 57 tríd an mír seo a leanas a chur leis:

“(2) Ar mholadh ón gCoiste um Nós Imeachta agus Pribhléidí agus le cead an Tí, féadfaidh ionadaithe agus daoine sa saol poiblí agus sibhialta bheith i láthair agus éisteacht a fháil sa Seanad.”.

Standing Order 57 is amended by the addition of the following paragraph:

“(2) On the recommendation of the Committee on Procedure and Privileges and with the leave of the House, representatives and persons in public and civic life may attend and be heard in the Seanad.”.

STANDING ORDER 60 – Division bell rung and time for locking of Doors

Date of modification: 21 January 2014

Duration of modification: Permanent.

Leasaítear Buan-Ordú 60 tríd an méid seo a leanas a chur ina ionad:

“60. (1) Nuair a éileofar vótáil, cuirfidh an Cathaoirleach faoi deara an clog vótála a bhualadh aon uair amháin ar feadh seal nach lú ná ceithre nóiméad, agus cuirfear an glas ar na doirse chomh luath agus a ordóidh sé tar éis seal breise, nach lú ná ceithre nóiméad, a bheith caite.

(2) Más rud é –

(a) go n-éileofar vótáil eile láithreach tar éis an toradh ar vótáil roimhe sin a fhógairt; nó

(b) go n-ordóidh an Cathaoirleach don Seanad vótáil a dhéanamh arís de réir Bhuan-Ordú 62;

is é dhá nóiméad ar a laghad agus nóiméad amháin ar a laghad faoi seach fad na tréimhse a mbeidh an clog vótála á bhualadh lena linn agus fad an tseala idir an clog a bhualadh agus an glas a chur ar na doirse.”.

Standing Order 60 is substituted for by the following:

“60. (1) When a division is claimed, the Cathaoirleach shall cause the division bell to be rung once for a period of not less than four minutes, and the doors shall be locked so soon after the lapse of a further period of not less than four minutes as he shall direct.

(2) Where –

(a) another division is claimed immediately after the result of an earlier division has been declared; or

(b) the Cathaoirleach orders the Seanad to divide again in accordance with Standing Order 62;

the period for which the division bell is rung and the interval between the ringing of the bell and the locking of the doors shall be not less than two minutes and not less than one minute respectively.”.

STANDING ORDER 62 – Conduct of divisions by electronic means

Date of modification: 12 January 2012.

Duration of modification: Permanent.

Leasaítear Buan-Ordú 62 i bhfomhír (3)(b)(ii) tríd an méid seo a leanas a chur i ndiaidh “éilíodh amhlaidh”:

“agus is é nóiméad amháin ar a laghad i ngach cás fad na tréimhse a mbeidh an clog vótála á bhualadh lena linn agus fad an tseala idir an clog a bhualadh agus an glas a chur ar na doirse.”.

Standing Order 62 is amended in subparagraph (3)(b)(ii) by the addition of the following after “demanded”:

“and the period for which the division bell is rung and the interval between the ringing of the bell and the locking of the doors shall be not less than one minute in each instance.”.

Date of modification: 21 January 2014.

Duration of modification: Permanent.

Leasaítear Buan-Ordú 62 –

(a) i bhfomhír (3)(b)(ii) tríd an méid seo a leanas a scriosadh:

“agus is é nóiméad amháin ar a laghad i ngach cás fad na tréimhse a mbeidh an clog vótála á bhualadh lena linn agus fad an tseala idir an clog a bhualadh agus an glas a chur ar na doirse.”, agus

(b) trí mhír (4) a scriosadh.

Standing Order 62 is amended –

(a) in subparagraph (3)(b)(ii) by the deletion of:

“and the period for which the division bell is rung and the interval between the ringing of the bell and the locking of the doors shall be not less than one minute in each instance.”, and

(b) by the deletion of paragraph (4).

STANDING ORDER 65 – Quorum of Committee of whole Seanad

Date of modification: 17 December 2014

Duration of modification: Until further notice, with effect from 1 January 2015.

Leasaítear Buan-Ordú 65 trí “de réir Bhuan-Ordú 19(2)” a chur isteach i ndiaidh “chun córam den Seanad a dhéanamh”.

Standing Order 65 is amended by the addition after “quorum of the Seanad” of “in accordance with Standing Order 19(2)”.

STANDING ORDER 67 – Procedure in Committees

Date of modification: 16 June 2011.

Duration of modification: Until further notice.

Leasaítear Buan-Ordú 67 tríd an mír seo a leanas a chur isteach i ndiaidh mhír (2):

“(2A) Beidh feidhm ag na rialacha maidir le nós imeachta i Roghchoistí, de réir mar is cuí, le nós imeachta i bhFochoistí de na Coistí sin.”

Standing Order 67 is amended by the insertion of the following paragraph after paragraph (2):

“(2A) The rules as to procedure in Select Committees shall apply, as appropriate, to procedure in sub-Committees of such Committees.”

STANDING ORDER 70 – Select Committees: appointment, scope and context of activities

Date of modification: 16 June 2011 and 12 July 2012.

Duration of modification: Until further notice.

Leasaítear Buan-Ordú 70 trí na fomhíreanna seo a leanas a chur isteach i ndiaidh mhír (2)(b):

“(c) nach mbreithneoidh sé aon ní atá á bhreithniú ag an gCoiste um Chuntais Phoiblí, nó a mbeidh fógra tugtha ag an gCoiste um Chuntais Phoiblí i dtaobh é a bheith beartaithe é a bhreithniú, de bhun Bhuan-Ordú 163 de chuid na Dála agus/nó Acht an Ard-Reachtair Cuntas agus Ciste (Leasú), 1993; agus

*(ad) nach mbreithneoidh sé aon ní a bheidh á bhreithniú ag an gComhchoiste um Fhormhaoirsiú ar an tSeirbhís Phoiblí agus Achainíocha, nó ar thug an Comhchoiste sin fógra faoi á rá go mbeartaíonn sé é a bhreithniú, le linn dó a fheidhmeanna a fheidhmiú faoi Bhuan-Ordú 103A,

(d) go staonfaidh sé ó aon ní a fhiosrú i seisiún poiblí nó ó fhaisnéis rúnda maidir le haon ní a fhoilsíú más rud é go n-iarrfaidh na daoine seo a leanas amhlaidh air, ar chúiseanna a shonrófar agus a thabharfar i scríbhinn—

(i) comhalta den Rialtas nó Aire Stáit, nó

(ii) sealbhóir príomhoifige comhlachta atá faoi choimirce Roinne nó atá á mhaoiniú go páirteach nó go hiomlán ag an Stát nó atá bunaithe nó ceaptha ag comhalta den Rialtas nó ag an Oireachtas:

Ar choinníoll go bhféadfaidh an Cathaoirleach Coiste achomharc a dhéanamh chuig an gCathaoirleach

Standing Order 70 is amended by the insertion of the following subparagraphs after paragraph (2)(b):

“(c) it shall not consider any matter which is being considered, or of which notice has been given of a proposal to consider, by the Committee of Public Accounts pursuant to Dáil Standing Order 163 and/or the Comptroller and Auditor General (Amendment) Act 1993; and

*(ad) that it shall not consider any matter which is being considered, or of which notice has been given of a proposal to consider, by the Joint Committee on Public Service Oversight and Petitions in the exercise of its functions under Standing Order 103A,

(d) it shall refrain from inquiring into in public session or publishing confidential information regarding any matter if so requested, for stated reasons given in writing, by—

(i) a member of the Government or a Minister of State, or

(ii) the principal office-holder of a body under the aegis of a Department or which is partly or wholly funded by the State or established or appointed by a member of the Government or by the Oireachtas:

Provided that the Chairman may appeal any such request made to the Cathaoirleach, whose decision shall

in aghaidh aon iarrata den sórt sin a dhéanfar, agus is cinneadh críochnaitheach a bheidh i gcinneadh an Chathaoirligh.” be final.”.

**Sub-paragraph (ad) was inserted by an order of 12 July, 2012. It has been merged here with the text inserted on 16 June, 2011 for ease of reference.*

NEW STANDING ORDER 70A – Establishment of Committees

Date of modification: 16 June 2011.

Duration of modification: Until further notice.

Glactar leis an mBuan-Ordú breise seo a leanas:

“70A. (1) Féadfaidh an Seanad Roghchoiste a cheapadh chun breithniú agus tuairisciú don Seanad—

(a) ar cibé gnéithe de riaradh agus beartas Roinne nó Ranna Rialtais agus comhlachtaí poiblí gaolmhara a roghnóidh an Coiste, agus

(b) ar nithe a bhaineann leis an Aontas Eorpach agus a thagann faoi chúram na Roinne nó na Ranna iomchuí.

(2) Féadfar Roghchoiste arna cheapadh de bhun an Bhuan-Ordaithe seo a chomhcheangal le Roghchoiste arna cheapadh ag Dáil Éireann chun críocha na bhfeidhmeanna a leagtar amach sa Bhuan-Ordú seo agus chun tuairisciú do dhá Theach an Oireachtais ar an gcéanna.

(3) Gan dochar do ghinearálacht mhír (1), féadfaidh Roghchoiste arna cheapadh de bhun an Bhuan-Ordaithe seo na nithe seo a leanas a bhreithniú maidir leis an Roinn nó na Ranna iomchuí agus maidir le comhlachtaí poiblí gaolmhara:

(a) nithe a bhaineann le beartas a bhfuil an tAire freagrach iontu go hoifigiúil,

(b) gnóthaí poiblí atá faoi riaradh na Roinne,

(c) saincheisteanna beartais a eascraíonn as Athbhreithnithe ar Luach ar Airgead agus Beartas arna seoladh nó arna gcoimisiúnú ag an Roinn,

The following additional Standing Order is adopted:

“70A. (1) The Seanad may appoint a Select Committee to consider and report to the Seanad on—

(a) such aspects of the administration and policy of a Government Department or Departments and associated public bodies as the Committee may select, and

(b) European Union matters within the remit of the relevant Department or Departments.

(2) A Select Committee appointed pursuant to this Standing Order may be joined with a Select Committee appointed by Dáil Éireann for the purposes of the functions set out in this Standing Order and to report thereon to both Houses of the Oireachtas.

(3) Without prejudice to the generality of paragraph (1), a Select Committee appointed pursuant to this Standing Order may consider the following matters in respect of the relevant Department or Departments and associated public bodies:

(a) matters of policy for which the Minister is officially responsible,

(b) public affairs administered by the Department,

(c) policy issues arising from Value for Money and Policy Reviews conducted or commissioned by the Department,

- | | |
|--|---|
| <p>(d) beartas Rialtais i leith comhlachtaí atá faoi choimirce na Roinne,</p> | <p>(d) Government policy in respect of bodies under the aegis of the Department,</p> |
| <p>(e) saincheisteanna beartais a bhaineann le comhlachtaí atá á maoiniú go páirteach nó go hiomlán ag an Stát nó atá bunaithe nó ceaptha ag comhalta den Rialtas nó den Oireachtas,</p> | <p>(e) policy issues concerning bodies which are partly or wholly funded by the State or which are established or appointed by a member of the Government or the Oireachtas,</p> |
| <p>(f) scéim ghinearálta nó dréacht-cheanntaidil aon Bhille a fhoilsíonn an tAire,</p> | <p>(f) the general scheme or draft heads of any Bill published by the Minister,</p> |
| <p>(g) ionstraimí reachtúla, lena n-áirítear ionstraimí reachtúla a leagtar, nó a leagtar ina ndréacht, faoi bhráid ceachtar Tí nó an dá Theach agus na hionstraimí reachtúla sin arna ndéanamh faoi Achtanna na gComhphobal Eorpach, 1972 go 2009,</p> | <p>(g) statutory instruments, including those laid or laid in draft before either House or both Houses and those made under the European Communities Acts 1972 to 2009,</p> |
| <p>(h) ráitis straitéise a leagtar faoi bhráid ceachtar Tí den Oireachtas nó faoi bhráid dhá Theach an Oireachtais de bhun an Achta um Bainistíocht na Seirbhíse Poiblí, 1997,</p> | <p>(h) strategy statements laid before either or both Houses of the Oireachtas pursuant to the Public Service Management Act 1997,</p> |
| <p>(i) tuarascálacha bliantúla nó tuarascálacha bliantúla agus cuntais, is gá de réir dlí agus a leagtar faoi bhráid ceachtar Tí den Oireachtas nó faoi bhráid dhá Theach an Oireachtais, ar tuarascálacha bliantúla nó tuarascálacha bliantúla agus cuntais iad de chuid na Roinne nó na gcomhlachtaí dá dtagraítear i míreanna (3)(d) agus (e) agus torthaí oibríochta foriomlána, ráitis straitéise agus pleananna corparáideacha na gcomhlachtaí sin, agus</p> | <p>(i) annual reports or annual reports and accounts, required by law, and laid before either or both Houses of the Oireachtas, of the Department or bodies referred to in paragraph (3)(d) and (e) and the overall operational results, statements of strategy and corporate plans of such bodies, and</p> |
| <p>(j) cibé nithe eile a tharchuirfidh an Seanad chuige ó am go ham.</p> | <p>(j) such other matters as may be referred to it by the Seanad from time to time.</p> |
| <p>(4) Gan dochar do ghinearáltacht mhír (1), breithneoidh Roghchoiste arna</p> | <p>(4) Without prejudice to the generality of paragraph (1), a Select Committee</p> |

cheapadh de bhun an Bhuan-Ordaithe seo, maidir leis an Roinn nó leis na Ranna iomchuí—

- (a) dréachtghníomhartha reachtacha AE arna dtarchur chuig an Roghchoiste faoi Bhuan-Ordú 101, lena n-áirítear an chaoi a gcomhlíonann na gníomhartha sin prionsabal na coimhdeachta,
 - (b) tograí eile le haghaidh reachtaíocht AE agus saincheisteanna beartais gaolmhara, lena n-áirítear cláir agus treoirlínte arna n-ullmhú ag an gCoimisiún Eorpach mar bhonn le gníomh reachtach a d'fhéadfaí a dhéanamh,
 - (c) doiciméid neamhreachtacha arna bhfoilsíú ag aon institiúid de chuid AE i ndáil le nithe a bhaineann le beartas AE, agus
 - (d) nithe a liostaítear lena mbreithniú ar an gclár oibre do chruinnithe den Chomhairle Airí iomchuí de chuid AE agus toradh na gcruinnithe sin.
- (5) Beidh Cathaoirleach Comhchoiste arna cheapadh de bhun an Bhuan-Ordaithe seo ina chomhalta nó ina comhalta de Dháil Éireann.
- (6) Féadfaidh na daoine seo a leanas freastal ar chruinnithe de Roghchoiste nó de Chomhchoiste arna cheapadh de bhun an Bhuan-Ordaithe seo, chun críocha na bhfeidhmeanna a leagtar amach i mír (4), agus féadfaidh siad páirt a ghlacadh in imeachtaí gan ceart vótála a bheith acu ná an ceart tairiscintí a dhéanamh nó leasuithe a thairiscint:
- (a) Comhaltaí de Pharlaimint na hEorpa arna dtoghadh ó thoghlaigh in Éirinn, lena n-áirítear Tuaisceart Éireann,

appointed pursuant to this Standing Order shall consider, in respect of the relevant Department or Departments—

- (a) EU draft legislative acts standing referred to the Select Committee under Standing Order 101, including the compliance of such acts with the principle of subsidiarity,
 - (b) other proposals for EU legislation and related policy issues, including programmes and guidelines prepared by the European Commission as a basis of possible legislative action,
 - (c) non-legislative documents published by any EU institution in relation to EU policy matters, and
 - (d) matters listed for consideration on the agenda for meetings of the relevant EU Council of Ministers and the outcome of such meetings.
- (5) The Chairman of a Joint Committee appointed pursuant to this Standing Order shall be a member of Dáil Éireann.
- (6) The following may attend meetings of a Select or Joint Committee appointed pursuant to this Standing Order, for the purposes of the functions set out in paragraph (4) and may take part in proceedings without having a right to vote or to move motions and amendments:
- (a) Members of the European Parliament elected from constituencies in Ireland, including Northern Ireland,

(b) Comhaltaí de thoscaireacht na hÉireann chuig Tionól Parlaiminteach Chomhairle na hEorpa, agus

(c) ar chuireadh a fháil ón gCoiste, Comhaltaí eile de Pharlaimint na hEorpa.”.

