



SEANAD ÉIREANN

Buan-Orduithe i dtaobh
Gnó Phoiblí

Standing Orders relative to
Public Business

2011

Glacadh leis na Buan-Orduithe i dtaobh Gnó Phoiblí le Rún a rith Seanad Éireann an 27 Aibreán 1938, agus ina dhiaidh sin leasaíodh iad ar na dátaí seo a leanas, eadhon, 8 Bealtaine, 1946, 14 Márta, 1951, 2 Lúnasa, 1961, 19 Márta, 1975, 13 Samhain, 1977, 25 Eanáir, 1978, 10 Iúil, 1979, 14 Iúil, 1982, 1 Bealtaine, 1985, 11 Nollaig, 1985, 2 Samhain, 1988, 15 Nollaig, 1988, 21 Samhain, 1990, 14 Aibreán, 1992, 7 Iúil, 1994, 13 Samhain, 1996, 19 Samhain, 1997, 5 agus 20 Feabhra, 1998, 12 Márta, 1998, 2 Aibreán, 1998, 7 Bealtaine, 1998, 2 Iúil 1999, 2 Feabhra, 2000, 22 Bealtaine, 2001, 26 Eanáir, 2002, 21 Bealtaine, 2003, 29 Eanáir, 2004, 5 Feabhra, 2004, 2 Meitheamh, 2004, 16 Feabhra, 2005, 14 Feabhra, 2007, 1 Bealtaine, 2007, 14 Samhain, 2007, 30 Meitheamh, 2010, 19 Deireadh Fómhair, 2010 agus 2 Nollaig, 2010.

The Standing Orders relative to Public Business were adopted by resolution of Seanad Éireann on the 27th April, 1938 and subsequently amended on the following dates, viz., 8th May, 1946, 14th March, 1951, 2nd August, 1961, 19th March, 1975, 13th November, 1977, 25th January, 1978, 10th July, 1979, 14th July, 1982, 1st May, 1985, 11th December, 1985, 2nd November, 1988, 15th December, 1988, 21st November, 1990, 14th April, 1992, 7th July, 1994, 13th November, 1996, 19th November, 1997, 5th and 20th February 1998, 12th March, 1998, 2nd April, 1998, 7th May, 1998, 2nd July, 1999, 2nd February, 2000, 22nd May, 2001, 26th January, 2002, 21st May, 2003, 29th January, 2004, 5th February, 2004, 2nd June, 2004, 16th February, 2005, 14th February, 2007, 1st May, 2007, 14th November, 2007, 30th June, 2010, 19th October, 2010 and 2nd December, 2010.

Clár na mBuan-Orduithe

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BUAN-ORDUITHE



STANDING ORDERS

SEANAD ÉIREANN

BUAN-ORDUITHE I dTAOBH GNÓ PHOIBLÍ

ROLLA NA gCOMHALTAÍ AGUS AN NÓS IMEACHTA AR THEACHT LE CHÉILE DO SHEANAD NUA

Rolla na
gComhaltaí.

1. (1) Beidh rolla de Chomhaltaí Sheanad Éireann ann, agus síneoidh gach comhalta an Rolla sin, i láthair an Chléirigh, roimh a shuíochán a thógáil.

(2) Chomh luath is a bheidh torthaí na vótaíochtaí do na comhaltaí a toghadh in Olltoghchán don Seanad faighte ag an gCléireach agus ainmneacha na gcomhaltaí a ainmníodh curtha in iúil dó, tabharfaidh sé fógra do na comhaltaí uile nach foláir dóibh bheith i láthair in áit a cheapfaidh sé agus lá (nó laethanta) a ainmneoidh sé chun forálacha mhír (1) den Bhuan-Ordú seo a chomhlíonadh.

Tosú ar imeachtaí
Seanaid nua.

2. Ar Sheanad a theacht le chéile ar chéadtionól tar éis Olltoghcháin don Seanad agus ag an am a bheidh ceaptha nó chomh luath ina dhiaidh sin a bheidh córam i láthair [B.O. 19]:—

(a) is é an comhalta a rachaidh i gceannas ná an comhalta sa Teach ag a bhfuil an tréimhse seirbhíse leanúnaí is faide mar chomhalta den Seanad agus atá toilteanach fónamh mar Fhear Ceannais Gníomhach

SEANAD ÉIREANN

STANDING ORDERS RELATIVE TO PUBLIC BUSINESS

ROLL OF MEMBERS AND PROCEDURE ON MEETING OF NEW SEANAD

1. (1) There shall be a Roll of Members of Seanad Éireann which shall be signed, in the presence of the Clerk, by every member before taking his seat. Roll of Members.

(2) As soon as the results of the polls for elected members at a General Election to the Seanad shall be in the possession of the Clerk and the names of nominated members shall have been communicated to him, he shall notify all members that their attendance is required at a place appointed and on a day (or days) named by him for the purpose of complying with the provisions of paragraph (1) of this Standing Order.

2. At the first meeting of a Seanad subsequent to a General Election for the Seanad and at the hour appointed or as soon thereafter as a quorum is present [S. O. 19]:— Opening of Proceedings of new Seanad.

(a) the Chair shall be taken by the member present in the House who has the longest continuous period of service as a member of the Seanad, who is willing to serve as Acting Chairman until such time as a

go dtí cibé uair a thoghfár Cathaoirleach go cuí agus ní bheidh an comhalta sin ainmnithe i dtairiscint arna déanamh faoi Bhuan-Ordú 4 don suí sin. Feidhmeoidh an comhalta sin an t-údarás a thugtar don Chathaoirleach leis na Buan-Orduithe seo ar choinníoll, i gcás ina gcomhlíonfaidh beirt Sheanadóir nó níos mó forálacha na míre seo, go ndéanfaidh an Cléireach roghnú an Fhir Ceannais ghníomhaigh a chinneadh le crannchur uair an chloig ar a laghad roimh an suí;

- (b) cuirfear tús leis na himeachtaí tríd an gCléireach do léamh na Paidre [B.O. 18]. Ansin léifidh sé an Forógra ag comóradh an tSeanaid agus, ina dhiaidh sin, ainmneacha na gcomhaltaí a ainmníodh agus na gcomhaltaí a toghadh;
- (c) chun críocha mhír (a), ciallaíonn an abairt “cinneadh le crannchur” gurb é a bheidh san Fhear Ceannais Gníomach, tar éis ainmneacha na n-iarrthóirí lena mbaineann a scríobh ar dhuillíní páipéir comhchosúla agus tar éis na duillíní a fhilleadh ionas nach n-aithneofar thar a chéile iad agus a mheascadh agus a tharraingt ar corr, ná an t-iarrthóir a mbeidh a ainm ar an duillín is tuisce a tharraingeofar.

Torthaí na
vótaíochtaí agus
ainmneacha na
gcomhaltaí
ainmnithe a
leagan faoi bhráid
an tSeanaid.

3. Leagfaidh an Cléireach faoi bhráid an tSeanaid cóip de gach ceann de na deimhnithe ar thorthaí na vótaíochtaí do na comhaltaí a toghadh

Cathaoirleach has been duly elected and who shall not be the subject of a motion made under Standing Order 4 for that sitting. Such member shall exercise the authority conferred upon the Cathaoirleach by these Standing Orders provided where two or more Senators satisfy the provisions of this paragraph, the selection of the acting Chairman shall be determined by lot by the Clerk at least one hour prior to the sitting;

- (b) the proceedings shall be opened by the Clerk reciting the Prayer [S. O. 18]. He shall then read the Proclamation summoning the Seanad, and next, the names of the members nominated and of the members elected;
- (c) for the purposes of paragraph (a), the expression “determine by lot” means that the names of the candidates concerned having been written on similar slips of paper and the slips having been folded so as to prevent identification and mixed and drawn at random, the Acting Chairman shall be the candidate whose name is on the slip drawn first.

3. A copy of each of the certificates of the results of the polls for elected members and a copy of the communication from the Taoiseach

Results of polls and names of nominated members to be laid before Seanad.

agus cóip den scéala ón Taoiseach ag lua ainmneacha na gcomhaltaí.

AN CATHAOIRLEACH AGUS AN LEAS-CHATHAOIRLEACH

An Cathaoirleach
a thoghadh.

4. (1) Nuair a bheidh ainmneacha na Seanadóirí a ainmníodh agus na Seanadóirí a thoghadh léite ag an gCléireach, cromfaidh an Seanad ar Chathaoirleach a thoghadh, dá ngairfear an Cathaoirleach agus is faoin ainm sin a labhrófar chuige. Féadfaidh Seanadóir ar bith a thairiscint:— “Go dtoghfar an Seanadóir
. agus go rachaidh sé i gceannas an tSeanaid anois mar Chathaoirleach”. Má tá aon cheist le cur faoi Bhuan-Ordú 58 chun an díospóireacht a thabhairt chun críche éireofar as an gCathaoir agus beidh feidhm ag Buan-Orduithe 58, 59, 60, 61 agus 63 ach “Cléireach”, “Chléireach” agus “Chléirigh” faoi seach, a chur in ionad “Cathaoirleach”, “Chathaoirleach” agus “Chathaoirligh” sna Buan-Orduithe sin.