(b) Members of the Irish delegation to the Parliamentary Assembly of the Council of Europe, and

(c) at the invitation of the Committee, other Members of the European Parliament.”.

Date of modification: 17 July 2014.

Duration of modification: Until further notice.

Leasaítear Buan-Ordú 70A tríd an bhfomhír seo a leanas a chur isteach i mír 3 i ndiaidh fhomhír (e):

“(ea) tuarascálacha faoi Bhuan-Ordú 137A ó chomhaltaí den Rialtas nó ó Airí Stáit maidir le Billí a achtaíodh sa 12 mhí roimhe sin,”.

Standing Order 70A is amended by the insertion in paragraph 3 of the following subparagraph after subparagraph (e):

“(ea) reports under Standing Order 137A by members of the Government or Ministers of State on Bills which have been enacted in the previous 12 months,”.

STANDING ORDER 71 – Powers of Select Committees

Date of modification: 16 June 2011.

Duration of modification: Until further notice.

Leasaítear Buan-Ordú 71—

Standing Order 71 is amended by—

(a) trí “cuir i láthair ó bhéal agus” a chur isteach roimh “aighneachtaí scríofa” i mír (2);

(a) the insertion of “oral presentations and” before “written submissions” in paragraph (2);

(b) tríd an mír seo a leanas a chur isteach i ndiaidh mhír (2):

(b) the insertion of the following paragraph after paragraph (2):

“(2A) an chumhacht fios a chur ar dhaoine, ar pháipéir agus ar thaifid;”

“(2A) power to send for persons, papers and records;”

(c) trí na focail go léir i ndiaidh “reachtaíocht nua;” i mír (4) a scriosadh;

(c) the deletion of all words after “new legislation;” in paragraph (4);

(d) trí na míreanna seo a leanas a chur isteach i ndiaidh mhír (4):

(d) the insertion of the following paragraphs after paragraph (4):

“(4A) an chumhacht scrúdú a dhéanamh ar aon ionstraim reachtúil, lena n-áirítear ionstraim reachtúil a leagtar, nó a leagtar ina dréacht, faoi bhráid ceachtar Tí nó an dá Theach agus ionstraim reachtúil arna déanamh faoi Achtanna na gComhphobal Eorpach, 1972 go 2009, agus moladh a dhéanamh, más dóigh leis gur gá gníomh den sórt sin a dhéanamh, i dtaobh ar chóir an ionstraim a neamhniú nó a leasú;

“(4A) power to examine any statutory instrument, including those laid or laid in draft before either House or both Houses and those made under the European Communities Acts 1972 to 2009, and to recommend, where it considers that such action is warranted, whether the instrument should be annulled or amended;

(4B) chun críocha mhír (4A), an chumhacht ceangal a chur ar aon Roinn Rialtais nó ar aon údarás déanta ionstraimí lena mbaineann Meabhrán a chur faoi bhráid an Roghchoiste ina míneofar aon ionstraim reachtúil atá faoi bhreithniú nó a bheith i láthair ag cruinniú den Roghchoiste chun aon ionstraim reachtúil den sórt sin a

(4B) for the purposes of paragraph (4A), power to require any Government Department or instrument-making authority concerned to submit a Memorandum to the Select Committee explaining any statutory instrument under consideration or to attend a meeting of the Select Committee for the purpose of

mhíniú: Ar choinníoll go bhféadfaidh an Roinn sin nó an t-údarás sin diúltú a bheith i láthair ar chúiseanna a shonrófar agus a thabharfar i scríbhinn don Roghchoiste, agus féadfaidh an Roghchoiste tuairisciú don Seanad ina leith sin;” agus

- (e) an mhír seo a leanas a chur isteach i ndiaidh mhír (6):

“(6A) an chumhacht ceangal a chur ar chomhalta den Rialtas nó ar Aire Stáit a bheith i láthair os comhair an Roghchoiste agus mionteagaisc ó bhéal a thabhairt, i seisiún príobháideach más rud é go n-iarrfaidh an comhalta den Rialtas nó an tAire Stáit amhlaidh, roimh chruinnithe den Chomhairle Airí iomchuí de chuid AE chun a chumasú don Roghchoiste a thuairimí a chur in iúl: Ar choinníoll go bhféadfaidh an Coiste ceangal a chur ar an gcomhalta sin den Rialtas nó ar an Aire Stáit a bheith i láthair amhlaidh tar éis na gcruinnithe sin freisin;”.

explaining any such statutory instrument: Provided that such Department or authority may decline to attend for stated reasons given in writing to the Select Committee, which may report thereon to the Seanad;” and

- (e) the insertion of the following paragraph after paragraph (6):

“(6A) power to require that a member of the Government or Minister of State shall attend before the Select Committee and provide, in private session if so requested by the member of the Government or Minister of State, oral briefings in advance of meetings of the relevant EU Council of Ministers to enable the Select Committee to make known its views: Provided that the Committee may also require such attendance following such meetings;”.

Date of modification: 17 July 2014.

Duration of modification: Until further notice.

Leasaítear Buan-Ordú 71 tríd an mír seo a leanas a chur isteach i ndiaidh mhír (6A):

“(6B) an chumhacht ceangal a chur ar chomhalta den Rialtas nó ar Aire Stáit atá freagrach go hoifigiúil i gcur i ngníomh Achta a bheith i láthair os comhair an Roghchoiste i ndáil le tuarascáil a bhreithniú faoi Bhuan-Ordú 137A;”.

Standing Order 71 is amended by the insertion of the following paragraph after paragraph (6A):

“(6B) power to require that a member of the Government or Minister of State who is officially responsible for the implementation of an Act shall attend before the Select Committee in relation to consideration of a report under Standing Order 137A;”.

NEW STANDING ORDER 71A – Compellability

Date of modification: 16 July 2014.

Duration of modification: Permanent.

Glactar leis an mBuan-Ordú breise seo a leanas:

“71A. (1) Beidh feidhm ag forálacha an Bhuan-Ordaithe seo maidir le Coiste atá ag seoladh gnáthghnó Coiste (i.e. aon ghnó, seachas Fiosrúchán de chuid Chuid 2), agus atá ag tabhairt ordacháin nó a thug ordachán (dá ngairtear ‘ordachán inordaitheachta’ sa Bhuan-Ordú seo) arna mhíniú in alt 76 den Acht um Thithe an Oireachtais (Fiosrúcháin, Pribhléidí agus Nósanna Imeachta), 2013.

(2) Tabharfaidh an Coiste atá ag tabhairt ordachán inordaitheachta na nithe seo a leanas don duine dá dtugtar an t-ordachán sin:

- (a) fógra réasúnach faoin dáta a cheanglaítear air nó uirthi a bheith i láthair; agus/nó,
- (b) tréimhse réasúnach chun fianaise nó doiciméad a sholáthar, nó chun an t-ordachán a chomhlíonadh ar shlí eile.

(3) Déanfaidh an Coiste atá ag tabhairt ordachán inordaitheachta a chur in iúl don duine dá dtugtar an t-ordachán sin na mór réimsí gnó atá nó a bheidh an Coiste a sheoladh agus lena mbaineann an t-ordachán, agus beidh an t-ordachán iomchuí i gcónaí maidir le himeachtaí an Choiste.

(4) Aon duine a fhreastalaíonn os comhair Coiste de bhun ordachán inordaitheachta, féadfaidh duine amháin eile, ar duine é nó í a fhéadfaidh bheith ina chleachtóir dlí nó ina cleachtóir dlí, a bheith ina theannta nó ina teannta, tar éis don duine sin fógra réasúnach a thabhairt don Choiste.

(5) Aon Choiste atá ag tabhairt ordachán inordaitheachta nó a thug ordachán

The following additional Standing Order is adopted:

“71A. (1) The provisions of this Standing Order shall apply to a Committee conducting ordinary Committee business (i.e. any business, other than a Part 2 Inquiry) which is giving or has given a direction (referred to in this Standing Order as a ‘compellability direction’) as defined in section 76 of the Houses of the Oireachtas (Inquiries, Privileges and Procedures) Act 2013.

(2) The Committee giving a compellability direction will provide the person who is given that direction with:

- (a) reasonable notice of his or her required attendance date; and/or,
- (b) a reasonable period for providing evidence or a document, or otherwise complying with the direction.

(3) The Committee giving a compellability direction will inform the person who is given that direction of the broad areas of business that the Committee is or will be conducting to which the direction relates, and the direction shall at all times be relevant to the proceedings of the Committee.

(4) Any person attending before a Committee pursuant to a compellability direction may, having given reasonable notice to the Committee, be accompanied by one other person who may be a legal practitioner.

(5) A Committee which is giving or has given a compellability direction, and

inordaitheachta, agus tar éis do dhuine ordachán a chomhlíonadh, gníomhóidh an Coiste sin agus aird chuí aige ar na nithe seo a leanas:

- (a) nósanna imeachta cothroma;
- (b) cearta an duine dá dtugtar an t-ordachán; agus
- (c) cearta aon duine eile dá ndéanann an t-ordachán difear.”.

following the compliance by a person with a direction, will act with due regard to:

- (a) fair procedures;
- (b) the rights of the person given the direction; and
- (c) the rights of any other person affected by the direction.”.

STANDING ORDER 79 – Appointment of Chairman, vice-Chairman and Temporary Chairmen

Date of modification: 5 February 2014

Duration of modification: Permanent.

Leasaítear Buan-Ordú 79 tríd an mír seo a leanas a chur isteach i ndiaidh mhír (3):

“(4) I gcás go scoirfidh Cathaoirleach Coiste atá ag seoladh fiosrúchán de chuid Chuid 2* de bheith ina chomhalta nó ina comhalta den Choiste sin, déanfaidh an Seanad, le Rún, Cathaoirleach a cheapadh as measc an chuid eile de chomhaltaí an Choiste.**”.

*[*Féach an míniú i mBuan-Ordú 103G†*]

**[*Féach Cuid 3 den Acht um Thithe an Oireachtais (Fiosrúcháin, Pribhléidí agus Nósanna Imeachta), 2013 i ndáil le fiosrúcháin de chuid Chuid 2 agus nósanna imeachta córa*]

†*The numbering of this reference has been updated to reflect earlier modifications to the current edition of Standing Orders.*

Standing Order 79 is amended by the insertion of the following paragraph after paragraph (3):

“(4) Where the Chairman of a Committee which is conducting a Part 2 inquiry* ceases to be a member of that Committee, the Seanad shall, by Resolution, appoint a Chairman from amongst the remaining Committee members.**”.

*[*See definition in Standing Order 103G†*]

**[*See Part 3 of the Houses of the Oireachtas (Inquiries, Privileges and Procedures) Act 2013 in relation to Part 2 inquiries and fair procedures*]

NEW STANDING ORDER 82A – Quorum Select Committees

Date of modification: 16 June 2011.

Duration of modification: Until further notice.

Glactar leis an mBuan-Ordú breise seo a leanas:

“82A. (1) Mura bhforáiltear a mhalaírt leis na Buan-Orduithe seo nó le hOrdú ón Seanad, is é is córam do Roghchoiste nó d’Fhochoiste de Roghchoiste—

- (a) triúr, nó
- (b) an ceathrú cuid de líon iomlán na gcomhaltaí is gá a cheapadh chun an Choiste, nó chun an Fhochoiste, de réir mar a bheidh,

cibé acu is mó, agus le linn an córam a ríomh, áireofar codáin mar dhuine amháin.

- (2) Ní dhéanfar comhalta de Sheanad Éireann a bheidh i láthair de bhun Bhuan-Ordú 80(2) a áireamh chun córam a chinneadh.
- (3) Is é is córam do Chomhchoiste córam cónastha an dá Roghchoiste atá ar áireamh ann, lúide duine amháin: Ar choinníoll, chun córam a chinneadh, gur comhalta de Sheanad Éireann duine amháin ar a laghad de na comhaltaí a bheidh i láthair agus gur comhalta de Dháil Éireann duine amháin díobh ar a laghad.”.

The following additional Standing Order is adopted:

“82A. (1) Unless otherwise provided by these Standing Orders or by Order of the Seanad, the quorum of a Select Committee or of a sub-Committee thereof, shall be either—

- (a) three, or
- (b) one quarter of the total number of members required to be appointed to the Committee, or sub-Committee as the case may be,

whichever is the greater, and in calculating the quorum, fractions shall be counted as one.

- (2) A member of Seanad Éireann attending pursuant to Standing Order 80(2) shall not be counted for the purposes of determining a quorum.
- (3) The quorum of a Joint Committee shall be the combined quorum of the two Select Committees of which it is comprised, minus one: Provided that for the purposes of determining a quorum, at least one of the members present shall be a member of Seanad Éireann and one a member of Dáil Éireann.”.

NEW STANDING ORDER 82B – Absence for witness evidence

Date of modification: 3 December 2014.

Duration of modification: Permanent.

Déantar an Buan-Ordú breise seo a leanas a ghlacadh:

“82B. (1) Faoi réir Bhuan Ordú 82C, i gcás aon chomhalta de Choiste atá ag seoladh fiosrúchán de chuid Chuid 2 (i gcás go bhfuil an chumhacht ag an bhfiosrúchán cinntí fíorais a dhéanamh) a bheith as láthair le linn d’fhinné aon fhianaise a thabhairt ag cruinniú den Choiste, déanfaidh comhalta a bheidh ainmnithe ag an gCoiste tairiscint a chur síos le haghaidh Rún ó Sheanad Éireann chun an comhalta a chur den Choiste de réir alt 20(4) den Acht um Thithe an Oireachtais (Fiosrúcháin, Pribhléidí agus Nósanna Imeachta), 2013 agus ní bheidh feidhm ag Buan Ordú 89.

(2) Chun críocha an Bhuan Ordaithe seo agus Bhuan Ordú 82C, is finné é nó í aon duine a thugann fianaise ó bhéal don Choiste seachas fostaithe de chuid Choimisiún Thithe an Oireachtais agus aon duine ag a bhfuil eolas nó saineolas teicniúil arna fhrúiliú nó arna frúiliú ag Coimisiún Thithe an Oireachtais.

The following additional Standing Order is adopted:

82B. (1) Subject to Standing Order 82C, in the event of any member of a Committee which is conducting a Part 2 inquiry (where the inquiry has the power to make findings of fact) being absent for any witness evidence at a meeting of the Committee, a member nominated by the Committee shall table a motion for a Resolution of Seanad Éireann to remove the member from the Committee in accordance with section 20(4) of the Houses of the Oireachtas (Inquiries, Privileges and Procedures) Act 2013 and Standing Order 89 shall not apply.