(2) Mura dtairgfear ach aon Seanadóir amháin, cuirfidh an Cléireach an cheist: — “Go dtoghfar an Seanadóir
. agus go rachaidh sé i gceannas an tSeanaid anois mar Chathaoirleach”, agus cinnfear í mar a chinntear ceisteanna eile: Ach más ionann an líon vótaí ar an dá thaobh, cinnfear gur freagra diúltach a tugadh ar an gceist.

(3) Má thairgtear níos mó ná aon Seanadóir amháin mar Chathaoirleach, déanfaidh an

stating the names of the nominated members shall be laid before the Seanad by the Clerk.

CATHAOIRLEACH AND
LEAS-CHATHAOIRLEACH

4. (1) When the Clerk has read the names of the Senators nominated and of the Senators elected, the Seanad shall proceed to the election of a Chairman, who shall be designated and addressed as the Cathaoirleach. Any Senator may move:— “That Senator be elected and do now take the Chair of the Seanad as Cathaoirleach”. If any question is to be put under Standing Order 58 to bring the debate to a conclusion the Chair shall be vacated and Standing Orders 58, 59, 60, 61, and 63 shall apply with the substitution of “Clerk” for “Cathaoirleach” therein.

Election of
Cathaoirleach.

(2) If only one Senator be proposed, the Clerk shall put the question: — “That Senator be elected and do now take the Chair of the Seanad as Cathaoirleach” which shall be decided like other questions: Provided that in the event of there being an equality of votes, the question shall be decided in the negative.

(3) If more than one Senator be proposed as Cathaoirleach the Clerk shall, in the order in

Cléireach, de réir ord tairgthe na Seanadóirí, an cheist a chur:— “Go dtoghfar an Seanadóir agus go rachaidh sé i gceannas an tSeanaid anois mar Chathaoirleach”, agus cinnfear í mar a chinntear ceisteanna eile: Ach más ionann an líon vótaí ar an dá thaobh, cinnfear gur freagra diúltach a tugadh ar an gceist.

An Cathaoirleach do dhul i gCeannas.

5. Rachaidh an Cathaoirleach i gceannas díreach tar éis a thofa, ach má bhíonn an Cathaoirleach nua-thofa as láthair féadfaidh an Seanad, trí thairiscint a dhéanfar gan fógra, Seanadóir ar bith a thoghadh chun gníomhú mar Chathaoirleach de thuras na huaire. Go dtí go dtoghfar an Seanadóir sin leanfaidh an Cléireach de bheith ag gníomhú mar Fhear Ceannais.

An Leas-Chathaoirleach a thoghadh.

6. Díreach tar éis an Cathaoirleach a thoghadh socróidh an Seanad dáta chun Leas-Chathaoirleach a thoghadh dá ngairfear an Leas-Chathaoirleach agus is faoin ainm sin a labhrófar chuige; féadfar tairiscintí a dhéanamh ag ainmniú iarrthóirí tar éis fógra a thabhairt [B.O. 26].

Téarma an Chathaoirligh.

7. Is é téarma an Chathaoirligh téarma an tSeanaid a bheidh ann tráth a thofa, ach chun críche na mBuan-Orduithe seo leanfaidh an Cathaoirleach dá oifig go dtí go dtoghfar a chomharba. Féadfaidh an Seanad, áfach, tráth ar bith, le rún ar tugadh fógra tairisceana seacht lá glan ina thaobh, an Cathaoirleach a chur as oifig.

which the Senators shall have been proposed, put the question:— “That Senator be elected and do now take the Chair of the Seanad as Cathaoirleach” which shall be decided like other questions: — Provided that in the event of there being an equality of votes, the question shall be decided in the negative.

5. The Cathaoirleach shall immediately upon his election take the Chair, but in the case of the absence of the Cathaoirleach-elect the Seanad may, on motion made without notice, elect any Senator to act as Cathaoirleach for the time being. Until such Senator is elected the Clerk shall continue to act as Chairman.

Cathaoirleach to take Chair.

6. Immediately after the election of the Cathaoirleach, the Seanad shall fix a date for the election of a Deputy Chairman who shall be designated and addressed as the Leas-Chathaoirleach; motions nominating candidates may be made after notice [S. O. 26].

Election of Leas-Chathaoirleach.

7. The term of the Cathaoirleach shall be the term of the Seanad existing at the time of his election, but for the purpose of these Standing Orders the Cathaoirleach shall continue in office until his successor is elected. The Seanad may, however, at any time, by resolution of which seven clear days’ notice of motion has been given, remove the Cathaoirleach from office.

Term of office of Cathaoirleach.

Téarma an Leas-Chathaoirligh.

8. Is é téarma an Leas-Chathaoirligh téarma an tSeanaid a bheidh ann tráth a thofa. Féadfaidh an Seanad, áfach, tráth ar bith, le rún ar tugadh fógra tairisceana seacht lá glan ina thaobh, an Leas-Chathaoirleach a chur as oifig.

Seanadóirí nach cead dóibh gníomhú mar Chathaoirleach ná mar Leas-Chathaoirleach.

9. Ní cead d'aon chomhalta den Rialtas ná d'aon Aire Stáit gníomhú mar Chathaoirleach ná mar Leas-Chathaoirleach.

Oifig an Chathaoirligh a bheidh folamh.

10. Má tharlaíonn go mbeidh oifig an Chathaoirligh folamh, cuirfidh an Cléireach é sin in iúl don Seanad i dtosach a chéad tionóil eile. Rachfaidh an Leas-Chathaoirleach i gCeannas, agus gníomhóidh sé mar Chathaoirleach go dtí go dtoghfar Cathaoirleach ach ní bheidh sé i gceannas le linn an toghcháin sin. Déanfar ordú ag ceapadh dáta chun Cathaoirleach a thoghadh, agus déanfar an toghadh sin sa tslí a fhoráiltear anseo roimhe seo [B.O. 4].

An Cathaoirleach a bheidh as láthair.

11. Le linn don Chathaoirleach bheith as láthair de dheasca breoiteachta nó ar aon chúis eile, comhlíonfaidh an Leas-Chathaoirleach na dualgais a chuirtear ar an gCathaoirleach, agus feidhmeoidh sé an t-údarás a thugtar dó leis na Buan-Orduithe seo.

An Cathaoirleach agus an Leas-Chathaoirleach a bheidh as láthair.

12. Má bhíonn an Cathaoirleach agus an Leas-Chathaoirleach as láthair, ó thionól den Seanad, cuirfidh an Cléireach é sin in iúl don Seanad chomh luath is a bheidh córam i láthair agus, faoi réir fhorálacha Bhuan-Ordú 4, cromfaidh an Seanad láithreach ar dhuine dá

8. The term of the Leas-Chathaoirleach shall be the term of the Seanad existing at the time of his election. The Seanad may, however, at any time, by resolution of which seven clear days' notice of motion has been given, remove the Leas-Chathaoirleach from office.

Term of Leas-Chathaoirleach.

9. A member of the Government or a Minister of State may not act as Cathaoirleach or Leas-Chathaoirleach.

Senators who may not act as Cathaoirleach or Leas-Chathaoirleach.

10. When a vacancy has occurred in the office of Cathaoirleach, the Clerk shall report the same to the Seanad at the opening of its next meeting. The Chair shall be taken by the Leas-Chathaoirleach, who shall act as Cathaoirleach until a Cathaoirleach is elected but shall not preside at such election. An order shall be made fixing a date for the election of a Cathaoirleach, which shall take place in the manner hereinbefore provided [S. O. 4].

Vacancy in office of Cathaoirleach.

11. During the absence of the Cathaoirleach through illness or other cause, the Leas-Chathaoirleach shall perform the duties devolving upon and exercise the authority conferred upon the Cathaoirleach by these Standing Orders.

Absence of Cathaoirleach.

12. If both the Cathaoirleach and the Leas-Chathaoirleach be absent from a meeting of the Seanad, so soon as a quorum is present the Clerk shall so notify the Seanad and, subject to the provisions of Standing Order 4, the Seanad shall at once proceed to elect one of its members to

Absence of the Cathaoirleach and Leas-Chathaoirleach.

chomhaltaí a thoghadh chun na dualgais a chomhlíonadh a chuirtear ar an gCathaoirleach, agus an t-údarás a fheidhmiú a thugtar dó, leis na Buan-Orduithe seo, fad a bheidh siad araon as láthair. Mura mbeidh córam i láthair beidh an Seanad ar athló go dtí an chéad lá eile chun suí.

An Cathaoirleach do leanúint de bheith as láthair.

13. Más cosúil go leanfaidh an Cathaoirleach de bheith as láthair, féadfaidh an Seanad Seanadóir eile a thoghadh le gníomhú mar Leas-Chathaoirleach fad a leanfaidh an Cathaoirleach de bheith as láthair amhlaidh.

Rolla Comhaltaí Ceannais.

14. Chomh luath agus is féidir i ndiaidh an chéad tionóil den Seanad tar éis Olltoghcháin don Seanad, ainmneoidh an Cathaoirleach rolla triúr Seanadóir ar a laghad, a bhféadfaidh aon duine díobh gníomhú mar Chathaoirleach sealadach sa Seanad nó ar Choiste den Seanad uile, nuair a iarrfaidh an Cathaoirleach air sin a dhéanamh.