(2) For the purpose of this Standing Order and Standing Order 82C, a witness is any person giving oral evidence to the Committee save for employees of, and any person with technical knowledge or expertise engaged by, the Houses of the Oireachtas Commission.”

NEW STANDING ORDER 82C – Absence for witness evidence due to exceptional circumstances

Date of modification: 3 December 2014.

Duration of modification: Permanent.

Déantar an Buan-Ordú breise seo a leanas a ghlacadh:

“82C. Más rud é go bhfuil, nó go mbeidh, comhalta de Choiste atá ag seoladh fiosrúchán de chuid Chuid 2 (i gcás go bhfuil an chumhacht ag an bhfiosrúchán cinní fíorais a dhéanamh) as láthair le linn d’fhinné aon fhianaise a thabhairt ag cruinniú den Choiste, agus go gcomhaontaíonn an Coiste gur imthosca eisceachtúla is cúis leis an asláithreacht:

(1) féadfaidh sé a chinneadh gan dul ar aghaidh le fianaise an fhinné nó tosach fhianaise an fhinné a chur siar; nó

(2) i gcás go bhfuil an Coiste den tuairim gur gá dul ar aghaidh le fianaise an fhinné, féadfaidh sé, tar éis comhairle dlí a bhreithniú, dul ar aghaidh leis an gcruinniú más rud é:

(a) go dtoilíonn an finné go ndéanfar a fhianaise nó a fianaise a éisteacht gan an comhalta a bheith i láthair; agus

(b) go gcomhaontaíonn an finné le haon bhearta eile is gá agus/nó is cuí de réir na comhairle dlí a bheidh tugtha don Choiste,

agus ní dhéanfaidh an comhalta a bheidh ainmnithe ag an gCoiste tairiscint a chur síos (faoi Bhuan Ordú 82B) le haghaidh Rún chun an comhalta a chur den Choiste.

The following additional Standing Order is adopted:

82C. Where a member of a Committee which is conducting a Part 2 inquiry (where the inquiry has the power to make findings of fact) is or will be absent for any witness evidence at a meeting of the Committee, and the Committee agrees that the absence is due to exceptional circumstances:

(1) it may decide not to proceed with the witness evidence or to postpone the commencement of the witness evidence; or

(2) where the Committee is of the view that it is necessary to proceed with the witness evidence, it may, following the consideration of legal advice, proceed with the meeting where:

(a) the witness consents to having their evidence heard without the member; and

(b) the witness agrees to any other measures that, according to the legal advice given to the Committee, is necessary and/or appropriate,

and the member nominated by the Committee will not table a motion (under Standing Order 82B) for a Resolution to remove the member from the Committee.”.

NEW STANDING ORDER 85A TO 85C – Perception of bias

Date of modification: 5 February 2014

Duration of modification: Permanent.

Glactar na Buan-Orduithe breise seo a leanas:

“Brath go bhfuil claontacht i gceist – freagracht ar chomhalta

85A. (1) Más rud é, maidir le comhalta, gur comhalta é nó í de Choiste a bhfuil fiosrúchán de chuid Chuid 2* á sheoladh nó le seoladh aige, nó go gceaptar é nó í chuig Coiste a bhfuil fiosrúchán de chuid Chuid 2 á sheoladh nó le seoladh aige, agus go bhfuil an comhalta sin ar an eolas faoi aon ní i ndáil leis nó léi féin a bhféadfadh duine réasúnach a bhrath dá dheasca go bhfuil claontacht i gceist i ndáil leis an gcomhalta sin do bheith páirteach san fhiosrúchán sin, ansin staonfaidh an comhalta sin ó pháirt a ghlacadh san fhiosrúchán sin.

(2) Féadfaidh comhalta iarratas a dhéanamh chuig an gCoiste um Nós Imeachta agus Pribhléidí ar thuairim i dtaobh an bhféadfadh duine réasúnach a bhrath go bhfuil claontacht i gceist i ndáil leis an gcomhalta sin do bheith páirteach i bhfiosrúchán de chuid Chuid 2. Is é a bheidh mar thoradh ar an tuairim a iarradh tairiscint i dtaobh an mbeidh an comhalta sin ina chomhalta nó ina comhalta den Choiste fiosrúcháin, de réir Bhuan-Ordú 85C(4).

(3) Sna Buan-Orduithe seo, i gcás tagairt a bheith déanta go bhféadfadh duine réasúnach a bhrath go bhfuil claontacht i gceist, ciallaíonn sí go bhféadfadh an duine a bhrath go bhfuil claontacht i gceist i ndáil leis na nithe seo a leanas—

(a) baint nó plé a bheith ag comhalta le haon ní is ábhar d’fhiosrúchán de chuid Chuid 2, i gcás go bhféadfadh duine réasúnach a bhrath go bhfuil claontacht i gceist de dheasca na

The following additional Standing Orders are adopted:

“Perception of bias – responsibility of member

85A. (1) If a member is a member of a Committee which is conducting or which is to conduct a Part 2 inquiry*, or is appointed to a Committee which is conducting or which is to conduct a Part 2 inquiry, and that member is aware of anything in his or her own behalf which might lead to a perception of bias arising in a reasonable person in relation to that member’s participation in that inquiry, then that member shall recuse himself or herself from participating in that inquiry.

(2) A member may apply to the Committee on Procedure and Privileges for an opinion as to whether a perception of bias might arise in a reasonable person in relation to that member’s participation in a Part 2 inquiry. The opinion sought shall result in a motion in relation to whether that member shall be a member of the inquiry Committee, in accordance with Standing Order 85C(4).

(3) In these Standing Orders, where reference is made to a perception of bias which might arise in a reasonable person, this means a perception of bias which might arise in relation to—

(a) a member’s connection or dealings with any matter the subject of a Part 2 inquiry, where that connection or those dealings might lead to a perception of bias

bainte sin nó an phlé sin;

(b) caint a bheidh déanta ag comhalta faoin ní nó faoi na nithe is ábhar don fhiosrúchán; nó

(c) aon imthosca iomchuí eile.

Comhalta a chur den Choiste fiosrúcháin i ndáil le brath go bhfuil claontacht i gceist

85B. I gcás go staonfaidh comhalta ó pháirt a ghlacadh i bhfiosrúchán de chuid Chuid 2 ar na forais go bhféadfadh duine réasúnach a bhrath go bhfuil claontacht i gceist i ndáil leis an gcomhalta sin do bheith páirteach san fhiosrúchán, beartóidh an Seanad le rún, a luaithe is indéanta, go gcuirfear an comhalta den Choiste fiosrúcháin.

Nósanna imeachta maidir le brath go bhfuil claontacht i gceist

85C. (1) (a) Féadfaidh aon duine aighneacht a chur faoi bhráid an Choiste um Nós Imeachta agus Pribhléidí ina n-éileofar go bhféadfadh duine réasúnach a bhrath go bhfuil claontacht i gceist i ndáil le comhalta a bheidh ceaptha chun páirt a ghlacadh i bhfiosrúchán de chuid Chuid 2. Is i scríbhinn a bheidh aighneacht den sórt sin agus beidh ar áireamh inti fianaise a bheidh mar thaca leis an éileamh.

Ar choinníoll, i gcás nach gcomhlíonfaidh an aighneacht na coinníollacha sin, go gcuirfidh an Coiste um Nós Imeachta agus Pribhléidí an méid sin in iúl don duine agus go dtabharfaidh sé deis dó nó di an aighneacht a chur faoi bhráid an Choiste ar an modh ceart.

(b) Déanfaidh an Coiste um Nós Imeachta agus Pribhléidí, a luaithe is indéanta, an aighneacht faoi mhír (a) a bhreithniú agus deis a thabhairt don chomhalta atá i gceist aighneacht a chur faoi bhráid an Choiste mar chosaint ar a sheasamh nó ar a

in a reasonable person;

(b) a member's utterances on the matter or matters the subject of the inquiry; or

(c) any other relevant circumstances.

Removal from inquiry Committee in relation to perception of bias

85B. Where a member has recused himself or herself from a Part 2 inquiry, on the grounds that a perception of bias might arise in a reasonable person in relation to that member's participation in the inquiry, the Seanad shall resolve, as soon as is practicable, that the member be removed from the inquiry Committee.

Procedures re. perception of bias

85C. (1) (a) Any person may make a submission to the Committee on Procedure and Privileges claiming that a perception of bias might arise in a reasonable person in relation to a member appointed to take part in a Part 2 inquiry. Such submission shall be in writing and shall include evidence in support of the claim.

Provided that where the submission does not fulfil these conditions, the Committee on Procedure and Privileges shall inform the person of such, and afford them the opportunity to make the submission in the correct manner.

(b) The Committee on Procedure and Privileges shall, as soon as is practicable, consider the submission under paragraph (a), and give the member in question the opportunity to make a submission to the Committee in

seasamh i cibé foirm is cúí leis an gCoiste.

defence of his or her position, in such form as the Committee sees fit.

(2)(a) Maidir le comhalta a iarrfaidh tuairim faoi Bhuan-Ordú 85A(2) i dtaobh an bhféadfadh duine réasúnach a bhrath go bhfuil claontacht i gceist i ndáil leis an gcomhalta sin do bheith páirteach i bhfiosrúchán de chuid Chuid 2, is i scríbhinn a dhéanfaidh sé nó sí an iarraidh chuig an gCoiste um Nós Imeachta agus Pribhléidí agus beidh ina teannta cúis nó cúiseanna go bhfuil an tuairim á iarraidh.

(2)(a) A member who seeks an opinion under Standing Order 85A(2) on whether a perception of bias might arise in a reasonable person in relation to that member's participation in a Part 2 inquiry, shall make the request to the Committee on Procedure and Privileges in writing, with a reason or reasons why the opinion is being sought.

(b) Déanfaidh an Coiste um Nós Imeachta agus Pribhléidí, a luaithe is indéanta, an tuairim arna iarraidh faoi mhír (1)(b) a bhreithniú,

(b) The Committee on Procedure and Privileges shall, as soon as is practicable, consider the opinion sought under paragraph (a).

(3) I gcás go mbeidh an Coiste um Nós Imeachta agus Pribhléidí tar éis aighneacht faoi mhír (1), nó tuairim arna iarraidh faoi mhír (2), a bhreithniú, déanfaidh sé, a luaithe is indéanta agus más rud é nach mbeidh an comhalta iomchuí tar éis staonadh ó pháirt a ghlacadh san fhiosrúchán de chuid Chuid 2, tuarascáil a thabhairt i ndáil leis an gcomhalta do bheith páirteach san fhiosrúchán de chuid Chuid 2, mar aon le moladh—

(3) Where the Committee on Procedure and Privileges has considered either a submission under paragraph (1), or an opinion sought under paragraph (2), it shall, as soon as is practicable, and if the member in question has not recused himself or herself from the Part 2 inquiry, make a report in relation to the participation of the member in the Part 2 inquiry, with a recommendation that, on balance—

(a) gurb amhlaidh, tríd is tríd, go bhféadfadh duine réasúnach a bhrath, go bhfuil claontacht i gceist i ndáil leis an gcomhalta, nó

(a) a perception of bias might arise in a reasonable person in relation to the member, or

(b) nach amhlaidh, tríd is tríd, go bhféadfadh duine réasúnach a bhrath go bhfuil claontacht i gceist i ndáil leis an gcomhalta.

(b) a perception of bias might not arise in a reasonable person in relation to the member.

(4) A luaithe is indéanta tar éis tuarascáil faoi mhír (3) a ghlacadh, déanfaidh an Coiste um Nós Imeachta agus Pribhléidí an tuarascáil sin a leagan faoi bhráid an tSeanaid, agus ainmneoidh sé duine dá chomhaltaí chun tairiscint a chur síos a luaithe is indéanta—

(4) As soon as is practicable after its adoption of a report under paragraph (3), the Committee on Procedure and Privileges shall lay such report before the Seanad, and shall nominate one of its members to table a motion, as soon as is practicable, which—

(a) ina dtabharfar dá aire an moladh sa tuarascáil, agus

(b) á mholadh go ndéanfar—

(i) an comhalta atá i gceist a dheimhniú mar chomhalta den Choiste fiosrúcháin, nó

(ii) an comhalta atá i gceist a chur den Choiste fiosrúcháin.

(5) Déanfaidh an Seanad an tairiscint faoi mhír (4) a bhreithniú a luaithe is indéanta.”.

*[*Féach an míniú i mBuan-Ordú 103G†*]

(a) takes note of the recommendation in the report, and

(b) proposes that either—

(i) the member in question be confirmed as a member of the inquiry Committee, or

(ii) the member in question be removed from the inquiry Committee.

(5) The Seanad shall consider the motion under paragraph (4) as soon as is practicable.”.

*[*See definition in Standing Order 103G†*]

†*The numbering of this reference has been updated to reflect earlier modifications to the current edition of Standing Orders.*

STANDING ORDER 90 – Committee on Procedure and Privileges and Sub-Committee on Compellability

Date of modification: 12 June 2012.

Duration of modification: Until further notice.

Leasaítear Buan-Ordú 90 tríd an mír seo a leanas a chur isteach:

“(5A) (a) Beidh arna bhunú, i ndiaidh ationól gach Seanaid tar éis Olltoghcháin, Buan-Fhochoiste a chomhcheanglófar lena shamhail d’Fhochoiste de chuid Coiste Dháil Éireann um Nós Imeachta agus Pribhléidí, chun bheith ina Chomh-Fhochoiste um Riarachán.

(b) Is iad a bheidh ar an mBuan-Fhochoiste 4 chomhalta, ar comhalta den Choiste duine amháin díobh ar a laghad.

(c) 5 chomhalta is córam don Chomh-Fhochoiste, ar comhalta de Sheanad Éireann duine amháin díobh ar a laghad agus ar comhalta de Dháil Éireann duine amháin díobh ar a laghad. Áireofar ar an gComh-Fhochoiste comhalta amháin ar a laghad de Choimisiún Thithe an Oireachtais (‘an Coimisiún’), cibé acu is Teachta nó Seanadóir é nó í. Beidh Cathaoirleach an Chomh-Fhochoiste ina chomhalta nó ina comhalta de Dháil Éireann.

(d) Déanfaidh an Comh-Fhochoiste ionadaíocht do thuairimí comhaltaí i dtaca le soláthar seirbhísí do na Tithe agus ag na Tithe i gcoitinne, agus féadfaidh sé moltaí maidir leis sin a dhéanamh

Standing Order 90 is amended by the insertion of the following paragraph:

“(5A) (a) There shall stand established, at the commencement of every Seanad, a Standing sub-Committee which shall be joined with a similar sub-Committee of the Dáil Committee on Procedure and Privileges, to constitute the Joint sub-Committee on Administration.

(b) The Standing sub-Committee shall consist of 4 members, at least one of whom shall be a member of the Committee.

(c) The quorum of the Joint sub-Committee shall be 5, of whom at least one shall be a member of Seanad Éireann and one a member of Dáil Éireann. The Joint sub-Committee shall include at least one member of the Houses of the Oireachtas Commission (‘the Commission’), whether Deputy or Senator. The Chairman of the Joint sub-Committee shall be a member of Dáil Éireann.

(d) The Joint sub-Committee shall represent the views of members on the provision of services for and by the Houses generally, and may make recommendations thereon to

	don Choimisiún.		the Commission.
(e)	Beidh moltaí ón gComh-Fhochoiste faoi réir na nithe seo a leanas—	(e)	Recommendations of the Joint sub-Committee shall be subject to—
	(i) ceadú an Choimisiúin i ndáil le himpleachtaí airgeadais na moltaí sin;	(i)	the sanction of the Commission in relation to the financial implications of such recommendations;
	(ii) údarás rialála an Choimisiúin nó an Aire Airgeadais, mar a fhoráiltear le dlí; agus	(ii)	the regulatory authority of the Commission or the Minister for Finance, as provided by law; and
	(iii) an gá atá le héifeachtacht agus barainneacht i dtaca le húsáid acmhainní an Choimisiúin agus cúinsí luach ar airgead i gcoitinne.	(iii)	the requirement for efficiency and economy in the use of Commission resources and value for money considerations generally.
(f)	Gan dochar do ghinearáltacht fhomhír (d), féadfaidh an Comh-Fhochoiste comhairle a thabhairt don Choimisiún, agus moltaí a dhéanamh chuige ar mhodh tuarascála, maidir leis na nithe seo a leanas—	(f)	Without prejudice to the generality of sub-paragraph (d), the Joint sub-Committee may advise, and make recommendations by way of report to, the Commission, on—
	(i) Seirbhísí do Chomhaltaí, lena n-áirítear:	(i)	Members' Services, including:
	(I) saoráidí rúnaíochta agus eile;	(I)	secretarial and other facilities;
	(II) seirbhísí leabharlainne agus taighde; agus	(II)	library and research services; and

(III) seirbhísí comhairle dlí (de réir bhrí alt 4(2)(e) de na hAchtanna um Choimisiún Thithe an Oireachtais, 2003 go 2009).	(III) legal advice services (within the meaning of section 4(2)(e) of the Houses of the Oireachtas Commission Acts, 2003 to 2009).
(ii) Cóiríocht agus saoráidí, lena n-áirítear:	(ii) Accommodation and facilities, including:
(I) na beáir, an siopa agus na bialanna;	(I) the bars, shop and restaurants;
(II) na dálaí faoina seolann, nó na háitribh ina seolann, comhaltaí a gcuid dualgas; agus	(II) the conditions or premises in which members carry out their duties; and
(III) slándáil agus rochtain.	(III) security and access.
(iii) Seirbhísí Cumarsáide, lena n-áirítear:	(iii) Communications Services, including:
(I) oideachas, caidreamh leis na meáin agus seirbhísí faisnéise poiblí; agus	(I) education, media relations and public information services; and
(II) craoladh (den uile chineál) imeachtaí Sheanad Éireann agus a Choistí, lena n-áirítear rialacha tuairisceoireach	(II) broadcasting (in all its forms) of the proceedings of Seanad Éireann and its Committees,

ta agus rochtain
ar an gcartlann.

including
rules of
coverage and
archive
access.

Ar choinníoll, i ndáil
le craoladh, go
ndéanfaidh an Comh-
Fhochoiste:

Provided, that in
relation to
broadcasting, the
Joint sub-
Committee shall:

(A) na socruithe
faireacháin is
gá a chomhall
do theilifísiú
in-Tí agus do
chraoladh
fuaime agus
teilifísithe
Sheanad
Éireann agus a
Choistí;

(A) discharge the
necessary
monitoring
arrangements
for in-House
televising
and for
sound and
televised
broadcasting
of Seanad
Éireann and
its
Committees;

(B) athbhreithniú
agus modhnú ar
na rialacha
tuairisceoireach
ta do theilifísiú
imeachtaí
Sheanad
Éireann agus a
Choistí;

(B) review and
modify the
rules of
coverage for
the televising
of
proceedings
of Seanad
Éireann and
its
Committees;

(C) na rialacha
rochtana a
chinneadh i
leith chartlann
imeachtaí
Sheanad
Éireann agus a
Choistí; agus

(C) determine
rules of
access in
respect of the
archive of
proceedings
of Seanad
Éireann and
its
Committees;
and

(D) a chinneadh,
faoi réir thoiliú

(D) determine,
subject to the

Choimisiún
Thithe an
Oireachtais, ó
am go ham, na
táillí is iníoctha
i leith
chraoladh
imeachtaí
Sheanad
Éireann agus a
Choistí.

consent of
the Houses
of the
Oireachtas
Commission,
from time to
time, the fees
to be payable
in respect of
broadcasting
of
proceedings
of Seanad
Éireann and
its
Committees.

- (iv) Cibé nithe eile a tharchuirfidh an Coimisiún chuig an gComh-Fhochoiste ó am go ham.
- (iv) Such other matters as may be referred to the Joint sub-Committee by the Commission from time to time.
- (g) Gach tuarascáil a dhéanfaidh an Comh-Fhochoiste, tarchuirfear í chuig an gCoimisiún agus chuig an gCoiste Comhairleach Bainistíochta, agus féadfaidh an Coiste sin freagra foirmiúil a ullmhú ar na moltaí atá inti.
- (g) Every report which the Joint sub-Committee may make shall be referred to the Commission and the Management Advisory Committee, which may prepare a formal response to the recommendations therein.
- (h) Beidh na cumhachtaí seo a leanas ag an gComh-Fhochoiste:
- (h) The Joint sub-Committee shall have the following powers:
- (i) cumhacht sainchomhairleoirí a fhostú, mar a mhínítear i mBuan-Ordú 71(8) agus 90(4)(a); agus
- (i) power to engage consultants as defined in Standing Orders 71(8) and 90(4)(a); and
- (ii) cumhacht taistil, mar a mhínítear i mBuan-Ordú 71(9) agus 90(4)(b);
- (ii) power to travel as defined in Standing Order 71(9) and 90(4)(b);
- (iii) cumhacht daoine a ainmniú chun cabhrú leis ina phléití; agus
- (iii) power to nominate persons to assist it in its deliberations;

freastalóidh na daoine sin ar cibé cruinnithe a chinnfidh an Comh-Fhochoiste.

and such persons shall attend such meetings as the Joint sub-Committee may determine.

- (i) Tuairisceoidh an Comh-Fhochoiste go díreach do na Tithe maidir lena chuid gníomhaíochtaí ar bhonn bliantúil.”.

- (i) The Joint sub-Committee shall report directly to the Houses on its activities on an annual basis.”.

Date of modification: 5 February 2014.

Duration of modification: Permanent.

Leasaítear mBuan-Ordú 90 tríd—

Standing Order 90 is amended by—

- (a) na fomhíreanna seo a leanas a chur isteach i ndiaidh mhír (1)(c):

- (a) the insertion of the following subparagraphs after paragraph (1)(c):

“(d) chun togra iomchuí a ghlacadh ó Choiste a bheartaíonn fiosrúchán de chuid Chuid 2* a sheoladh,

“(d) receive a relevant proposal from a Committee which proposes to conduct a Part 2 inquiry*,

(e) chun cibé treoirínite is cuí leis a bhreithniú agus a eisiúint ó am go ham—

(e) from time to time consider and issue such guidelines as it considers appropriate in relation to—

(i) i ndáil le fiosrúcháin de chuid Chuid 2, agus

(i) Part 2 inquiries, and

(ii) i ndáil le gnó Coiste eile i gcás go mbeidh cumhacht tugtha chun fios a chur ar dhaoine agus chun fios a chur i ndáil le páipéir agus taifid,

(ii) other Committee business where a power to send for persons, papers and records has been conferred,

de réir ailt 19 agus 79 den Acht um Thithe an Oireachtais (Fiosrúcháin, Pribhléidí agus Nósanna Imeachta), 2013 agus

in accordance with sections 19 and 79 of the Houses of the Oireachtas (Inquiries, Privileges and Procedures) Act 2013, and

- (f) mar chuid dá fhreagracht chun maoirseacht a dhéanamh ar an nós imeachta i gCoistí, chun

- (f) as part of its responsibility for overseeing procedure in Committees, consider matters

nithe a bhaineann le brath go bhfuil claontacht i gceist maidir le fiosrúcháin de chuid Chuid 2 a bhreithniú, d'fhonn sláine an fhiosrúcháin de chuid Chuid 2 mar atá sé á sheoladh ag an gCoiste fiosrúcháin a chaomhnú.”

(b) an fhomhír seo a leanas a chur isteach i ndiaidh mhír (4)(c):

“(d) toiliú a thabhairt i scríbhinn maidir le hordachán nó ordacháin a thabhairt i ndáil le daoine, páipéir agus taifid le haghaidh gnó Coiste, seachas fiosrúcháin de chuid Chuid 2.”

agus

(c) mír (5) a scriosadh.

*[Féach an míniú i mBuan-Ordú 103G†]

†*The numbering of this reference has been updated to reflect earlier modifications to the current edition of Standing Orders.*

Date of modification: 10 February 2015.

Duration of modification: Until further notice.

Leasaítear Buan-Ordú 90 tríd an fo-mhír seo a leanas a chur isteach i ndiaidh fo-mhír (1)(f):

“(g) chun breithniú agus tuairisciú a dhéanamh ar nithe a bheidh arna dtarchur chuig an gCoiste de bhun an Phrótacail maidir le Comhairle Nós Imeachta agus Dlí a Sholáthar do Choistí na dTithe arna mBunú de bhun na mBuan-Orduithe, arna ghlacadh ag an gCoiste agus ag Coimisiún Thithe an Oireachtais.”

relating to perception of bias in respect of a Part 2 inquiry, for the purpose of preserving the integrity of the Part 2 inquiry as it is being conducted by the inquiry Committee.”

(b) the insertion of the following subparagraph after paragraph (4)(c):

“(d) to give consent in writing to the giving of a direction or directions in relation to persons, papers and records for Committee business, other than Part 2 inquiries.”

and

(c) the deletion of paragraph (5).

*[See definition in Standing Order 103G†]

Standing Order 90 is amended by the insertion of the following sub-paragraph after sub-paragraph (1)(f):

“(g) consider and report on matters standing referred to the Committee pursuant to the Protocol on the Provision of Procedural and Legal Advice to Committees of the Houses Established Pursuant to Standing Orders, as adopted by the Committee and the Houses of the Oireachtas Commission.”

STANDING ORDER 91 – Committee on Members’ Interests of Seanad Éireann

Date of modification: 6 July 2011.

Duration of modification: Permanent.

Leasaítear Buan-Ordú 91 tríd an méid seo a leanas a chur ina ionad:

“(1) I dtosach gach Seanaid beidh Roghchoiste de Sheanad Éireann arna bhunú dá ngairfear an Coiste um Leasanna Chomhaltaí Sheanad Éireann chun na feidhmeanna a thugtar dó leis na hAchtanna um Eitic in Oifigí Poiblí, 1995 agus 2001, a chomhlíonadh.

(2) Is é an Coiste Roghnóireachta a ainmneoidh an Coiste agus is é a bheidh air 7 gcomhalta agus 3 is córam don Choiste.

(3) Cinnfear na ceisteanna go léir sa Roghchoiste trí throllach vótaí na gcomhaltaí a bheidh i láthair agus a vótálfaidh, agus i gcás comhionannais vótaí, cinnfear gur freagra diúltach a tugadh ar an gceist.

(4) I gcás comhalta a bheith as láthair ó chruinniú áirithe den Roghchoiste, féadfaidh comhalta eile de Sheanad Éireann, arna ainmniú nó arna hainmniú ag an nGrúpa/bPáirtí de réir bhrí Bhuan-Ordú 115 lena mbaineann an comhalta atá as láthair, páirt a ghlacadh sna himeachtaí agus vótáil ina ionad/ina hionad.

(5) Beidh an chumhacht ag an gCoiste:-

(a) seirbhísí daoine ag a bhfuil saineolas nó eolas teicniúil, mar a mhínítear i mBuan-Ordú 71 (8), a fhostú chun cabhrú leis le linn dó breithniú a dhéanamh ar aon ní a chuimsítear le forálacha na nAchtanna um Eitic in Oifigí

Standing Order 91 is substituted for by the following:

“(1) There shall stand established at the commencement of every Seanad, a Select Committee of Seanad Éireann which shall be called the Committee on Members’ Interests of Seanad Éireann, to perform the functions conferred on it by the Ethics in Public Offices Acts, 1995 and 2001.

(2) The Committee which shall be nominated by the Committee of Selection and shall consist of 7 members and the quorum of the Committee shall be 3.

(3) All questions in the Select Committee shall be determined by a majority of votes of the members present and voting and in the event of there being an equality of votes, the question shall be decided in the negative.

(4) In the absence from a particular meeting of the Select Committee of a member another member of Seanad Éireann, nominated by the Group/Party within the meaning of Standing Order 115 to which the absent member belongs, may take part in the proceedings and vote in his/her stead.

(5) The Committee shall have the power to:-

(a) engage the services of persons with specialist or technical knowledge as defined in Standing Order 71 (8) to assist it in its consideration of any matter comprehended by the provisions of the Ethics in Public Offices

Poiblí, 1995 agus 2001.

(b) chun taisteal mar a mhínítear i mBuan-Ordú 71 (9).

(6) Ní dhéanfar aon doiciméad a bheidh faighte ag Cléireach an Roghchoiste a choimeád siar, a tharraingt siar ná a athrú gan fhios don Choiste agus gan ceadú uaidh.”.

Acts, 1995 and 2001.

(b) travel as defined in Standing Order 71 (9).

(6) No document received by the Clerk to the Select Committee shall be withheld, withdrawn or altered without the knowledge and approval of the Committee.”.

STANDING ORDER 92 – Bring forward a petition

Date of modification: 12 June 2012.

Duration of modification: Until further notice.

Leasaítear Buan-Ordú 92* de na Buan-Orduithe i dtaobh Gnó Phoiblí i mír (3) trí ‘Coiste Achainíocha Poiblí an tSeanaid’ a scriosadh agus ‘Coiste Comhairliúchán Poiblí an tSeanaid’ a chur ina ionad.

Standing Order 92* is amended in paragraph (3) by the deletion of ‘The Seanad Public Petitions Committee’ and the substitution therefor of ‘The Seanad Public Consultation Committee’.

**The number of this Standing Order has been amended to correspond with the 2011 edition of Standing Orders. The original resolution referenced the 2007 edition.*

STANDING ORDER 96 – Joint Administration Committee

Date of modification: 12 June 2012.

Duration of modification: Until further notice.

Scriostar Buan-Ordú 96.

Standing Order 96 is deleted.

STANDING ORDER 101 – Draft legislative acts: eight week limit to express opinion on infringement of subsidiarity (“yellow and orange card”)

Date of modification: 16 June 2011.

Duration of modification: Until further notice.

Leasaítear Buan-Ordú 101—

- (a) tríd an gcoinníoll seo a leanas a chur le mír (3)(c):

“Ar choinníoll, maidir leis an tuairim réasúnaithe a bheidh leagtha amach i dtuarascáil an Choiste, go bhféadfaidh an Seanad, trí leasú ar an tairiscint a bheidh curtha síos ag an gCathaoirleach faoin mír seo, tuairim a chur ina hionad, cur léi nó í a athrú ar shlí eile;” agus

- (b) tríd an méid seo a leanas a chur in ionad mhír (3)(d):

“(4) I gcás go n-aontaíonn an Seanad tairiscint a bheidh curtha síos de bhun mhír (3)(c) den Bhuan-Ordú seo, fara leasú nó gan leasú, cuirfidh an Cathaoirleach faoi deara cóip—

(a) den Rún a bheidh aontaithe ag an Seanad,

(b) den tuairim réasúnaithe a bheidh aontaithe ag an Seanad, agus

(c) den tuarascáil ón gCoiste dá dtagraítear i mír (3)(c),

a chur chuig Uachtarán Pharlaimint na hEorpa, Uachtarán na Comhairle agus Uachtarán an Choimisiúin.”.