Dualgais agus údarás an Leas-Chathaoirleach (nó an Chathaoirleach shealadaigh).

15. Fad a bheidh an Leas-Chathaoirleach (nó Cathaoirleach sealadach) i gCeannas comhlíonfaidh sé na dualgais a chuirtear ar an gCathaoirleach agus feidhmeoidh sé an t-údarás a thugtar don Chathaoirleach leis na Buan-Orduithe seo, ach amháin mar a bhfhoráiltear a mhalairt iontu [B.O. 52 agus B.O. 55].

Treoraí an Tí.

16. Déanfaidh Treoraí an Tí (an Leas-Treoraí nó Seanadóir eile a bheidh údaraithe ag an Rialtas chun críche an Bhuan-Ordaithe seo), ag gníomhú dó thar ceann an Rialtais sa Seanad, an gnó do gach lá suí agus an t-ord ina dtógfar an

perform the duties devolving upon and exercise the authority conferred upon the Cathaoirleach by these Standing Orders for the period of absence of both. If there be not a quorum present, the Seanad shall stand adjourned until the next sitting day.

13. If there is a likelihood of a continued absence of the Cathaoirleach, the Seanad may elect another Senator to act as Leas-Chathaoirleach during such continued absence.

Continued
absence of the
Cathaoirleach.

14. As soon as may be following the first meeting of the Seanad after a General Election for the Seanad, the Cathaoirleach shall nominate a panel of not less than three Senators, any one of whom may act as temporary Chairman in the Seanad or in Committee of the whole Seanad when requested so to act by the Cathaoirleach.

Panel of
Chairmen.

15. While the Leas-Chathaoirleach (or a temporary Chairman) is in the Chair he shall perform the duties devolved upon, and exercise the authority conferred upon the Cathaoirleach by these Standing Orders save as may be otherwise provided therein [S. O. 52 and 55].

Duties and
authority of Leas-
Chathaoirleach
(or temporary
Chairman).

16. The Leader of the House (Deputy Leader or another Senator authorised by the Government for the purpose of this Standing Order) acting on behalf of the Government in the Seanad, shall propose at the commencement of public business, the business for each sitting day

Leader of the
House.

gnó sin a thairiscint i dtosach gnó phoiblí. Beidh Treoraí an Tí ina chomhalta *ex officio* den Choiste um Nós Imeachta agus Pribhléidí.

TEANGA

Imeachtaí, Riar na hOibre, Cín Lae Imeachtaí an tSeanaid agus Doiciméid — Teanga.

17. (1) Déanfar imeachtaí uile an tSeanaid trí Ghaeilge nó trí Bhéarla.

(2) Déanfar Riar na hOibre, Cín Lae Imeachtaí an tSeanaid agus gach doiciméad iomchuí eile a eisiúint i nGaeilge agus i mBéarla.

PAIDIR

Paidir i dtosach suí.

18. I dtosach gach suí den Seanad éireoidh na Seanadóirí uile a bheidh i láthair ina seasamh, agus léifidh an Cléireach an Phaidir seo a leanas i nGaeilge agus i mBéarla:—

“Iarraimid ort, a Thiarna, d’anáil naofa a chur fúinn chun sinn a stiúradh inár ngníomhartha agus neart do ghrásta a bhronnadh orainn chun iad a thabhairt chun críche, ionas gur uaitse a thosófar ár n-uile bhriathar agus ár n-uile ghníomh feasta, agus gur tríot a chríochnófar iad; trí Chríost ár dTiarna, Amen.”

CÓRAM

An córam is gá.

19. Dhá Sheanadóir déag an córam is gá chun tionól den Seanad a bheith ann.

and the order in which it shall be taken. The Leader of the House shall be an *ex officio* member of the Committee on Procedure and Privileges.

LANGUAGE

17. (1) All proceedings of the Seanad shall be conducted through the medium of the Irish or the English language.

Proceedings,
Order Paper,
Journal of
Proceedings and
Documents —
Language.

(2) The Order Paper, the Journal of Proceedings of the Seanad and all other appropriate documents shall be issued in the Irish and English languages.

PRAYER

18. At the commencement of each sitting of the Seanad all Senators present shall stand, and the following Prayer shall be read by the Clerk in the Irish and English languages:—

Prayer at
commencement
of sitting.

“Direct, we beseech Thee, O Lord, our actions by Thy holy inspirations and carry them on by Thy gracious assistance; that every word and work of ours may always begin from Thee, and by Thee be happily ended; through Christ Our Lord, Amen.”

QUORUM

19. The quorum necessary to constitute a meeting of the Seanad shall be twelve Senators.

Quorum
required.

An nós imeachta mura mbeidh córam ann an uair a bheidh ceaptha don tionól.

20. Rachaidh an Cathaoirleach i gCeannas an uair a bheidh ceaptha don tionól den Seanad nó chomh luath ina dhiaidh sin agus a bheidh córam i láthair, ach más rud é, i gceann ceathrú uaire an chloig tar éis na huaire a bheidh ceaptha, nach mbeidh córam i láthair, rachaidh an Cathaoirleach i gCeannas ansin agus cuirfidh an Seanad ar athló go dtí an chéad lá eile chun suí; agus déanfar an uair a cuireadh ar athló amhlaidh é, mar aon le hainmneacha na Seanadóirí a bhí i láthair an uair sin, a chur síos ar Chín Lae Imeachtaí an tSeanaid.

An Seanad a chur ar athló mura mbeidh córam ann le linn suí.

21. Más rud é le linn suí den Seanad go gcuirfidh aon Seanadóir in iúl don Chathaoir nach bhfuil córam i láthair, nó más léir sin ó thuairisc vótála, buailfear an clog vótála go ceann seal nach lú ná trí nóiméad, agus más rud é i gceann seal nach lú ná trí nóiméad go mbeifear fós gan chóram, cuirfidh an Cathaoirleach an suí ar fionraí go dtí uair is déanaí ná sin agus a luafaidh sé, nó cuirfidh sé an Seanad ar athló go dtí an chéad lá eile chun suí gan ceist a chur; agus ní mheasfar aon chinneadh a bheith déanta le haon vótáil den sórt sin; agus i gcás an Seanad a chur ar athló, déanfar an uair a cuireadh ar athló amhlaidh é, mar aon le hainmneacha na Seanadóirí a bhí i láthair, a chur síos ar Chín Lae Imeachtaí an tSeanaid [Féach freisin B.O. 66].

SUÍONNA AN TSEANAID

Am agus laethanta suí. An Seanad a chomóradh. Suí a chur ar fionraí.

22. (1) Mura mbeartóidh an Seanad a mhalairt:

20. The Cathaoirleach shall take the Chair at the hour appointed for the meeting of the Seanad or as soon thereafter as there shall be a quorum present, but if, at the expiration of a quarter of an hour after the hour appointed, there is not a quorum, the Cathaoirleach shall then take the Chair and adjourn the Seanad to the next sitting day; and the hour of such adjournment, as also the names of Senators then present, shall be entered in the Journal of the Proceedings of the Seanad.

Procedure if no quorum at hour fixed for meeting.

21. If in the course of a sitting of the Seanad, any Senator calls the attention of the Chair to the fact that a quorum is not present, or if on the report of a division such fact shall appear, the division bell shall be rung for a period of not less than three minutes, and if after an interval of not less than three minutes, a quorum is still not present, the Cathaoirleach shall suspend the sitting to a later hour to be named by him, or shall adjourn the Seanad without question put until the next sitting day; and no decision shall be considered to have been arrived at by any such division; and in the event of an adjournment, the hour of such adjournment, as also the names of the Senators present, shall be entered in the Journal of the Proceedings of the Seanad [See also S. O. 66].

Adjournment in absence of quorum during sitting.

SITTINGS OF THE SEANAD

22. (1) Unless the Seanad shall otherwise resolve:

Time and days of sitting.
Summoning of Seanad.
Suspension of sitting.

- (a) tiocfaidh sé le chéile ar an Máirt, ar an gCéadaoin agus ar an Déardaoin; agus
- (b) beidh feidhm ag na forálacha seo a leanas maidir le gach seachtain ina suífidh sé:
 - (i) ar an gcéad lá suí tiocfaidh sé le chéile ar 2.30 p.m. ar choinníoll, i gcás an Seanad a bheith ar athló *sine die*, go bhféadfaidh an Cathaoirleach an tionól a chomóradh ar am seachas 2.30 p.m.; agus
 - (ii) ar aon lá suí ina dhiaidh sin tiocfaidh sé le chéile ar 10.30 a.m.

ar choinníoll i gcás an Seanad a bheith ar athló go dtí lá luaithe agus go n-iarrfaidh ionadaithe na ngrúpaí [B.O. 115] go gcuirfí tionól an lae luaithe sin siar go dtí lá agus tráth níos déanaí a bheidh sonraithe san iarratas, déanfaidh an Cathaoirleach (a) fógra a thabhairt do gach Seanadóir go bhfuiltear tar éis an tionól sin a chur siar amhlaidh agus (b) tionól den Seanad a chomóradh don lá níos déanaí sin a bheidh sonraithe san iarratas sin.

(2) Féadfaidh an Cathaoirleach tionól den Seanad a chomóradh do dháta is luaithe ná mar a socraíodh nuair a cuireadh ar athló é ar chúiseanna speisialta a luafaidh sé san fhógra á chomóradh amhlaidh.

(3) I gcás an Seanad a dhul ar athló *sine die*, déanfaidh an Cathaoirleach tionól den Seanad a chomóradh (a) aon uair is dóigh leis is gá sin, nó (b) ar iarratas i scríbhinn, chun críche sonraithe a

- (a) it shall meet on Tuesdays, Wednesdays and Thursdays; and
- (b) the following provisions shall apply in respect of each week in which it sits:
 - (i) on the first day of sitting it shall meet at 2.30 p.m. provided that where the Seanad stands adjourned *sine die* the Cathaoirleach may summon the meeting for a time other than 2.30 p.m.; and
 - (ii) on any subsequent day of sitting it shall meet at 10.30 a.m.

provided that where the Seanad stands adjourned to a stated day and the representatives of the groups [S. O. 115] request that the meeting on such stated day be postponed to a later day and a time specified in the request, the Cathaoirleach shall (a) notify all Senators that such meeting has been so postponed and (b) summon a meeting of the Seanad for the later day specified in such request.

(2) The Cathaoirleach may summon a meeting of the Seanad for an earlier date than that fixed on the adjournment for special reasons to be stated by him in such summons.

(3) In the event of the Seanad adjourning *sine die*, the Cathaoirleach shall summon a meeting of the Seanad (a) whenever, in his opinion, it is necessary, or (b) at the request in writing, for a

bheidh luaite san iarratas sin, agus é sínithe ag tríocha Seanadóir ar a laghad do lá nach luaithe ná an deichiú lá nó nach déanaí ná an ceathrú lá déag i ndiaidh an lae a gheobhaidh sé an t-iarratas sin (mura mbeidh sé tar éis nó ar tí tionól a chomóradh le bheith ann lastigh den tréimhse suas go dtí an deichiú lá sin a dúradh).

(4) Féadfaidh an Cathaoirleach, agus é ag feidhmiú na gcumhachtaí a thugtar dó le míreanna (2) agus (3), tionól a chomóradh do lá seachas an lá a shonraítear i mír (1).

(5) Féadfar a thairiscint, tráth ar bith, le cead an Chathaoirligh agus gan fógra, go gcuirfear suí ar fionraí ar feadh tréimhse. Socróidh an tairiscint sin tréimhse na fionraíochta.

RIAR NA hOIBRE

Riar na hOibre a ullmhú.

23. Beidh gach suí den Seanad faoi rialú Riar Oibre chlóbhuailte, a ullmhófar faoi stiúradh an Chathaoirligh. Rachfar chun cinn leis an ngnó san ord ina mbeidh sé clóbhuailte mura n-ordóidh an Seanad a mhalairt.

Ábhair Riar na hOibre.

24. Cuirfear ar Riar na hOibre téacs gach tairisceana a bheidh le déanamh, agus gach leasú a bheidh le tairiscint, ach amháin na cinn a cheadaítear leis na Buan-Orduithe seo a dhéanamh nó a thairiscint gan fógra.

Gnó a bheidh gan chríochnú.

25. Gach gnó a bheidh gan chríochnú agus an Seanad ag dul ar athló, beidh sé curtha siar go dtí

specific purpose stated in such request, signed by not less than thirty Senators for a day not earlier than the tenth day nor later than the fourteenth day subsequent to the day on which he has received such request (unless he has already summoned or is about to summon a meeting to take place within the period up to the said tenth day).

(4) In exercising the powers conferred on him by paragraphs (2) and (3) the Cathaoirleach may summon a meeting for a day other than a day specified in paragraph (1).

(5) A motion that a sitting be suspended for a period may at any time be made, by permission of the Cathaoirleach and without notice. Such motion shall fix the period of suspension.

ORDER PAPER

23. Every sitting of the Seanad shall be governed by a printed Order Paper, which shall be prepared under the direction of the Cathaoirleach. The business shall be dealt with in order as printed unless the Seanad shall otherwise order.

Preparation of
Order Paper.

24. The Order Paper shall contain the text of all motions and amendments to be proposed save such as are allowed by these Standing Orders to be proposed without notice.

Contents of
Order Paper.

25. All business, undisposed of at the adjournment of the Seanad shall stand postponed

Business
undisposed of.

an chéad lá suí eile, mura n-ordóidh an Seanad a mhalairt, agus cuirfear ar Riar na hOibre don lá sin é.

Fógraí tairisceana agus leasuithe.

26. Ach amháin tairiscintí a cheadaítear a dhéanamh agus leasuithe a cheadaítear a thairiscint leis na Buan-Orduithe seo gan fógra, ní foláir tairiscintí agus leasuithe a bheith i scríbhinn, faoi lámh Seanadóra mar thairgeoir agus Seanadóra eile mar chuiditheoir. Ní cead tairiscintí a dhéanamh ná leasuithe a thairiscint aon lá áirithe mura mbeidh siad ag an gCléireach tráth nach déanaí ná 11 a.m. an ceathrú lá roimh an lá áirithe sin i gcás tairiscintí agus tráth nach déanaí ná 11 a.m. an dara lá roimh an lá áirithe sin i gcás leasuithe: Ach le cead an Chathaoirligh féadfar tairiscintí a dhéanamh agus leasuithe a thairiscint ar fhógra níos giorra a thabhairt [Féach freisin B.O. 36 agus 67].

Tairiscintí do thitim ar lár.

27. Tairiscint nach ndéanfar laistigh de dhá mhí dhéag ón dáta a cuireadh í ar Riar na hOibre i gcéaduaire measfar í a bheith tite ar lár, ach sin gan dochar do cheart Seanadóirí an tairiscint sin a chur síos arís.

Tairiscintí a scrúdú.

28. Scrúdóidh an Cathaoirleach gach fógra tairisceana chun deimhin a dhéanamh de go bhfuil sé chomh gearr agus is féidir agus nach bhfuil aon líomhnachas pearsanta ann. Féadfaidh an Cathaoirleach, nó an Cléireach faoi údarás uaidh, aon tairiscint den sórt sin a leasú tar éis dó dul i gcomhairle leis an Seanadóir a chuir isteach í.

until the next sitting day, unless the Seanad shall otherwise order, and shall be placed on the Order Paper for that day.

26. Motions and amendments, save such as are allowed by these Standing Orders to be proposed without notice, shall be in writing, signed by a Senator as proposer and another Senator as seconder. Motions and amendments may not be moved on a day unless they shall have reached the Clerk not later than 11 a.m. on the fourth preceding day in the case of motions and not later than 11 a.m. on the second preceding day in the case of amendments: Provided that by permission of the Cathaoirleach motions and amendments may be moved on shorter notice [See also S. O. 36 and 67].

Notice of motions and amendments.

27. A motion which is not moved within twelve months from the date on which it was first placed on the Order Paper shall be deemed to have lapsed, but without prejudice to the right of Senators to put down such motion again.

Lapsing of motions.

28. The Cathaoirleach shall examine every notice of motion to ensure that it shall be as brief as possible and that it shall contain no personal imputation. The Cathaoirleach, or the Clerk under his authority, may amend any such motion after consultation with the Senator responsible therefor.

Examination of motions.

CUR AR ATHLÓ AGUS NÍ IS CÁ S LE
COMHALTAÍ

Ní a phlé ar an tairiscint chun dul ar athló.

29. (1) Ar an tairiscint chun an Seanad a chur ar athló féadfaidh Seanadóir ar bith ní ar thug sé fógra i scríbhinn ina thaobh don Chathaoirleach tráth nár dhéanaí ná 3 p.m. 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. Cuirfidh an Cathaoirleach in iúl don Teach roimh thosach Gnó Phoiblí gur tugadh an fógra sin agus air sin déanfaidh sé rialú faoi oiriúnacht an ní sin chun a phléite. Féadfaidh an Cathaoirleach trí ní a roghnú a rialaíodh oiriúnach agus pléifear iad tráth a shonróidh an Cathaoirleach agus beidh an Teach ar athló go foirmiúil gan Ceist a chur ar chríochnú an phlé ar na nithe sin nó ar chríochnú ráiteas a rinneadh faoi Bhuan-Ordú 31, de réir mar is iomchuí.

(2) Ní mór baint a bheith ag na nithe a roghnófar le gnóthaí poiblí a bhaineann le Roinn Stáit nó baint a bheith acu le cúrsaí riaracháin a bhfuil Comhalta den Rialtas nó Aire Stáit freagrach astu go hoifigiúil (lena n-áirítear comhlachtaí atá faoi chúram Roinne Stáit i leith beartais Rialtais).