Standing Order 101 is amended by—

- (a) the insertion of the following proviso to paragraph (3)(c):

“Provided that the Seanad may substitute, add to or otherwise vary, the reasoned opinion set out in the Committee’s report by way of amendment to the motion tabled by the Chairman under this paragraph;” and

- (b) the substitution of the following for paragraph (3)(d):

“(4) Where the Seanad agrees a motion tabled pursuant to paragraph (3)(c) of this Standing Order, either with or without amendment, the Cathaoirleach shall cause a copy of—

(a) the Resolution agreed by the Seanad,

(b) the reasoned opinion agreed by the Seanad, and

(c) the report of the Committee referred to in paragraph (3)(c),

to be sent to the Presidents of the European Parliament, the Council and the Commission.”.

STANDING ORDERS 103A TO 103E – Joint Committee on Public Service Oversight and Petitions; sub-Committee on the Ombudsman; sub-Committee on Public Petitions.

Date of modification: 12 July 2012.

Duration of modification: Until further notice.

Glactar leis na Buan-Orduithe breise seo a leanas:

The following additional Standing Orders are adopted:

- | | |
|--|---|
| <p>“103A. (1) Beidh arna bhunú, i dtosach gach Seanaid, Buan-Choiste a chomhcheanglófar le Coiste dá shamhail de chuid na Dála, chun bheith ina Chomhchoiste um Fhormhaoirsiú ar an tSeirbhís Phoiblí agus Achainíocha.</p> <p>(2) Cúig chomhalta de Sheanad Éireann a bheidh ar an mBuan-Choiste. Seisear is córam don Chomhchoiste, ar comhalta de Sheanad Éireann duine amháin díobh ar a laghad agus ar comhalta de Dháil Éireann duine amháin díobh ar a laghad. Beidh Cathaoirleach an Chomhchoiste ina chomhalta nó ina comhalta de Dháil Éireann.</p> <p>(3) Déanfaidh an Comhchoiste formhaoirsiú ar sheachadadh seirbhísí poiblí i gcoitinne, ag díriú go háirithe ar fheabhsuithe i seachadadh na seirbhísí sin ar shaoránaigh a imscrúdú agus a shainaithint.</p> <p>(4) (a) Beidh arna bhunú, i dtosach gach Seanaid, Fochoiste dá ngairfear an</p> | <p>“103A. (1) There shall stand established at the commencement of every Seanad a Standing Committee, which shall be joined with a similar Committee of the Dáil, to form the Joint Committee on Public Service Oversight and Petitions.</p> <p>(2) The Standing Committee shall consist of five members of Seanad Éireann. The quorum of the Joint Committee shall be six, of whom at least one shall be a member of Seanad Éireann and one a member of Dáil Éireann. The Chairman of the Joint Committee shall be a member of Dáil Éireann.</p> <p>(3) The Joint Committee shall have oversight of public service delivery generally, with a particular focus on investigating and identifying improvements in the delivery of such services to citizens.</p> <p>(4) (a) There shall stand established at the commencement of every Seanad a sub-</p> |
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Fochoiste um an Ombudsman, a chomhcheanglófar le Fochoiste dá shamhail de chuid an Choiste Dála, chun bheith ina Chomh-Fhochoiste um an Ombudsman.

(b) Na cúig chomhalta go léir den Bhuan-Choiste a bheidh ar an bhFochoiste. Seisear is córam don Chomh-Fhochoiste, ar comhalta de Sheanad Éireann duine amháin díobh ar a laghad agus ar comhalta de Dháil Éireann duine amháin díobh ar a laghad. Is é nó is í Cathaoirleach an Chomhchoiste Cathaoirleach an Chomh-Fhochoiste.

(5) (a) Beidh arna bhunú, i dtosach gach Seanaid, Fochoiste dá ngairfear an Fochoiste um Achainíocha Poiblí, a chomhcheanglófar le Fochoiste dá shamhail de chuid an Choiste Dála, chun bheith ina Chomh-Fhochoiste um Achainíocha Poiblí.

(b) Na cúig chomhalta go léir den Bhuan-Choiste a bheidh ar an bhFochoiste. Seisear is córam don Chomh-Fhochoiste, ar comhalta de Sheanad Éireann duine amháin díobh

Committee which shall be called the sub-Committee on the Ombudsman, which shall be joined with a similar sub-Committee of the Dáil Committee, to form the Joint sub-Committee on the Ombudsman.

(b) The sub-Committee shall consist of all five members of the Standing Committee. The quorum of the Joint sub-Committee shall be six, of whom at least one shall be a member of Seanad Éireann and one a member of Dáil Éireann. The Chairman of the Joint Committee shall be the Chairman of the Joint sub-Committee.

(5) (a) There shall stand established at the commencement of every Seanad a sub-Committee which shall be called the sub-Committee on Public Petitions, which shall be joined with a similar sub-Committee of the Dáil Committee, to form the Joint sub-Committee on Public Petitions.

(b) The sub-Committee shall consist of all five members of the Standing Committee. The quorum of the Joint sub-Committee shall be six, of whom at least one shall be a member of Seanad Éireann and

ar a laghad agus ar comhalta de Dáil Éireann duine amháin díobh ar a laghad. Is é nó is í Cathaoirleach an Chomhchoiste Cathaoirleach an Chomh-Fhochoiste.

one a member of Dáil Éireann. The Chairman of the Joint Committee shall be the Chairman of the Joint sub-Committee.

(6) Gan dochar do ghinearáltacht mhír (3),

(6) Without prejudice to the generality of paragraph (3),

(a) breithneoidh an Comh-Fhochoiste um an Ombudsman—

(a) the Joint sub-Committee on the Ombudsman shall consider—

(i) na tuarascálacha ón Ombudsman a leagtar faoi bhráid Thithe an Oireachtais faoi na hAchtanna Ombudsman, 1980 go 1984,

(i) the reports of the Ombudsman which are laid before the Houses of the Oireachtas under the Ombudsman Acts 1980 to 1984,

(ii) tairiscintí de bhun alt 2 den Acht Ombudsman, 1980, a bheidh arna dtarchur chuig an gComhchoiste lena mbreithniú agus tabharfaidh sé tuarascáil orthu do Thithe an Oireachtais, agus

(ii) motions pursuant to section 2 of the Ombudsman Act 1980, which shall stand referred to the Joint Committee for consideration and report to the Houses of the Oireachtas thereon, and

(iii) cibé nithe eile a tharchuirfidh Tithe an Oireachtais chuig an gComh-

(iii) such other matters as may be referred to the Joint sub-Committee by the Houses of the

Fhochoiste,	Oireachtas,
<p>(b) breithneoidh an Comh-Fhochoiste um Achainíochá Poiblí—</p> <p>(i) achainíochá poiblí a bheidh dírithe chuig Tithe an Oireachtais agus a bheidh arna dtarchur chuig an gComh-Fhochoiste de réir Bhuan-Orduithe 103B go 103E, go huile, agus</p> <p>(ii) cibé nithe eile a tharchuirfidh Tithe an Oireachtais chuig an gComh-Fhochoiste, agus</p>	<p>(b) the Joint sub-Committee on Public Petitions shall consider—</p> <p>(i) public petitions addressed to the Houses of the Oireachtas which shall stand referred to the Joint sub-Committee in accordance with Standing Orders 103B to 103E, inclusive, and</p> <p>(ii) such other matters as may be referred to the Joint sub-Committee by the Houses of the Oireachtas,</p>
<p>(c) breithneoidh an Comhchoiste—</p> <p>(i) cáilíocht agus caighdeáin na seirbhísí poiblí a sheachadtar ar fhaisnéis faoin gcéanna a fháil ón mbreithniú a dhéanfaidh a chuid Fochóistí ar na tuarascálacha agus na hachainíochá faoi mhíreanna (a) agus (b), lena n-áirítear éifeachtacht córas gearán</p>	<p>(c) the Joint Committee shall consider—</p> <p>(i) the quality and standards of public service delivery informed by its sub-Committees' consideration of the reports and petitions under paragraphs (a) and (b), including the effectiveness of public service complaints and redress systems,</p>

agus sásaimh
seirbhísí
poiblí,

(ii) cibé nithe eile
a tharchuirfidh
Tithe an
Oireachtais
chuig an
gComhchoiste,
agus

(iii) aon nithe
gaolmhara eile.

(ii) such other matters
as may be
referred to the
Joint Committee
by the Houses of
the Oireachtas,
and

(iii) any other related
matters.

(7) Beidh na cumhachtaí seo a
leanas ag an gComhchoiste
agus ag an gComh-
Fhochoiste um
Achainíocha Poiblí:

(a) na cumhachtaí a
mhínítear i mBuan-
Ordú 71, seachas
míreanna (2A), (4A),
(4B) agus (6A) den
Bhuan-Ordú sin;
agus

(b) cumhacht chun aon
ní a bheidh arna
bhreithniú aige (agus
ar cinneadh dóthain
tábhachta a bheith
leis chun go bhfuil gá
le breithniú breise) a
tharchur chuig an
gComhchoiste
iomchuí a bheidh
arna cheapadh faoi
Bhuan-Ordú 70A
chun é a bhreithniú
tuilleadh agus
tuairisciú don
Choiste.

(8) Beidh na cumhachtaí seo a
leanas ag an gComh-
Fhochoiste um an
Ombudsman:

(a) na cumhachtaí a
mhínítear i mBuan-

(7) The Joint Committee and the
Joint sub-Committee on
Public Petitions shall have
the following powers:

(a) the powers defined in
Standing Order 71,
other than paragraphs
(2A), (4A), (4B) and
(6A) thereof; and

(b) power to refer any
matter which has been
considered by it (and
which has been
concluded to be of
sufficient importance to
require additional
consideration) to the
relevant Joint
Committee appointed
under Standing Order
70A for further
consideration and report
back to the Committee.

(8) The Joint sub-Committee on
the Ombudsman shall have
the following powers:

(a) the powers defined in
Standing Order 71,

Ordú 71, seachas míreanna (4A), 4(B) agus (6A) den Bhuan-Ordú sin; agus

other than paragraphs (4A), (4B) and (6A) thereof; and

(b) cumhacht chun aon ní a bheidh arna bhreithniú aige (agus ar cinneadh dóthain tábhachta a bheith leis chun go bhfuil gá le breithniú breise) a tharchur chuig an gComhchoiste iomchuí a bheidh arna cheapadh faoi Bhuan-Ordú 70A chun é a bhreithniú tuilleadh agus tuairisciú don Choiste.

(b) power to refer any matter which has been considered by it (and which has been concluded to be of sufficient importance to require additional consideration) to the relevant Joint Committee appointed under Standing Order 70A for further consideration and report back to the Committee.

(9) Beidh an chumhacht ag gach Comh-Fhochoiste tuairisciú go díreach don Seanad.

(9) Each Joint sub-Committee shall have the power to report directly to the Seanad.

(10) Beidh feidhm ag forálacha Bhuan-Ordú 80 maidir leis an gComhchoiste agus lena chuid Fochoistí.

(10) The provisions of Standing Order 80 shall apply to the Joint Committee and its sub-Committees.

(11) Le linn dóibh a róil faoin mBuan-Ordú seo a chomhall—

(11) In carrying out their roles under this Standing Order—

(a) maidir leis an gComh-Fhochoiste um an Ombudsman—

(a) the Joint sub-Committee on the Ombudsman—

(i) comhaontóidh sé treoirlínte maidir leis an gComh-Fhochoiste agus an Ombudsman d'oibriú i gcomhar lena chéile, lena n-áirítear ceart tionscnaimh

(i) shall agree guidelines on collaborative working between the Joint sub-Committee and the Ombudsman, including a right of initiative for the Joint sub-Committee in bringing specific

don Chomh-
Fhochoiste
chun aird an
Ombudsman a
tharraingt ar
nithe sonracha,
agus

matters to the
attention of the
Ombudsman, and

(ii) féadfaidh sé
idirchaidreamh
a dhéanamh le
cibé
Ombudsmana
eile,
comhlachtaí
rialála poiblí
eile, nó
comhlachtaí
eile arna
mbunú chun
críocha
sásaimh, is cuí
leis an gComh-
Fhochoiste,

(ii) may liaise with
such other
Ombudsmen,
regulatory public
bodies or bodies
established for the
purpose of
redress, as the
Joint sub-
Committee
considers
appropriate,

(b) féadfaidh an Comh-
Fhochoiste um
Achainíocha Poiblí
dul i mbun plé leis an
gCoiste um
Achainíocha de chuid
Pharlaimint na
hEorpa, lena n-áirítear
plé i ndáil le
Tionscnamh Eorpach
na Saoránach.

(b) the Joint sub-Committee
on Public Petitions may
engage with the
Committee on Petitions
of the European
Parliament including in
relation to the European
Citizens' Initiative.

(12) Beidh sé ina threoir don
Chomhchoiste agus dá
chuid Fochóistí nach
mbreithneoidh siad aon ní
a bheidh á bhreithniú ag an
gCoiste um Chuntais
Phoiblí, nó ar thug an
Coiste sin fógra faoi á rá
go mbeartaíonn sé é a
bhreithniú, de bhun
Bhuan-Ordú 163 de
Bhuan-Orduithe Dháil
Éireann i dtaobh Gnó
Phoiblí agus/nó Acht an
Ard-Reachtair Cuntas

(12) It shall be an instruction to
the Joint Committee and its
sub-Committees that they
shall not consider any matter
which is being considered,
or of which notice has been
given of a proposal to
consider, by the Committee
of Public Accounts pursuant
to Standing Order 163 of the
Dáil Standing Orders
relative to Public Business
and/or the Comptroller and
Auditor General
(Amendment) Act 1993.

agus Ciste (Leasú), 1993.