(3) Féadfaidh an Seanadóir, a bheidh ag tarraingt anuas ní a bheidh roghnaithe chun a phléite, óráid cuig nóiméad a thabhairt agus beidh comhalta den Rialtas nó Aire Stáit i

ADJOURNMENT AND MATTER OF CONCERN TO
MEMBERS

29. (1) On the motion for the adjournment of the Seanad any Senator may bring forward for discussion a matter of which he has given notice in writing to the Cathaoirleach not later than 3 p.m. 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. The Cathaoirleach shall inform the House of such notice before the commencement of Public Business and shall thereupon rule as to the suitability of such matter for discussion. The Cathaoirleach may select three matters ruled suitable and they shall be discussed at a time specified by him and the House shall stand formally adjourned without Question put at the conclusion of discussion for the above matters or at the conclusion of statements made under Standing Order 31, as appropriate.

Matter for discussion on motion for adjournment.

(2) The matters selected must relate to public affairs connected with a Department of State or to matters of administration for which a member of the Government or Minister of State is officially responsible (including bodies under the aegis of a Department of State in respect of Government policy).

(3) The Senator bringing forward a matter which has been selected for discussion may make a five minute speech and a member of the Government or Minister of State shall be entitled

dteideal cúig nóiméad ar a mhéad le haghaidh óráid mar fhreagra.

Cur ar athló mar gheall ar ní sonrach tábhachtach a bhaineann le leas an phobail agus a d'éirigh go tobann.

30. (1) Féadfar tairiscint a dhéanamh chun an Seanad a chur ar athló mar gheall ar ní sonrach tábhachtach a bhaineann le leas an phobail agus a d'éirigh go tobann má dhéanann Seanadóir, tráth nach déanaí ná 2.30 p.m. lá a thiochfaidh an Seanad le chéile roimh mheán lae agus nach déanaí ná 4.30 p.m. lá a thiochfaidh an Seanad le chéile meán lae nó ina dhiaidh sin, fógra príobháideach i scríbhinn i dtaobh an ní sin a thabhairt don Chathaoirleach agus má éiríonn an Seanadóir sin ina áit ar an gCathaoirleach do ghlaoch air tráth nach déanaí ná uair an chloig i ndiaidh an ama a tugadh an fógra agus go ndéarfaidh sé go bhfuil cead á iarraidh aige chun a thairiscint go gcuirfear an Seanad ar athló d'fhonn ní sonrach tábhachtach a bhaineann le leas an phobail agus a d'éirigh go tobann a phlé, agus leis sin déarfaidh sé cad é an ní é.

(2) Air sin, más dóigh leis an gCathaoirleach gur tairiscint atá ann den sórt a luaitear sa Bhuan-Ordú seo, iarrfaidh sé ar na Seanadóirí atá i bhfabhar an iarratais éirí ina n-áiteanna, agus má éiríonn cúigear Seanadóir ar a laghad dá réir sin, gan an Seanadóir a rinne an t-iarratas a áireamh, tabharfaidh an Cathaoirleach cead an tairiscint a dhéanamh, agus déanfar an tairiscint cibé uair, lá déanta an iarratais, a shocróidh sé. Ní rachaidh an díospóireacht ar an tairiscint sin thar uair an chloig go leith.

(3) Aon ní a chuirfear faoi bhráid an tSeanaid de bhun an Bhuan-Ordaithe seo agus nach

to not more than five minutes for a speech in reply.

30. (1) A motion for the adjournment of the Seanad on a specific and important matter of public interest which has arisen suddenly may be made if a Senator, not later than 2.30 p.m. on a day on which the Seanad meets before noon and not later than 4.30 p.m. on a day on which the Seanad meets at or after noon, gives written private notice of the matter to the Cathaoirleach and upon being called upon by the Cathaoirleach not later than one hour subsequent to the time of the notice rises in his place and states that he requests leave to move the adjournment of the Seanad for the purpose of discussing a specific and important matter of public interest which has arisen suddenly whereupon he shall state the matter.

Adjournment on specific and important matter of public interest which has arisen suddenly.

(2) The Cathaoirleach shall thereupon, if he considers the motion to be one contemplated by this Standing Order, desire the Senators who support the request to rise in their places, and if not less than five Senators rise accordingly, exclusive of the Senator who has made the request, the Cathaoirleach shall give leave to make the motion, which shall be moved at such hour on the day on which the request is made as shall be fixed by him. The debate on such motion shall not exceed one hour and a half.

(3) A matter submitted in pursuance of this Standing Order which fails to obtain the requisite

mbeidh an líon is gá i bhfabhar a phléite, ní féidir é a tharraingt anuas arís faoin mBuan-Ordú seo taobh istigh de na sé mhí dá éis sin.

Ráitis dhá
nóiméad ar ní is
cás le comhaltaí.

31. (1) Féadfaidh comhalta ar bith fógra i scríbhinn a thabhairt tráth nach déanaí ná 10 a.m. Déardaoin i dtaobh ní is mian leis a tharraingt anuas chun a phléite trí ráiteas dhá nóiméad ar 12.50 p.m. an lá sin ach ní vótálfaidh an Seanad ar aon ní a éireoidh as an bplé sin.

(2) Féadfaidh an Cathaoirleach suas le trí ní a bheidh tógtha faoi mhír (1) den Bhuan-Ordú seo a roghnú chun a bpléite.

(3) Is gá Treoraí an Tí, an Leas-Treoraí (nó Seanadóir eile atá údaraithe ag Treoraí an Tí chun críche an Bhuan-Ordaithe seo) a bheith i láthair.

RÁITIS

Ráitis sa Teach.

32. (1) Má dhéanann comhalta den Rialtas nó Aire Stáit ráiteas sa Teach ar ní ar bith, féadfar ráitis bhreise a cheadú de rogha an Chathaoirligh.

(2) Ag deireadh ráiteas a bheidh ceadaithe, féadfar, de rogha an Chathaoirligh agus le comhaontú roimh ré ón gcomhalta den Rialtas nó ón Aire Stáit lena mbaineann, ceisteanna a bhaineann go dlúth leis na ráitis a thógáil ar feadh tréimhse nach faide ná 30 nóiméad.

support cannot be again brought forward under this Standing Order within the next succeeding six months.

31. (1) Any member may give notice in writing, not later than 10 a.m. on Thursday of a matter he wishes to bring forward for discussion by way of a two minute statement at 12.50 p.m. on that day but the Seanad shall not divide on any matter arising out of such discussion.

Two minute statement on matter of concern to members.

(2) The Cathaoirleach may select for discussion up to three matters raised under paragraph (1) of this Standing Order.

(3) The presence of the Leader of the House, Deputy Leader (or another Senator authorised by the Leader of the House for the purpose of this Standing Order) will be required.

STATEMENTS

32. (1) Where a member of the Government or a Minister of State makes a statement in the House on any matter, further statements may be allowed at the discretion of the Cathaoirleach.

Statements in the House.

(2) At the conclusion of statements allowed, at the discretion of the Cathaoirleach and with the prior agreement of the member of the Government or the Minister of State concerned, questions which are strictly relevant to the statements may be taken for a period not exceeding 30 minutes.

Mínithe
Pearsanta.

33. (1) Beidh de rogha ag an gCathaoirleach cead a thabhairt d'aon chomhalta míniú pearsanta a thabhairt sa Seanad, tar éis don chomhalta lena mbaineann fógra i scríbhinn a thabhairt don Chathaoirleach faoina mhian nó faoina mian chun míniú den sórt sin a thabhairt agus faoi ábhar an mhínithe bheartaithe sin.

(2) Beidh míniú a thabharfar faoin mBuan-Ordú seo gearr, neamhargóinteach agus pearsanta go hiomlán agus ní bheidh sé de chineál a bheadh ina chúis le díospóireacht nó a n-éireodh tuilleadh mínithe as.

(3) Ní cheadófar d'aon chomhalta ceisteanna a chur ar chríochnú mínithe phearsanta ná ní éireoidh aon díospóireacht as.

RIALACHA DÍOSPÓIREACHTA

An nós imeachta
i dtaobh
labhartha.

34. Aon Seanadóir ar mian leis labhairt, éireoidh sé ina áit. Má éiríonn níos mó ná aon Seanadóir amháin san am céanna glaofaidh an Cathaoirleach ar dhuine acu. Is chun na Cathaoireach a labhróidh Seanadóirí.

Tosach labhartha
ag an
gCathaoirleach.

35. Aon uair a éireoidh an Cathaoirleach le linn díospóireachta, ní foláir d'aon Seanadóir a bheidh ag labhairt, nó ar tí labhairt, an uair sin, suí síos arís.

Cuidiú le
tairiscintí nó le
leasuithe.

36. Ní dhéanfar díospóireacht ar thairiscint ná ar leasú seachas tairiscint nó leasú ón Rialtas go dtí go gcuideofar léi no leis, ach féadfaidh

33. (1) The Cathaoirleach shall have discretion to permit any member to make a personal explanation in the Seanad, following notice given in writing by the member concerned to the Cathaoirleach of his or her desire to make such an explanation and of the content of such proposed explanation.

Personal
Explanations.

(2) An explanation made under this Standing Order shall be brief, non-argumentative and strictly personal and shall not be such as would cause debate or give rise to further explanations.

(3) No member shall be permitted to ask questions at the conclusion of a personal explanation nor shall any debate arise thereon.

RULES OF DEBATE

34. A Senator desiring to speak shall rise in his place. If more than one Senator rise at the same time, the Cathaoirleach shall call upon one of them. Senators shall address the Chair.

Procedure re
speaking.

35. Whenever the Cathaoirleach rises during a debate, any Senator then speaking, or offering to speak, shall resume his seat.

Precedence of
Cathaoirleach.

36. A motion or amendment other than a Government motion or amendment shall not be debated until it has been seconded, but a

Seconding of
motions or
amendments.

cuiditheoir a óráid a choimeád siar go dtí tráth níos déanaí sa díospóireacht.

Tairiscintí nach ndéantar nó leasuithe nach dtairgtear do thitim ar lár.

37. Más rud é nach ndéanfaidh Seanadóir an tairiscint, nó nach dtairgfídh sé an leasú, a mbeidh a ainm léi nó leis, titfidh an tairiscint nó an leasú sin ar lár mura ndéantar í, nó mura dtairgtear é, ag Seanadóir éigin eile a mbeidh údarás aige uaidh.

Labhairt níos mó ná uair amháin.

38. Ní bheidh Seanadóir i dteideal labhairt níos mó ná uair amháin ar thairiscint ach amháin chun críoch a chur le díospóireacht ar thairiscint a rinne sé.

Idirghabháil i ndíospóireachtaí.

39. (1) Mura n-ordóidh an Seanad a mhalairt, féadfaidh comhalta atá ag tabhairt óráide i gcúrsa díospóireachta géilleadh do chomhalta eile ar mian leis nó léi ceist a chur nó tuairim a thabhairt maidir le pointí a bheidh déanta le linn óráid an chéad chomhalta: Ar choinníoll nach faide ná 30 soicind an idirghabháil sin: agus ar choinníoll fairis sin, mar riail ghinearálta, nach gceadóidh an Cathaoirleach na hidirghabhálacha sin ach amháin le linn an chuid deiridh d'óráid.

(2) Féadfaidh aon chomhalta a bhfuil fógra roimh ré tugtha aige nó aici don Chathaoirleach idirghabháil a dhéanamh, le cead an Chathaoirleach, chun ráiteas tríocha soicind a dhéanamh d'fhonn soiléiriú a thabhairt ar ráitis a rinneadh níos luaithe le linn a óráide nó a hóráide.

(3) In aon cheann de na cásanna sin a luadh cheana, beidh sé de rogha ag an gCathaoirleach an t-am a bheidh cailte de thoradh

seconded may reserve his speech until a later stage of the debate.

37. If a Senator does not move the motion or amendment which stands in his name, such motion or amendment shall lapse unless moved by some other Senator authorised by him.

Motions or amendments not moved lapse.

38. A Senator shall not be entitled to speak more than once upon a motion, except to close a debate on a motion of which he was the proposer.

Speaking more than once.

39. (1) Unless the Seanad shall otherwise order, a member in possession in the course of debate may give way to another member who wishes to query or comment on points made in the course of the first member's speech: Provided that such intervention shall not exceed 30 seconds: and provided further that the Cathaoirleach shall, as a general rule, only allow such interventions in the latter stages of a speech.

Intervention in debate.

(2) Any member who has given prior notice to the Cathaoirleach may, by permission of the Cathaoirleach, intervene to make a thirty second statement to clarify remarks made earlier in the course of his or her speech.

(3) In either of the aforementioned cases, the Cathaoirleach shall have discretion to add the time lost as a result of the interventions to the

idirghabhálacha a chur leis an am a bheidh ar fáil don chomhalta a bheidh ag tabhairt óráide: Ar choinníoll nach dóigh leis nó léi go gcuirfidh an breisiú sin isteach go míchuí ar an ngnó agus faoi réir uasmhéid iomlán 10 nóiméad a chur le díospóireacht lena mbainfidh tairiscint i ndáil le roinnt an ama.

Leasuithe ón Rialtas ar Bhill.

40. Déanfar leasuithe ón Rialtas a thairiscint ón gCathaoir nó tairgfídh Seanadóir atá ina chomhalta den Rialtas iad.

Billí: leasuithe a tharraingeodh muirir.

41. Ní cead aon leasú a thairiscint ar Bhille, a bhféadfadh d'éifeacht a bheith leis muirear a fhorchur ná a mhéadú ar an bpobal nó ar an ioncam, ach amháin mar leasú ón Rialtas.

Ábharthacht agus foirm leasuithe.

42. Ní foláir gach leasú a bheith ag baint le hábhar na tairisceana ar a dtairgfear é, agus é a bheith ceaptha chun focail a scríosadh nó a chur isteach nó a mhalartú. Ní cead aon leasú is ionann agus diúltú díreach a thairiscint.

Féadfar tairiscint nó leasú a tharraingt siar.

43. Féadfar tairiscint nó leasú a tharraingt siar le cead an tSeanaid.

Ní cheadófar díospóireacht tar éis an cheist a chur.

44. Nuair a bheidh an cheist ar thairiscint nó ar leasú curtha ón gCathaoir ní cheadófar a thuilleadh díospóireachta ar an tairiscint nó ar an leasú sin.

Srianta ama ar thairiscintí nach ón Rialtas iad.

45. Maidir le tairiscintí seachas tairiscintí Rialtais beidh feidhm ag na forálacha seo a leanas:—

time available to the member in possession: Provided that, in his or her opinion, such addition shall not unduly affect business and subject to the addition of an overall maximum of 10 minutes in a debate to which an allocation of time motion applies.

40. Government amendments to Bills shall be proposed from the Chair or moved by a Senator who is a member of the Government.

Government amendments to Bills.

41. An amendment to a Bill, which could have the effect of imposing or increasing a charge upon the people or upon the revenue, may not be moved save by way of Government amendment.

Bills: amendments involving charges.

42. Every amendment must be relevant to the motion to which it is proposed, and must be directed to deleting, adding, or substituting words. An amendment which is equivalent to a direct negative may not be moved.

Relevancy and form of amendments.

43. A motion or an amendment may be withdrawn by leave of the Seanad.

Motion or amendment may be withdrawn.

44. When the question on a motion or an amendment has been put from the Chair no further debate thereon shall be allowed.

Debate not allowed after question put.

45. In relation to motions other than Government motions the following provisions shall apply:—

Time limits on non-Government motions.

- (a) ní thabharfar thar dhá uair an chloig ar fad le haghaidh na díospóireachta ar thairiscint, mura n-ordaíonn an Seanad a mhalairt, agus ar bheith caite don tréimhse sin, mura mbeidh na himeachtaí ar an tairiscint críochnaithe roimhe sin, cuirfidh an Cathaoirleach láithreach an cheist nó na ceisteanna is gá chun iad a chríochnú,
- (b) ní rachaidh óráid Seanadóra a mholfaidh tairiscint thar dhá nóiméad déag; 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 cúig nóiméad le haghaidh óráid mar fhreagra; ní rachaidh óráid aon Seanadóra eile sa díospóireacht thar ocht nóiméad.

Atrácht nó trácht
roimh ré.

46. Ní dhéanfaidh Seanadóir ar bith atrácht ar cheist a socraíodh cheana taobh istigh de na sé mhí roimhe sin, ach amháin le cead an Chathaoirligh chun míniú pearsanta a thabhairt; ná ní thráchtfaidh sé roimh ré ar aon ní a mbeidh fógra tugtha ina thaobh: ach nuair a bheidh an Cathaoirleach á chinneadh cé acu atá, nó nach bhfuil, trácht ar aon ní as ordú ar an bhforas gur trácht roimh ré é, tabharfaidh sé aird ar an gcosúlacht atá ann go ndéanfar an ní ar a dtráchtar roimh ré a thabhairt faoi bhráid an tSeanaid taobh istigh d'aimsir réasúnta. Ní bheidh

- (a) the time allowed for the debate on a motion shall, unless the Seanad otherwise orders, not exceed a period of two hours in the aggregate and at the expiration of this period, if the proceedings on the motion have not previously concluded, the Cathaoirleach shall put forthwith the question or questions necessary to bring them to a conclusion;
- (b) the speech of a Senator proposing a motion shall not exceed twelve 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 five minutes for a speech in reply; the speech of any other Senator in the course of the debate shall not exceed eight minutes.

46. A Senator shall not re-open a discussion on a question already decided within the preceding six months, except by the permission of the Cathaoirleach for a personal explanation; nor anticipate the discussion of any subject of which notice has been given: Provided that, in determining whether a discussion is out of order on the ground of anticipation, regard shall be had by the Cathaoirleach to the probability of the matter anticipated being brought before the Seanad within a reasonable time. This Standing

Re-opening or
anticipation of
discussion.

feidhm ag an mBuan-Ordú seo maidir le Buan-Choistí, Roghchoistí ná Coistí Speisialta.

Díospóireacht:
Nithe atá *sub*
judice.