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| (13) Ullmhóidh an Comhchoiste clár oibre bliantúil agus tuarascáil bhliantúil, mar atá leagtha amach i mBuan-Ordú 75, agus leagfar iad faoi bhráid gach Tí den Oireachtas. | (13) The Joint Committee shall prepare an annual work programme and an annual report as outlined in Standing Order 75, which shall be laid before both Houses of the Oireachtas. |
| (14) Athbhreithneoidh an Comhchoiste a ról i gcoitinne ar bhonn leanúnach agus féadfaidh sé moltaí a dhéanamh maidir le hathrú trí bhíthin tuarascála chuig Coistí um Nós Imeachta agus Pribhléidí an dá Theach. | (14) The Joint Committee shall review its role generally on an ongoing basis and may make recommendations for change by way of report to the Committees on Procedure and Privileges of both Houses. |
| 103B. (1) Féadfar achainí a dhíriú chuig Tithe an Oireachtais maidir le ní is díol inní nó spéise don phobal i gcoitinne i ndáil lena gcumhachtaí reachtacha nó le saincheist beartais phoiblí. | 103B. (1) A petition may be addressed to the Houses of the Oireachtas on a matter of general public concern or interest in relation to their legislative powers or an issue of public policy. |
| (2) Féadfaidh pearsa aonair, comhlacht corpraithe nó comhlachas neamhchorpraithe daoine achainí a thaisceadh. | (2) A petition may be lodged by an individual person, a body corporate or an unincorporated association of persons. |
| (3) Luafar go soiléir in achainí— | (3) A petition shall clearly indicate— |
| (a) ainm an achainígh; | (a) the name of the petitioner; |
| (b) seoladh de chuid an achainígh ar chóir gach comhfhreagras a bhaineann leis an achainí a sheoladh chuige; agus | (b) an address of the petitioner to which all communications concerning the petition should be sent; and |
| (c) ainm agus seoladh aon duine a thacaíonn leis an achainí. | (c) the name and address of any person supporting the petition. |

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| <p>(4) Beidh gach achainí a dhíreofar chuig Tithe an Oireachtais arna tarchur chuig Coiste nó Fochoiste a chumhachtaítear chun achainíocha faoin mBuan-Ordú seo agus faoi Bhuan-Orduithe 103C, D agus E a bhreithniú (dá ngairtear ‘an Coiste’ sa Bhuan-Ordú seo agus i mBuan-Orduithe 103C, D agus E).</p> | <p>(4) All petitions addressed to the Houses of the Oireachtas shall stand referred to a Committee or sub-Committee empowered to consider petitions under this Standing Order and Standing Orders 103C, D and E (referred to in this Standing Order and Standing Orders 103C, D and E as ‘the Committee’).</p> |
| <p>(5) Cinnfidh an Coiste, ó am go ham—</p> <p>(a) foirm chuí achainíocha,</p> <p>(b) an modh ar a dtaiscfear achainíocha leis na Tithe; agus</p> <p>(c) cibé nithe eile i ndáil le hachainíocha a bhreithniú is cuí leis an gCoiste agus nach ndéantar foráil lena n-aghaidh ar shlí eile sna Buan-Orduithe seo.</p> | <p>(5) The Committee shall, from time to time, determine—</p> <p>(a) the proper form of petitions,</p> <p>(b) the manner in which petitions are to be lodged with the Houses; and</p> <p>(c) such other matters in relation to the consideration of petitions as the Committee considers appropriate and which are not otherwise provided for in these Standing Orders.</p> |
| <p>103C. (1) Tá achainí inghlactha mura rud é—</p> <p>(a) go n-iarrtar léi ar an Seanad aon ní a dhéanamh seachas ní a bhfuil cumhacht ag an Seanad é a dhéanamh;</p> <p>(b) nach gcomhlíonann sí na Buan-Orduithe nó nach bhfuil sí i bhfoirm chuí ar shlí eile;</p> <p>(c) go bhfuil sí <i>sub judice</i> de réir bhrí</p> | <p>103C. (1) A petition is admissible unless it—</p> <p>(a) requests the Seanad to do anything other than the Seanad has power to do;</p> <p>(b) does not comply with Standing Orders or is otherwise not in proper form;</p> <p>(c) is <i>sub-judice</i> within the meaning of Standing</p> |

Bhuan-Ordú 47;

Order 47;

- (d) go bhfuil ainm nó ainmneacha pearsan aonair inti;
- (e) go bhfuil teanga inti atá colúil nó ar de chineál clúmhillteach í;
- (f) gurb ionann í agus achainí, nó go bhfuil sí i dtéarmaí atá go substaintiúil de shamhail achainí, a thionscain an duine céanna, an comhlacht corpraithe céanna nó an comhlachas neamhchorpraithe céanna, nó a tionscnaíodh thar a cheann nó thar a ceann, le linn shaolré an tSeanaid sin agus a dúnadh le comhaontú an Choiste;
- (g) go bhfuil sí suaibhreasach, cráiteach nó gur mí-úsáid ar an gcóras achainíocha í ar shlí eile; agus
- (h) go gceanglaítear léi ar an gCoiste gearán aonair a bhreithniú ab ábhar do chinneadh ón Ombudsman, ó Ombudsman eile, nó ó chomhlacht rialála poiblí nó comhlacht arna bhunú chun críche sásaimh.
- (2) I ndáil le hachainíocha inghlactha, i gcás achainí ina pléitear—
- (d) contains the name or names of individuals;
- (e) contains language which is offensive or in the nature of being defamatory;
- (f) is the same as, or in substantially similar terms to, a petition brought by or on behalf of the same person, body corporate or unincorporated association during the lifetime of that Seanad and which was closed by agreement of the Committee;
- (g) is frivolous, vexatious or otherwise constitutes an abuse of the petitions system; and
- (h) requires the Committee to consider an individual complaint which has been the subject of a decision by the Ombudsman, by another Ombudsman, or by a regulatory public body or a body established for the purpose of redress.
- (2) In relation to admissible petitions, where a petition deals with—

(a) le nithe áitiúla nó réigiúnacha; nó

(b) le nithe ar mó is cuí do chomhlacht rialála poiblí nó comhlacht arna bhunú chun críche sásaimh iad;

suífidh an Coiste gur úsáid an t-achainíoch na bealaí achomhairc nó sásaimh go léir atá ar fáil sula mbreithneoidh an Coiste an ní.

(3) Breithneoidh an Coiste agus cinnfidh sé i gcás díospóide an bhfuil achainí inghlactha agus tabharfaidh sé fógra don achainíoch faoina chinneadh agus faoi na cúiseanna atá leis an gcinneadh sin.

103D. (1) Má tá achainí inghlactha, déanfaidh an Coiste cibé gníomh is cuí leis i ndáil leis an achainí sin.

(2) Gan dochar do ghinearáltacht mhír (1), féadfaidh an Coiste—

(a) an achainí a tharchur chuig an Ombudsman, chuig Ombudsman eile nó chuig comhlacht rialála poiblí nó comhlacht arna bhunú chun críche sásaimh;

(b) an achainí a tharchur chuig aon Choiste eile is cuí leis, mar aon le hiarraidh go ndéanfar í a

(a) local or regional matters; or

(b) matters which are more appropriate to a regulatory public body or a body established for the purpose of redress;

the Committee shall establish that all available avenues of appeal or redress have been utilised by the petitioner prior to the Committee considering the matter.

(3) The Committee shall consider and decide in a case of dispute whether a petition is admissible and shall notify the petitioner of its decision and of the reasons for that decision.

103D. (1) If a petition is admissible, the Committee shall take such action as it considers appropriate in relation to that petition.

(2) Without prejudice to the generality of paragraph (1), the Committee may—

(a) refer the petition to the Ombudsman, another Ombudsman or a regulatory public body or a body established for the purpose of redress;

(b) refer the petition to any other Committee as it considers appropriate, with a request for further consideration

bhreithniú tuilleadh agus tuairisciú don Choiste; agus

and report back to the Committee; and

(c) tuarascáil a thabhairt don Seanad mar aon le moltaí, lena n-áirítear iarraidh go ndéanfaidh an Seanad díospóireacht ar an tuarascáil.

(c) report to the Seanad with recommendations, including a request that the report be debated by the Seanad.

(3) Tabharfaidh an Coiste fógra don achainíoch faoi aon ghníomh a dhéanfar faoi mhír (2).

(3) The Committee shall notify the petitioner of any action taken under paragraph (2).

103E. (1) Féadfaidh an Coiste achainí a dhúnadh aon tráth.

103E. (1) The Committee may close a petition at any time.

(2) I gcás go ndúnfaidh an Coiste achainí tabharfaidh sé fógra don achainíoch go bhfuil an achainí dúnta agus faoi na cúiseanna ar dúnadh í.”

(2) Where the Committee closes a petition it shall notify the petitioner that the petition is closed and of the reasons for closing it.”

STANDING ORDERS 103F to 103M – Part 2 inquiries

Date of modification: 5 February 2014.

Duration of modification: Permanent.

(d) Fiosrúcháin de chuid Chuid 2

Trí na Buan-Orduithe breise seo a leanas a ghlacadh:

†“*Fiosrúcháin de Chuid Chuid 2*

103F. (1) Ceadóidh an Seanad fiosrúcháin de chuid Chuid 2* a sheoladh de réir na mBuan-Orduithe seo.

(2) Déanfaidh Coiste a bheartaíonn fiosrúchán de chuid Chuid 2 a sheoladh togra iomchuí ina thaobh sin a chur, faoi Bhuan-Ordú 103G, faoi bhráid Coiste arna ainmniú ag an Seanad faoi na Buan-Orduithe seo chun na tograí sin a ghlacadh.

(3) Cuirfidh an Coiste a bheidh ainmnithe chun tograí iomchuí a ghlacadh faoi deara na tograí sin a mheasúnú agus ullmhóidh sé tuarascáil iomchuí ar na tograí iomchuí sin.

(4) Ní foláir go gceadóidh an Seanad na tearmaí tagartha le haghaidh fiosrúchán de chuid Chuid 2, de réir Bhuan-Ordú 103J, agus ní rithfidh an Seanad aon Rún maidir le Téarmaí Tagartha, ná ní dhiúltoídh sé aon rún den sórt sin a rith, sula ndéanfar an tuarascáil arna hullmhú faoi mhír (3) a bhreithniú.

(5) Déanfaidh an Seanad foilsíú tuarascálacha eatramhacha nó críochnaitheacha** de chuid Coiste a bheidh ag seoladh fiosrúchán de chuid Chuid 2 a cheadú de réir Bhuan-Ordú 103L.

Tabharfar fógra do CNIP maidir le togra iomchuí

103G. (1) Is é an Coiste um Nós Imeachta agus Pribhléidí an Coiste ainmnithe faoi

(d) Part 2 inquiries

By the adoption of the following additional Standing Orders:

†“*Part 2 inquiries*

103F. (1) The Seanad shall approve the conducting of Part 2 inquiries* in accordance with these Standing Orders.

(2) A Committee which proposes to conduct a Part 2 inquiry shall make a relevant proposal in that regard, under Standing Order 103G, to a Committee designated by the Seanad under these Standing Orders to receive such proposals.

(3) The Committee designated to receive relevant proposals shall cause those proposals to be evaluated and shall make a relevant report on those relevant proposals.

(4) The terms of reference for a Part 2 inquiry must be approved by the Seanad, in accordance with Standing Order 103J, and no Terms of Reference Resolution shall be passed, or be declined to be passed, by the Seanad, prior to the consideration of the report prepared under paragraph (3).

(5) The publication of final or interim reports** of a Committee conducting a Part 2 inquiry shall be approved by the Seanad in accordance with Standing Order 103L.

CPP to receive notice of relevant proposal

103G. (1) The Committee on Procedure and Privileges shall be the designated

Bhuan-Ordú 103F (2) chun fógra maidir le togra iomchuí a fháil ó aon Choiste a bheartaíonn fiosrúchán de chuid Chuid 2 a sheoladh.

(2) Déanfaidh an Coiste um Nós Imeachta agus Pribhléidí, ó am go ham, rialacha agus nósanna imeachta a bhaineann le measúnú tograí iomchuí a cheapadh agus a leagan faoi bhráid an tSeanaid ó am go ham, lena n-áirítear rialacha agus nósanna imeachta a bhaineann le haon chomhairliúchán maidir le tograí iomchuí agus aon mhodh measúnachta a bhaineann leo.

(3) Chun críocha na mBuan-Orduithe seo, ach amháin i gcás go gcuirtear a mhalairt in iúl, ciallaíonn ‘fiosrúchán de chuid Chuid 2’ fiosrúchán faoi Chaibidil 1 de Chuid 2 den Acht um Thithe an Oireachtais (Fiosrúcháin, Pribhléidí agus Nósanna Imeachta), 2013.

(4) Chun críocha na mBuan-Orduithe seo, ach amháin i gcás go gcuirtear a mhalairt in iúl, ciallóidh tuarascálacha eatramhacha agus tuarascálacha críochnaitheacha i ndáil le fiosrúcháin de chuid Chuid 2 tuarascálacha eatramhacha agus tuarascálacha críochnaitheacha faoi ailt 33(1) agus 34(1) den Acht um Thithe an Oireachtais (Fiosrúcháin, Pribhléidí agus Nósanna Imeachta), 2013.

Togra iomchuí

103H. Maidir le togra iomchuí faoi Bhuan-Ordú 103F(2), a mhéid is indéanta, beidh ann na nithe seo a leanas nó díreofar ann ar na nithe seo a leanas—

- (a) an cineál fiosrúcháin de chuid Chuid 2 atá beartaithe de bhun ailt 7 go 10, go huile, den Acht um Thithe an Oireachtais (Fiosrúcháin, Pribhléidí agus Nósanna Imeachta), 2013;
- (b) an ní nó na nithe is ábhar don fhiosrúchán beartaithe, chun a shonrú, a mhéid is indéanta, an t-iompar, na teagmhais, na gníomhaíochtaí, na himthosca, na córais, na cleachtais nó

Committee under Standing Order 103F(2) to receive notice of a relevant proposal from any Committee which proposes to conduct a Part 2 inquiry.

(2) The Committee on Procedure and Privileges shall from time to time devise and lay before the Seanad rules and procedures relating to evaluation of relevant proposals, including rules and procedures relating to any consultation on and method of assessment of relevant proposals.

(3) For the purposes of these Standing Orders, except where otherwise indicated, ‘Part 2 inquiry’ means an inquiry under Chapter 1 of Part 2 of the Houses of the Oireachtas (Inquiries, Privileges and Procedures) Act 2013.

(4) For the purposes of these Standing Orders, except where otherwise indicated, interim and final reports in relation to Part 2 inquiries shall mean interim and final reports under sections 33(1) and 34(1) of the Houses of the Oireachtas (Inquiries, Privileges and Procedures) Act 2013.