47. Faoi réir i gcónaí chumhachtaí reachtaíochta Sheanad Éireann (agus faoi réir na dtreoirilínite arna dtarraingt suas ag an gCoiste um Nós Imeachta agus Pribhléidí ó am go ham), agus mura mbeidh bac air thairis sin faoi na Buan-Orduithe, ní choiscfear ar chomhalta aon ní a ardú sa Seanad a bhfuil tábhacht phoiblí ghinearálta ag baint leis, fiú amháin i gcás ina mbeidh imeachtaí cúirte tionscanta: Ar choinníoll:—

(1) go mbeidh baint shoiléir ag an ní a ardófar le beartas poiblí;

(2) nach bhféadfar ní a ardú i gcás ina mbaineann sé le cás ina mbeidh fógra seirbheáilte, agus a bheidh le héisteacht os comhair giúiré nó a bheidh á éisteacht an tráth sin os comhair giúiré;

(3) nach n-ardófar ní ar shlí chomh follasach sin is gur dealraitheach go bhfuil iarracht á déanamh ag an Seanad luí isteach ar fheidhmeanna na gCúirteanna nó ar fheidhmeanna Binse Bhreithiúnaigh;

(4) (i) nach bhféadfaidh comhaltaí nithe a ardú ar mhodh substainteach (i.e. trí thairiscint, trí thairiscint ar an atráth, etc.) ach amháin i gcás inar gá fógra cuí a thabhairt ina leith;

(ii) nach cead do chomhaltaí ní a ardú trí cheist ar an Ord Gnó mura rud é go

Order shall not apply to Standing, Select or Special Committees.

47. Subject always to the legislative powers of Seanad Éireann (and the guidelines drawn up by the Committee on Procedure and Privileges from time to time), and unless otherwise precluded under Standing Orders, a member shall not be prevented from raising in the Seanad any matter of general public importance, even where court proceedings have been initiated: Provided that:—

Debate: matters
sub judice.

(1) the matter raised shall be clearly related to public policy;

(2) a matter may not be raised where it relates to a case where notice has been served, and which is to be heard before a jury or is then being heard before a jury;

(3) a matter shall not be raised in such an overt manner so that it appears to be an attempt by the Seanad to encroach on the functions of the Courts or a Judicial Tribunal;

(4) (i) members may only raise matters in a substantive manner (i.e. by way of motion, motion on the adjournment, etc.) where due notice is required;

(ii) members may not raise a matter by way of question on the Order of Business

mbeifear tar éis fógra 45 nóiméad ar a laghad a thabhairt roimh ré don Chathaoir; agus

(5) nuair a bheidh cead tugtha ní a ardú, go mbeidh dualgas ar chomhaltaí i gcónaí gan tuairimí a thabhairt, más féidir in aon chor, arbh é an éifeacht a d'fhéadfadh a bheith leo dochar a dhéanamh do thoradh imeachtaí.

Rún a chealú nó a leasú.

48. Ní féidir tairiscint a dhéanamh chun Rún a chealú nó a leasú, seachas Rún a bhaineann leis an Seanad a chur ar athló nó le Buan-Orduithe, ach amháin tar éis fógra a thabhairt ina sonrú an Rún atá le cealú nó le leasú agus ina luafar téarmaí na tairisceana atá le déanamh: Ach ní cheadófar, go ceann sé mhí ón dáta ar ar glacadh le haon Rún den sórt sin, aon tairiscint a chur ar Riar na hOibre chun é a chealú nó a leasú mura bhfaighfear aontú i scríbhinn ó dháréag comhalta ar a laghad nó ón séú cuid de chomhaltas Buan-Choiste, Roghchoiste nó Coiste Speisialta i gcás Rúin de chuid an Choiste.

Neamhábharthacht, athrá, toirmeasc i ndíospóireacht.

49. Aon Seanadóir a leanfaidh de bheith ag déanamh cainte nach mbaineann le hábhar díospóireachta nó de bheith ag athrá na cainte céanna, nó is dóigh leis an gCathaoirleach atá ag labhairt chun gnó a thoirmeasc, féadfaidh an Cathaoirleach a ordú dó éirí as a óráid, tar éis iompar an tSeanadóir a chur in iúl don Seanad nó don Choiste.

Ord a choimeád sa Seanad agus i gCoistí.

50. Is é an Cathaoirleach an breitheamh ar ord sa Seanad agus i gCoiste den Seanad uile agus

unless prior notice of not less than 45 minutes has been given to the Chair; and

(5) when permission to raise a matter has been granted, there will continue to be an onus on members to avoid, if at all possible, comment which might in effect prejudice the outcome of proceedings.

48. A motion to rescind or amend a Resolution other than a Resolution relating to an adjournment of the Seanad or to Standing Orders, can be made only on notice that shall specify the Resolution to be rescinded or amended, and furnish the terms of the motion to be made: but a motion to rescind or amend any such Resolution shall not be allowed to appear on the Order Paper, within six months from the date of its adoption, except with the written assent of not less than twelve members or one-sixth of the membership of a Standing, Select or Special Committee in the case of a Resolution of the Committee.

Rescinding or amending a Resolution.

49. A Senator who persists in irrelevance or repetition in debate, or who, in the opinion of the Cathaoirleach, is speaking for the purpose of obstructing business, may be directed by the Cathaoirleach to discontinue his speech after the attention of the Seanad or of the Committee has been called to his conduct.

Irrelevance, repetition, obstruction in debate.

50. The Cathaoirleach is the judge of order in the Seanad and in Committee of the whole

Maintenance of order in Seanad and Committees.

tá údarás aige nó aici mí-ord a chosc agus iallach a chur ar chách géilleadh go tapaidh dá rialú. I mBuan-Choistí, i Roghchoistí nó i gCoistí Speisialta, is é Cathaoirleach an Choiste a choimeádfaidh ord, ach ní féidir mí-ord ná toirmeasc gnó i gCoistí a cháineadh ach amháin sa Seanad tar éis dó tuairisc a fháil air de réir Bhuan-Ordú 84 (2).

Iompar mí-ordúil.
A bheith ar
Sheanadóir
imeacht.
Ainmniú.

51. (1) Ordóidh an Cathaoirleach do Sheanadóir a bheidh á iompar féin go han-mhí-ordúil imeacht as an Seanad láithreach agus fanacht as ar feadh an chuid eile de shuí an lae sin. Más rud é, áfach, gur dóigh leis an gCathaoirleach ar aon ócáid nach leor na cumhachtaí a thugtar leis an mBuan-Ordú seo chun déileáil leis an gcion, féadfaidh sé, de réir an chéad Bhuan-Ordaithe ina dhiaidh seo, an Seanadóir sin a ainmniú mar gheall ar mhí-iompar. Aon Seanadóir a n-ordófar dó imeacht as an Seanad de bhun an Bhuan-Ordaithe seo, nó a chuirfear ar fionraí de bhun an chéad Bhuan-Ordaithe ina dhiaidh seo, imeoidh sé láithreach ó mhaighin an tSeanaid. I gcás mí-ord a tharlú tar éis tairiscint chun an Seanad a chur ar athló a dhéanamh faoi Bhuan-Ordú 29, cuirfidh an Cathaoirleach é sin in iúl don Seanad ag an gcéad suí eile.

(2) Ní fhéadfar Seanadóir a ainmniú ach amháin nuair a bheidh an Cathaoirleach i gCeannas.

Seanadóir a chur
ar fionraí.

52. (1) Má ainmníonn an Cathaoirleach Seanadóir, ansin más sa Seanad a rinne an

Seanad and has authority to suppress disorder and to enforce prompt obedience to his or her ruling. In Standing, Select or Special Committees order shall be maintained by the Chairman, but disorder or obstruction in Committees can be censured only in the Seanad on receiving a report in accordance with Standing Order 84 (2).

51. (1) The Cathaoirleach shall order a Senator whose conduct is grossly disorderly to withdraw immediately from the Seanad for the remainder of that day's sitting. If, however, on any occasion the Cathaoirleach deems that the powers conferred under this Standing Order are inadequate to deal with the offence, he may, in accordance with the next succeeding Standing Order, name such Senator for misconduct. A Senator who is ordered to withdraw in pursuance of this Standing Order, or who is suspended in pursuance of the next succeeding Standing Order, shall forthwith withdraw from the precincts of the Seanad. Disorder occurring after a motion for the adjournment of the Seanad has been moved under Standing Order 29 shall be brought to the notice of the Seanad by the Cathaoirleach at its next sitting.

Disorderly
conduct: Senator
to withdraw.
Naming.

(2) A Senator may be named only when the Cathaoirleach is in the Chair.

52. (1) Whenever a Senator shall have been named by the Cathaoirleach, then, if the offence

Suspension of a
Senator.

Seanadóir sin an cion, déanfaidh an Cathaoirleach láithreach an cheist a chur tar éis tairiscint a bheith déanta — agus ní cheadófar aon leasú, cur ar athló ná díospóireacht: “Go gcuirfean an Seanadóir (á ainmniú) ar fionraí ó sheirbhís an tSeanaid”. Más i gCoiste den Seanad uile a rinneadh an cion, cuirfean na himeachtaí ar fionraí láithreach agus tuairisceofar na himthosca don Seanad, agus air sin, tar éis tairiscint a bheith déanta, cuirfidh an Cathaoirleach an cheist chéanna gan leasú, cur ar athló ná díospóireacht ionann is dá mba sa Seanad a rinneadh an cion.