Relevant proposal

103H. A relevant proposal under Standing Order 103F(2) shall address or contain, insofar as is practicable—

- (a) the type of Part 2 inquiry proposed pursuant to sections 7 to 10, inclusive, of the Houses of the Oireachtas (Inquiries, Privileges and Procedures) Act 2013;
- (b) the matter or matters the subject of the proposed inquiry, to specify, as far as is practicable, the conduct, events, activities, circumstances, systems, practices or procedures to be inquired

na nósanna imeachta a bheidh le fiosrú, lena n-áirítear—

(i) na dátaí a tharla, nó na tréimhsí ar lena linn a tharla an t-iompar nó na teagmhais, ná dátaí a gabhadh de láimh nó na tréimhsí ar lena linn a gabhadh de láimh na gníomhaíochtaí, na dátaí a d'eascair nó na tréimhsí ar lena linn a d'eascair na himthosca, nó na dátaí a bhí, nó na tréimhsí ar lena linn a bhí na córais, na cleachtais nó na nósanna imeachta i ngníomh,

(ii) an áit nó an ceantar inar tharla an t-iompar nó na teagmhais, inar gabhadh de láimh na gníomhaíochtaí, inar eascair na himthosca, nó ina raibh na córais, na cleachtais nó na nósanna imeachta i ngníomh, agus

(iii) na daoine lena mbaineann an t-iompar nó na teagmhais sin, na gníomhaíochtaí nó na himthosca sin, nó na daoine a bhfuil a ngníomhaíochtaí, a gcórais, a gcleachtais nó a nósanna imeachta le fiosrú;

(c) an amhlaidh go mbaineann an ní nó na nithe le feidhm de chuid an tSeanaid;

(d) an chúis gur chóir gurbh ábhar d'fhiosrúchán de chuid Chuid 2 an ní nó na nithe, seachas é nó iad a scrúdú trí fhoirmeacha eile d'imscrúdú parlaiminteach;

(e) i ndáil leis an gCoiste a bheartaíonn an fiosrúchán a sheoladh—

(i) an chúis, de thoradh a orduithe tagartha láithreacha, go measann sé gur chóir dó an fiosrúchán a sheoladh, nó

(ii) na hathruithe, más ann, ar a orduithe tagartha láithreacha is

into, including—

(i) the dates on which, or the periods during which, the conduct or events occurred, the activities were undertaken, the circumstances arose, or the systems, practices or procedures were in operation,

(ii) the location or area where the conduct or events occurred, the activities were undertaken, the circumstances arose, or the systems, practices or procedures were in operation, and

(iii) the persons to whom that conduct or those events, activities or circumstances relate, or whose activities, systems, practices or procedures are to be inquired into;

(c) whether the matter or matters relate to a function of the Seanad;

(d) the reason the matter or matters ought to be the subject of a Part 2 inquiry, rather than being examined through other forms of parliamentary investigation;

(e) in relation to the Committee proposing to conduct the inquiry—

(i) the reason that it, further to its existing orders of reference, considers that it ought to conduct the inquiry, or

(ii) the changes, if any, to its existing orders of reference, which are, in

- gá, ina thuairim, chun go seolfaidh sé an fiosrúchán;
- its opinion, necessary for it to conduct the inquiry;
- (f) an sceideal ama a bhfuiltear ag súil lena úsáid i dtaca leis an bhfiosrúchán beartaithe, lena n-áirítear an le linn tréimhse aonair nó ina chéimeanna a bheartaítear an fiosrúchán beartaithe a sheoladh;
- (f) the anticipated time schedule for the proposed inquiry, including whether it is proposed to conduct the proposed inquiry in a single period or in phases;
- (g) na hathruithe, más ann, is gá a dhéanamh, i dtuairim an Choiste a bheartaíonn an fiosrúchán a sheoladh, ar an dlí reachtúil, chun an fiosrúchán a sheoladh;
- (g) the changes, if any, to statute law, which are, in the opinion of the Committee proposing to conduct the inquiry, necessary to conduct the inquiry;
- (h) dréacht-Rún maidir le Téarmaí Tagartha á rá, *inter alia*, maidir leis an gCoiste a bheartaíonn an fiosrúchán a sheoladh, le linn dó é a sheoladh, an amhlaidh—
- (h) a draft Terms of Reference Resolution, which shall state, *inter alia*, whether the Committee proposing to conduct the inquiry, in conducting it—
- (i) go mbeartaíonn sé cinntí fíorais a dhéanamh, lena n-áirítear cinntí fíorais a d'fhéadfadh cur i gcoinne dea-chlú duine (ag brath ar chineál an fhiosrúcháin atá beartaithe), nó i ndáil le mí iompar iomchuí,
- (i) proposes to make findings of fact, including findings of fact that may impugn the good name of a person (depending on the type of inquiry proposed), or in relation to relevant misbehaviour,
- (ii) go mbeartaíonn sé moltaí a dhéanamh ag eascairt as na nithe seo a leanas—
- (ii) proposes to make recommendations arising from—
- (I) a chinntí fíorais, nó
- (I) its findings of fact, or
- (II) na cinntí fíorais arna ndéanamh ag Coiste eile le linn fiosrúchán eile de chuid Chuid 2 a sheoladh má luaitear go sainráite sna téarmaí tagartha don fhiosrúchán eile sin de chuid Chuid 2 go bhféadfar a chinntí fíorais a úsáid i bhfiosrúcháin eile de chuid Chuid 2,
- (II) the findings of fact made by another Committee in conducting another Part 2 inquiry if the terms of reference for that other Part 2 inquiry expressly state that its findings of fact may be used in other Part 2 inquiries,
- (iii) go mbeartaíonn sé go bhféadfaidh Coiste eile a chinntí fíorais, más ann, a úsáid le linn fiosrúchán eile de chuid Chuid 2
- (iii) proposes that its findings of fact, if any, may be used by another Committee in conducting another Part 2 inquiry,

a sheoladh,

- (iv) go bhfuil nó go mbeidh an chumhacht aige chun fios a chur ar dhaoine nó chun fios a chur i ndáil le páipéir agus taifid;

agus

- (i) cibé nithe eile i ndáil leis an bhfiosrúchán beartaithe is cuí leis an gCoiste um Nós Imeachta agus Pribhléidí.

Breithniú CNIP ar thogra iomchuí

103I. Le linn breithniú a dhéanamh ar thogra iomchuí arna dhéanamh de bhun Bhuan-Orduithe 103F(2) agus 103H, déanfaidh an Coiste um Nós Imeachta agus Pribhléidí na nithe seo a leanas a bhreithniú—

- (a) an cóir fiosrúchán beartaithe de chuid Chuid 2 a sheoladh;
- (b) mura cóir é a sheoladh, an cóir gníomh malartach a bhreithniú;
- (c) más cóir an fiosrúchán a sheoladh—
- (i) cén Coiste ar cóir dó é a sheoladh;
- (ii) cén modh, faoi ailt 7 go 10 go huile den Acht um Thithe an Oireachtais (Fiosrúcháin, Pribhléidí agus Nósanna Imeachta), 2013, ar ar cóir é a sheoladh; agus
- (iii) an dréacht-Rún maidir le Téarmaí Tagartha don fhiosrúchán beartaithe;

agus

- (d) cibé nithe eile i ndáil leis an bhfiosrúchán beartaithe is cuí leis an gCoiste um Nós Imeachta agus Pribhléidí.

- (iv) has or is to have the power to send for persons, papers or records;

and

- (i) such other matters in relation to the proposed inquiry as the Committee on Procedure and Privileges considers appropriate.

CPP consideration of relevant proposal

103I. When considering a relevant proposal made pursuant to Standing Orders 103F(2) and 103H, the Committee on Procedure and Privileges shall consider—

- (a) whether a proposed Part 2 inquiry should be conducted;
- (b) if it should not be conducted, whether an alternative course of action should be considered;
- (c) if the inquiry should be conducted—
- (i) the Committee by which it should be conducted;
- (ii) the manner, under sections 7 to 10, inclusive, of the Houses of the Oireachtas (Inquiries, Privileges and Procedures) Act 2013, in which it should be conducted; and
- (iii) the draft Terms of Reference Resolution for the proposed inquiry;

and

- (d) such other matters in relation to the proposed inquiry as the Committee on Procedure and Privileges considers appropriate.

Tuarascáil iomchuí agus Rún maidir le Téarmaí Tagartha

103J. (1) Cuirfidh an Coiste um Nós Imeachta agus Pribhléidí faoi deara tuarascáil iomchuí faoi Bhuan-Ordú 103F(3) a ullmhú maidir le haon tograí iomchuí a fhaigheann sé le haghaidh fiosrúchán de chuid Chuid 2 agus déanfaidh sé, a luaithe is indéanta tar éis an tuarascáil iomchuí a ghlacadh, an tuarascáil iomchuí a leagan faoi bhráid an tSeanaid agus déanfaidh comhalta a bheidh ainmnithe ag an gCoiste um Nós Imeachta agus Pribhléidí tairiscint a chur síos chun an tuarascáil iomchuí agus na moltaí atá inti a bhreithniú.

(2) Déanfar moltaí sa tuarascáil iomchuí i ndáil leis na nithe atá i mBuan-Ordú 103I, agus féadtar go mbeidh ar áireamh sa tuarascáil sin an dréacht-Rún maidir le Téarmaí Tagartha i ndáil leis an togra iomchuí, mar aon le haon leasuithe air is cuí leis an gCoiste um Nós Imeachta agus Pribhléidí, lena mbreithniú ag an Seanad.

(3) Déanfaidh an Seanad an tuarascáil iomchuí agus na moltaí a bheidh inti a bhreithniú agus ní dhéanfaidh sé Rún maidir le Téarmaí Tagartha a rith faoi Bhuan-Ordú 103F(4) i ndáil leis an togra iomchuí, ná ní dhiúltoídh sé Rún den sórt sin a rith, go dtí go mbeidh an breithniú sin déanta.

Fiosrúchán dá éis

103K. Más mian le Coiste a bheidh ag seoladh fiosrúchán de chuid Chuid 2 fiosrúchán iarmhartach a sheoladh, ar fiosrúchán é nach dtagann faoi réim an Rúin maidir le Téarmaí Tagartha arna rith ag an Seanad, tabharfaidh sé tuilleadh fógra i scríbhinn i dtaobh togra iomchuí breise don Choiste um Nós Imeachta agus Pribhléidí, agus beidh feidhm ag forálacha Bhuan-Orduithe 103F go 103J go huile maidir leis an togra iomchuí breise sin.

Relevant report and Terms of Reference Resolution

103J. (1) The Committee on Procedure and Privileges shall cause to be prepared a relevant report under Standing Order 103F(3) on any relevant proposals it receives for a Part 2 inquiry and shall, as soon as is practicable after its adoption of the relevant report, lay the relevant report before the Seanad, and a member nominated by the Committee on Procedure and Privileges shall table a motion to consider the relevant report and the recommendations contained therein.

(2) The relevant report shall make recommendations in relation to the matters contained in Standing Order 103I, and may include the draft Terms of Reference Resolution in relation to the relevant proposal, with any amendments thereto which are considered appropriate by the Committee on Procedure and Privileges, for consideration by the Seanad.

(3) The Seanad shall consider the relevant report and the recommendations therein and shall neither pass nor decline to pass a Terms of Reference Resolution under Standing Order 103F(4) in relation to the relevant proposal until such consideration has been given.

Subsequent inquiry

103K. If a Committee conducting a Part 2 inquiry wishes to conduct a consequential inquiry not covered by the Terms of Reference Resolution passed by the Seanad, it shall give further notice in writing of an additional relevant proposal to the Committee on Procedure and Privileges, to which additional relevant proposal the provisions of Standing Orders 103F to 103J, inclusive, shall apply.

Tuarascálacha ar fhiosrúcháin de chuid Chuid 2

103L. D'ainneoin ghinearáltacht Bhuan-Orduithe 74 agus 75**, i gcás go dtabharfaidh Coiste a bheidh ag seoladh fiosrúchán de chuid Chuid 2 tuarascáil eatramhach nó tuarascáil chríochnaitheach, déanfar an tuarascáil a chur chuig Cléireach an tSeanaid ar dtús agus déanfaidh sé nó sí socrú, a luaithe is indéanta, chun an tuarascáil a scaipeadh ar na comhaltaí. I gcás go mbeidh an tuarascáil sin scaipthe ag Cléireach an tSeanaid ar na comhaltaí, féadfaidh an Seanad, i gcás gur tuarascáil eatramhach an tuarascáil, a ordú dá éis sin go ndéanfar an tuarascáil a leagan faoi bhráid an tSeanaid agus a phoibliú, agus déanfaidh an Seanad, i gcás gur tuarascáil chríochnaitheach an tuarascáil, a ordú go ndéanfar an tuarascáil a leagan faoi bhráid an tSeanaid agus a phoibliú.

Dualgas comhalta sláine fiosrúcháin a chosaint

103M. Beidh sé ina dhualgas ginearálta ar chomhalta sláine fiosrúcháin de chuid Chuid 2 a chosaint, lena n-áirítear rúndacht pléití agus doiciméad a bhaineann leis an bhfiosrúchán a chothabháil.”.

*[Féach an míniú i mBuan-Ordú 103G]

**[Féach Cuid 4 den Acht um Thithe an Oireachtais (Fiosrúcháin, Pribhléidí agus Nósanna Imeachta), 2013 i ndáil le tuarascálacha ó Choisí a bheidh ag seoladh fiosrúchán de chuid Chuid 2]

Part 2 inquiry reports

103L. Notwithstanding the generality of Standing Orders 74 and 75**, where a Committee conducting a Part 2 inquiry makes an interim or final report, the report shall first be sent to the Clerk of the Seanad, who shall as soon as is practicable arrange for its circulation to members. Where members have been circulated with such a report by the Clerk of the Seanad, the Seanad may, where the report is an interim report, subsequently order that the report be laid before the Seanad and made public, and shall, where the report is a final report, order that the report be laid before the Seanad and made public.

Duty of member to uphold integrity of inquiry

103M. It shall be a general duty of a member to uphold the integrity of a Part 2 inquiry, including maintaining the confidentiality of deliberations and documents relating to the inquiry.”.

*[See definition in Standing Order 103G]

**[See Part 4 of the Houses of the Oireachtas (Inquiries, Privileges and Procedures) Act 2013 in relation to reports of Committees conducting Part 2 inquiries]

†The numbering of these Standing Orders has been updated to reflect earlier modifications to the current edition of Standing Orders.

NEW STANDING ORDER 103N – Privilege: failure to comply with professional secrecy provisions in respect of confidential information provided under the Central Bank Act 1942.

Date of modification: 10 February 2015

Duration of modification: Until further notice in the 24th Seanad.

Glactar leis an mBuan-Ordú breise seo a leanas:

“103N. (1) I gcás faisnéis rúnda a bheith soláthraithe de bhun alt 33AK(5)(ahb) d’Acht an Bhainc Cheannais, 1942, ní dhéanfaidh comhalta caint le linn na n-imeachtaí ar mainneachtain í na forálacha maidir le rúndacht ghairmiúil a chomhlíonadh, is mainneachtain dá dtagraítear in ailt 33AK(6) agus (6A) den Acht a luadh cheana. I gcás ina ndéanfaidh comhalta caint den sórt sin le linn na n-imeachtaí, d’fhéadfadh sé gur mí-úsáid phribhléide *prima facie* é, ach sin faoi réir fhorálacha an Bhuan-Ordaithe seo.

(2) Más rud é, le linn na n-imeachtaí, go bhfeicfear don Chathaoirleach go bhfuil comhalta tar éis caint mar a thuairiscítear i mír (1) a dhéanamh, cuirfidh sé nó sí an ní faoi bhráid an Choiste um Nós Imeachta agus Pribhléidí: Ar choinníoll i gcónaí go bhféadfaidh an Cathaoirleach, freisin, am ar bith ina dhiaidh sin, dá thoil nó dá toil féin, aon ní den sórt sin a chur faoi bhráid an Choiste.

(3) Am ar bith eile agus a luaithe is féidir, ach tráth nach déanaí ná dhá sheachtain i ndiaidh caint mar a thuairiscítear i mír (1) a dhéanamh, féadfaidh aon duine aighneacht a dhéanamh i scríbhinn chuig an gCathaoirleach lena n-éileoidh sé nó sí—

(a) gur faoi alt 33AK(5)(ahb) a soláthraíodh an fhaisnéis a nochtadh, agus

(b) gur mhainneachtain ag an gcomhalta atá i gceist na forálacha maidir le rúndacht ghairmiúil mar a leagtar

The following additional Standing Order is adopted:

“103N. (1) Where confidential information has been provided pursuant to section 33AK(5)(ahb) of the Central Bank Act 1942 a member shall not make an utterance during the course of proceedings which constitutes a failure to comply with the provisions of professional secrecy referred to in sections 33AK(6) and (6A) of the aforementioned Act. Where a member makes such an utterance during the course of proceedings it may *prima facie* be an abuse of privilege, subject to the provisions of this Standing Order.

(2) If, during the course of proceedings, it appears to the Cathaoirleach that a member has made an utterance as described in paragraph (1), he or she shall refer the matter to the Committee on Procedure and Privileges: Provided always that the Cathaoirleach may also at any time thereafter, on his or her own volition, refer any such matter to the Committee.

(3) At any other time and at the earliest opportunity, but not later than two weeks after an utterance as described in paragraph (1) is made, any person may make a submission in writing to the Cathaoirleach claiming that—

(a) the information disclosed was provided under section 33AK(5)(ahb), and

(b) the utterance by the member in question constituted a failure by him or her to comply with the provisions

amach iad in alt 33AK(6) agus (6A) d'Acht an Bhainc Cheannais, 1942 a chomhlíonadh an chaint a rinne an comhalta.

of professional secrecy as set out in section 33AK(6) and (6A) of the Central Bank Act 1942.

Más deimhin leis an gCathaoirleach—

If the Cathaoirleach is satisfied that—

(a) gur léir an aighneacht a bheith de chineál chomh mionchúiseach, suaibhreasach, cráiteach nó maslach sin go bhfágfadh sé nárbh iomchuí aon ghníomh eile a dhéanamh ná aon bhreithniú a dhéanamh uirthi sa Choiste, nó

(a) the submission is so obviously trivial, frivolous, vexatious or offensive in character as to make it inappropriate that further action be taken or that it be considered by the Committee, or

(b) nach mbeidh sé indéanta don Choiste an aighneacht a bhreithniú faoin mBuan-Ordú seo,

(b) it is not practicable for the Committee to consider the submission under this Standing Order,

féadfaidh an Cathaoirleach a chinneadh nach ndéanfar aon ghníomh maidir leis an aighneacht.

the Cathaoirleach may decide that no action shall be taken in respect of the submission.

In aon chás eile, cuirfidh an Cathaoirleach an aighneacht faoi bhráid an Choiste.

In any other case the Cathaoirleach shall refer the submission to the Committee.

(4) I gcás ina ndéanfar ní nó aighneacht a chur faoi bhráid an Choiste agus a bhreithniú faoin mBuan-Ordú seo, féadfaidh an Coiste cuireadh a thabhairt don chomhalta a rinne an chaint agus d'aon duine eile a mheasfaidh an Coiste a bheith iomchuí fianaise ó bhéal nó i scríbhinn a thabhairt don Choiste.

(4) Where a matter or submission is referred to the Committee and is considered under this Standing Order, the Committee may invite the member who made the utterance and any other person as the Committee may deem appropriate to give evidence orally or in writing to the Committee.

(5) Beidh de rogha ag an gCoiste ní nó aighneacht a bheidh curtha faoina bhráid faoin mBuan-Ordú seo nó a chuid imeachtaí i ndáil leis an ní nó leis an aighneacht sin a fhoilsiú, agus féadfaidh sé miontuairiscí ar a chuid imeachtaí agus an ní nó an aighneacht sin go léir nó cuid de nó di a leagan faoi bhráid an tSeanaid.

(5) The Committee shall have discretion to publish a matter or submission referred to it under this Standing Order or its proceedings in relation to such matter or submission, and may lay minutes of its proceedings and all or part of such matter or submission before the Seanad.

(6) Féadfaidh an Coiste, maidir le haon ní nó aighneacht a bheidh curtha faoina bhráid faoin mBuan-Ordú seo, tuarascáil a chinneadh agus a ghlacadh ina léireofar—

(6) In relation to any matter or submission referred to it under this Standing Order, the Committee may decide and adopt a report to the effect that—

(a) nár tharla aon mhí-úsáid phribhléide agus molfaidh sé nach ndéanfaidh an Seanad aon ghníomh eile i ndáil leis

(a) no abuse of privilege has occurred and it shall recommend that no further action be taken by the Seanad

- an ní nó leis an aighneacht; nó
- (b) gur tharla mí-úsáid phribhléide agus molfaidh sé go ndéanfar ceann amháin nó níos mó de na gníomhartha seo a leanas:
- (i) d’ainneoin aon ní i mBuan-Ordú 89, an comhalta atá i gceist a urscaoileadh ón gComhchoiste a bheidh ag seoladh an fhiosrúcháin de chuid Chuid 2;
- (ii) an comhalta atá i gceist a chur ar fionraí ó sheirbhís an tSeanaid, agus féadfaidh sé go mbeidh sé nó sí ar fionraí go dtí an t-ochtú lá ar a suífidh an Seanad tar éis an dáta a aontófar tairiscint faoi mhír (8), ach ní bheidh sé nó sí ar fionraí ina dhiaidh sin;
- (iii) an comhalta atá i gceist a cháineadh.
- (7) Beidh tacaíocht trí cheathrú de na comhaltaí a bheidh i láthair agus a dhéanfaidh vótáil ag teastáil i gcomhair aon chinneadh a ghlacfaidh an Coiste faoi mhír (6) den Bhuan-Ordú seo.
- (8) A luaithe is indéanta tar éis dó tuarascáil faoi mhír (6) a ghlacadh, déanfaidh an Coiste um Nós Imeachta agus Pribhléidí an tuarascáil sin a leagan faoi bhráid an tSeanaid, agus ainmneoidh sé duine dá chomhaltaí chun tairiscint a chur síos, a luaithe is indéanta—
- (a) lena dtugtar d’aire an tSeanaid na moltaí agus na cinntí sa tuarascáil, agus/nó
- (b) lena moltar go ndéanfar ceann amháin nó níos mó de na gníomhartha faoi mhír (6)(b).
- (9) Déanfaidh an Seanad an tairiscint faoi mhír (8) a bhreithniú a luaithe is indéanta.
- (10) D’ainneoin fhorálacha an Bhuan-Ordaithe seo (ach amháin forálacha mhír
- in relation to the matter or submission; or
- (b) an abuse of privilege has occurred, and it shall recommend that one or more of the following actions be taken:
- (i) notwithstanding anything in Standing Order 89, the member in question be discharged from the Joint Committee that is conducting the Part 2 inquiry;
- (ii) the member in question be suspended from the service of the Seanad, and that suspension may continue until, but shall not surpass, the eighth day on which the Seanad shall sit after the date on which a motion under paragraph (8) is agreed;
- (iii) the member in question be censured.
- (7) Any decision taken by the Committee under paragraph (6) of this Standing Order shall require the support of three-quarters of the members present and voting.
- (8) As soon as is practicable after its adoption of a report under paragraph (6), the Committee on Procedure and Privileges shall lay such report before the Seanad, and shall nominate one of its members to table a motion, as soon as is practicable, which—
- (a) takes note of the recommendations and decisions in the report, and/or
- (b) proposes one or more of the actions under paragraph (6)(b) be taken.
- (9) The Seanad shall consider the motion under paragraph (8) as soon as is practicable.
- (10) Notwithstanding the provisions of this Standing Order (save the provisions

(6), a mbeidh feidhm acu i gcónaí), féadfaidh an Coiste, tar éis dó ní nó aighneacht a bhreithniú faoin mBuan-Ordú seo, cibé moltaí a dhéanamh a mheasfaidh sé a bheith iomchuí.

(11) Chun críocha an Bhuan-Ordaithe seo—

ciallóidh ‘Coiste’ Coiste an tSeanaid um Nós Imeachta agus Pribhléidí nó Fochoiste den Choiste sin;

ciallóidh ‘imeachtaí’ imeachtaí parlaiminte de chuid an tSeanaid, Buan-Choiste, Roghchoiste nó Coiste Speisialta nó Fochoiste díobh sin.”.

of paragraph (6), which shall continue to apply), the Committee, following consideration of a matter or submission under this Standing Order, may make such recommendations as appear to it to be appropriate.

(11) For the purposes of this Standing Order—

‘Committee’ shall mean either the Seanad Committee on Procedure and Privileges or a sub-Committee thereof;

‘proceedings’ shall mean parliamentary proceedings of the Seanad, a Standing, Select or Special Committee or a sub-Committee thereof.”.

NEW STANDING ORDER 113A– Pre-legislative consideration

Date of modification: 17 July 2014

Duration of modification: Until further notice.

Glactar leis an mBuan-Ordú breise seo a leanas:

“113A. Sula ndéanfar Bille a thíolacadh nó a thabhairt isteach sa Seanad, déanfaidh comhalta den Rialtas nó Aire Stáit, ach amháin in imthosca eisceachtúla [féach freisin B.O. 119], scéim ghinearálta nó dréacht-cheantheidil an Bhille a thabhairt don Choiste dár tugadh cumhacht faoi Bhuan-Ordú 70A scéim ghinearálta nó dréacht-cheantheidil aon Bhille arna fhoilsiú ag an Aire a bhreithniú.”

The following additional Standing Order is adopted:

“113A. Prior to its presentation or introduction to the Seanad, the general scheme or draft heads of a Bill shall, save in exceptional circumstances [see also S.O. 119], be given by a member of the Government or Minister of State to the Committee empowered under Standing Order 70A to consider the general scheme or draft heads of any Bill published by the Minister.”

STANDING ORDER 119– Procedure on Second Stage

Date of modification: 17 July 2014

Duration of modification: Until further notice.

Leasaítear Buan Ordú 119—

(a) tríd an mír seo a leanas a chur leis:

“(1A) (i) I gcás go raibh an Bille ina ábhar do bhreithniú réamhrechtach faoi Bhuan-Ordú 113A, aon chomhalta den Choiste a bheidh ceaptha chun breithniú a dhéanamh ar scéim ghinearálta nó ar dhréacht-cheannteidil aon Bhille a fhoilseoidh an tAire agus a bheidh ainmnithe ag an gCoiste chun na críche, féadfaidh sé nó sí labhairt i ndáil le breithniú réamhrechtach an Choiste sin ar an mBille: ar choinníoll nach gcuirfidh óráid den sórt sin bac ar óráid eile i gcáil phearsanta ón gcomhalta sin i gcúrsa na díospóireachta.

(ii) I gcás nach raibh breithniú réamhrechtach ann faoi Bhuan-Ordú 113A, tabharfaidh an comhalta den Rialtas nó an tAire Stáit a bheidh i mbun an Bhille an chúis atá leis sin le linn a ráitis oscailte.”,

agus

(b) tríd an mír seo a leanas a chur leis:

“(1B) Féadfaidh an Seanad a ordú go dtabharfar 45 nóiméad breise tar éis na hóráide freagartha ón gcomhalta den Rialtas nó ón Aire Stáit a bheidh i mbun an Bhille, ar lena linn a bheidh comhaltaí i dteideal an dara

Standing Order 119 is amended by—

(a) the addition of the following paragraph:

“(1A) (i) Where the Bill has been the subject of pre-legislative consideration under Standing Order 113A, a member of the Committee appointed to consider the general scheme or draft heads of any Bill published by the Minister and who has been nominated by the Committee for the purpose may speak in relation to that Committee’s pre-legislative consideration of the Bill: provided that such contribution shall not preclude a further contribution in a personal capacity by that member in the course of the debate.

(ii) In the event the pre-legislative consideration under Standing Order 113A has not taken place, the member of the Government or Minister of State in charge of the Bill shall give the reason therefor during his or her opening remarks.”,

and

(b) the addition of the following paragraph:

“(1B) The Seanad may order that, after the speech in reply by the member of the Government or Minister of State in charge of the Bill, an additional 45 minutes be allocated during which members shall be entitled to make second

hóráid a dhéanamh, agus bainfidh na teorainneacha ama agus an t-ord cainteoirí seo a leanas leo:

- (i) ní rachaidh óráidí na n-urlabhraithe agus óráid chomhalta ainmnithe an Choiste arna cheapadh chun breithniú a dhéanamh ar scéim ghinearálta nó ar dhréacht-cheannteidil aon Bhille a fhoilseoidh an tAire thar thrí nóiméad i ngach cás;
- (ii) ní rachaidh óráid gach comhalta eile a nglaofar air nó uirthi thar thrí nóiméad; agus
- (iii) beidh an comhalta den Rialtas nó an tAire Stáit a bheidh i mbun an Bhille, nó cibé comhalta eile a údaróidh sé nó sí chuige sin, i dteideal labhairt ar feadh na dtrí nóiméad deiridh.”.

speeches, with the following time limits and sequence of speakers:

- (i) the speeches of the spokespersons and the nominated member of the Committee appointed to consider the general scheme or draft heads of any Bill published by the Minister shall not exceed three minutes in each case;
- (ii) the speech of each other member called upon shall not exceed three minutes; and
- (iii) the member of the Government or Minister of State in charge of the Bill, or such other member as he or she may authorise in that behalf, shall be entitled to speak for the final three minutes.”.

Date of modification: 17 December 2014

Duration of modification: Permanent, with the effect from 1 January 2015.

Leasaítear Buan-Ordú 119–

Standing Order 119 is amended by–

(a) tríd an mír seo a leanas a chur isteach i ndiaidh mhír (1B):

(a) the insertion of the following paragraph after paragraph (1B):

“(1C) Féadfar leasuithe a dhéanamh ar an tairiscint:- ‘Go léifear an Bille an dara huair anois’-

“(1C) Amendments may be made to the motion:- ‘That the Bill be now read a second time’-

(i) tríd an bhfocal ‘anois’ a ligean ar lár agus trí na focail ‘trí mhí ó inniu’, nó ‘sé mhí ó inniu’, nó dáta éigin eile, a chur i ndeireadh na tairisceana;

(i) by omitting the word ‘now’ and adding at the end of the motion the words ‘this day three months’ or ‘this day six months’ or some other date;

(ii) trí na focail go léir nó cuid de na focail i ndiaidh ‘Go’ a scriosadh agus focail lena luaitear cúis speisialta éigin i gcoinne an Bille a léamh an dara huair a chur ina n-ionad.”, agus

(ii) by deleting all or some of the words after ‘That’ and substituting words which state some special reason against the second reading of the Bill.”, and

(b) trí mhíreanna (2) agus (3) a scriosadh.

(b) the deletion of paragraphs (2) and (3).

NEW STANDING ORDER 123– New section, Disposal of amendments, Preamble and title.

Date of modification: 17 December 2014

Duration of modification: Permanent, with the effect from 1 January 2015.

Leasaítear Buan-Ordú 123 tríd an mír seo a leanas a chur in ionad mhír (2):

“(2) Nuair a bheifear réidh leis na leasuithe (más ann) a tairgeadh ar alt, tairgfear an cheist, ‘Go bhfanfaidh an t-alt sin (nó an t-alt sin arna leasú) ina chuid den Bhille’, nó, de réir mar is cuí, ‘Go scriosfar an t-alt sin as an mBille’.”.

Standing Order 123 is amended by the substitution of the following paragraph for paragraph (2):

“(2) When the amendments (if any) offered to a section have been disposed of, the question shall be proposed, ‘That such section (or such section as amended) stand part of the Bill’, or, as appropriate, ‘That such section be deleted from the Bill’.”.

NEW STANDING ORDER 137A– Post-enactment consideration

Date of modification: 17 July 2014

Duration of modification: Until further notice.

Glactar leis an mBuan-Ordú breise seo a leanas:

“137A. Dhá mhí dhéag tar éis Bille a achtú, seachas i gcás an Bhille Airgeadais agus an Bhille Leithreasa, déanfaidh an comhalta den Rialtas nó an tAire Stáit atá freagrach go hoifigiúil i gcur i ngníomh an Achta tuarascáil a sholáthar ina ndéanfar athbhreithniú ar fheidhmiú an Achta agus leagfar an tuarascáil sin i Leabharlann an Oireachtais.”

The following additional Standing Order is adopted:

“137A. Twelve months following the enactment of a Bill, save in the case of the Finance Bill and the Appropriation Bill, the member of the Government or Minister of State who is officially responsible for implementation of the Act shall provide a report which shall review the functioning of the Act and which shall be laid in the Parliamentary Library.”