(2) Má chuirtear Seanadóir ar fionraí faoin mBuan-Ordú seo, beidh sé seachtain ar fionraí ar an gcéad ócáid, coicís ar an dara hócáid, agus mí ar an tríú hócáid nó aon ócáid ina dhiaidh sin: Ach má fhaigheann an Cathaoirleach ó Sheanadóir a cuireadh ar fionraí amhlaidh scríbhinn aiféala lena mbeifear sásta, agus a bheidh le cur i gCín Lae Imeachtaí an tSeanaid, leagfaidh an Cathaoirleach faoi bhráid an tSeanaid í agus tar éis tairiscint a bheith déanta, gan fógra, leasú, cur ar athló ná díospóireacht, cuirfidh sé láithreach an cheist chun an t-ordú fionraíochta a chur ar ceal, agus leis sin, más freagra aontach a thabharfar ar an gceist, beidh an t-ordú ar ceal agus ligfean an Seanadóir ar ais: Agus fós ní dhéanfaidh fionraí ó sheirbhís an tSeanaid an Seanadóir a bheidh curtha ar fionraí amhlaidh a shaoradh ó fhónamh ar Bhuan-Choiste, ar Roghchoiste nó ar Choiste Speisialta

has been committed by such Senator in the Seanad the Cathaoirleach shall forthwith put the question on a motion being made — no amendment, adjournment or debate being allowed: “That Senator (*naming him*) be suspended from the service of the Seanad”. If the offence has been committed in Committee of the whole Seanad, the proceedings shall forthwith be suspended and the circumstances reported to the Seanad and, the Cathaoirleach shall thereupon on motion being made, put the same question without amendment, adjournment or debate as if the offence had been committed in the Seanad.

(2) If a Senator be suspended under this Standing Order, his suspension on the first occasion shall continue for one week, on the second occasion for a fortnight, and on the third or any subsequent occasion for one month: Provided that on receiving from a Senator so suspended a written and approved expression of regret, to be entered in the Journal of the Proceedings of the Seanad, the Cathaoirleach shall lay the same before the Seanad and, on motion made without notice, amendment, adjournment or debate, forthwith put the question for the discharge of the order of suspension, whereupon, if the question passes in the affirmative, the order shall be discharged and the Senator readmitted: Provided further that suspension from the service of the Seanad shall not exempt a Senator so suspended from serving on a Standing, Select or Special Committee of the

den Seanad chun ar ceapadh é sular cuireadh ar fionraí é.

An suí a chur ar athló nó ar fionraí i gcás mí-oird mhóir.

53. I gcás mí-oird mhóir, féadfaidh an Cathaoirleach an Seanad a chur ar athló go dtí an chéad lá eile chun suí gan an cheist a chur, nó an suí a chur ar fionraí go ceann tréimhse a luafaidh sé.

An nós imeachta i gcás tairisceana á éileamh Breitheamh a chur as oifig de dheasca mí-iompair nó míthreorach a luafar.

54. (1) Aon tairiscint (a dtabharfar “tairiscint Airteagal 35.4.1^o” mar thuirisc uirthi anseo ina dhiaidh seo) a chuirfear ar Riar na hOibre aon lá á éileamh breitheamh a chur as oifig de dheasca mí-iompair nó míthreorach a luafar, de réir bhrí Airteagal 35.4.1^o den Bhunreacht (nó, de réir mar a bheidh, de bhun alt 39 den Acht Cúirteanna Breithiúnais, 1924 nó alt 20 den Acht Cúirteanna Breithiúnais (An Chúirt Dúiche), 1946), luafar inti na nithe ar dá réir a mhaíonn tairgeoir na tairisceana sin gur ceart an Breitheamh arb é nó í is ábhar don tairiscint a chur as oifig de dheasca mí-iompair a luafar nó go bhfuil sé nó sí faoi mhíthreoir.

(2) I gcás ina ndéanfar tairiscint Airteagal 35.4.1^o den sórt sin a chur ar Riar na hOibre aon lá, féadfaidh an Seanad an tairiscint sin a dhiúltú, nó ar thairiscint a dhéanfar chun an díospóireacht a chur ar athló féadfaidh an Seanad, le tairiscint, Roghchoiste a cheapadh chun fianaise a ghlacadh i leith na tairisceana Airteagal 35.4.1^o a dúradh, ar choinníoll nach ndéanfaidh an Roghchoiste aon chinntí fíorais ná nach ndéanfaidh sé aon mholtaí i leith an chéanna ná nach léireoidh sé aon tuairimí i leith an chéanna.

Seanad to which he may have been appointed previous to his suspension.

53. In the case of great disorder, the Cathaoirleach may adjourn the Seanad to the next sitting day without question put, or suspend the sitting for a time to be named by him.

Adjournment or suspension of sitting in case of great disorder.

54. (1) Any motion (hereinafter described as “an Article 35.4.1^o motion”) put on the Order Paper for any day calling for the removal of a judge for stated misbehaviour or incapacity within the meaning of Article 35.4.1^o of the Constitution (or, as the case may be, pursuant to section 39 of the Courts of Justice Act 1924 or section 20 of the Courts of Justice (District Court) Act 1946), shall state the matters upon which it is contended by the proposer of the said motion that the Judge who is the subject matter of the motion should be removed for stated misbehaviour or that he or she is incapacitated.

Procedure in the case of a motion calling for the removal of a Judge for stated misbehaviour or incapacity.

(2) Where such an Article 35.4.1^o motion is put on the Order Paper for any day, the Seanad may either reject the said motion or, on motion made to adjourn the debate, may by motion appoint a Select Committee to take evidence in respect of the aforesaid Article 35.4.1^o motion, provided that the Select Committee shall make no findings of fact nor make any recommendations in respect of same or express any opinions in respect of same.

(3) I gcás nach ndéanfaidh an Seanad Roghchoiste a cheapadh sa tslí dá bhforáiltear i mír (2) den Bhuan-Ordú seo laistigh de chúig lá suí ón tráth a chuirfear aon tairiscint Airteagal 35.4.1^o ar Riar na hOibre, titfidh an tairiscint Airteagal 35.4.1^o sin ar lár.

(4) Maidir leis an tairiscint lena gceapfar an Roghchoiste, déanfar téarmaí tagartha an Choiste a lua inti, míneofar inti na cumhachtaí a chineachtar chuige agus socrófar léi an líon comhaltaí a fhónfaidh air.

(5) Déanfaidh an Roghchoiste, gach tráth, aird chuí a thabhairt ar na prionsabail bhunreacha a bhaineann le cothroime bhunúsach nósanna imeachta agus ar riachtanais an cheartais aiceanta agus bunreacha.

(6) Déanfaidh an Roghchoiste gach beart lena chinntiú go ndéantar taifead cuí dá chuid imeachtaí.

(7) Déanfar imeachtaí an Roghchoiste a éisteacht go príobháideach ach amháin a mhéid a ordóidh an Coiste a mhalairt tar éis iarraidh a fháil chuige sin ón mBreitheamh arb é nó í is ábhar do thairiscint Airteagal 35.4.1^o.

(8) Tar éis a chuid imeachtaí a chríochnú, déanfaidh an Roghchoiste tuarascáil ar na himeachtaí sin, mar aon le scríbhinní agus ábhar clos-amhaire cuí, a thabhairt don Seanad. Ar choinníoll go ndéanfaidh an Coiste a thuarascáil a chur chuig Cléireach an tSeanaid ar dtús agus déanfaidh Cléireach an tSeanaid socrú sa chéad

(3) Where the Seanad does not appoint a Select Committee in the manner provided for in paragraph (2) of this Standing Order within five sitting days of any Article 35.4.1^o motion being placed on the Order Paper, the said Article 35.4.1^o motion shall lapse.

(4) The motion appointing the Select Committee shall state the terms of reference of the Committee, define the powers devolved upon it and fix the number of members to serve on it.

(5) The Select Committee shall at all times have due regard to the constitutional principles of basic fairness of procedures and the requirements of natural and constitutional justice.

(6) The Select Committee shall take all steps to ensure that an appropriate record is taken of its proceedings.

(7) The proceedings of the Select Committee shall be heard in private save insofar as otherwise directed by the Committee following a request in that behalf by the Judge who is the subject of an Article 35.4.1^o motion.

(8) Following the completion of its proceedings, the Select Committee shall furnish a report of those proceedings to the Seanad, together with appropriate transcripts and associated audio-visual material. Provided that the Committee shall first send its report to the Clerk of the Seanad, who shall arrange in the first

ásc chun an tuarascáil a scaipeadh ar chomhaltaí an tSeanaid agus a chur chuig an mBreitheamh arb é nó í is ábhar do thairiscint Airteagal 35.4.1°. Ar choinníoll thairis sin go bhféadfaidh an Seanad, dá éis sin, a ordú go ndéanfar an tuarascáil a fhoilsiú agus a leagan faoi bhráid an tSeanaid.

(9) Tar éis don Seanad an tuarascáil sin a fháil, féadfaidh sé, le hordú, socrú a dhéanamh le haghaidh na díospóireachta ar an tairiscint Airteagal 35.4.1° sin agus beidh na nithe seo a leanas san áireamh ann:

- fógra cuí faoi thógáil na díospóireachta atá le hatógáil ar cibé cuid den tairiscint Airteagal 35.4.1° á éileamh an Breitheamh lena mbaineann a chur as oifig;
- gach comhalta do thabhairt urraim chuí do na prionsabail bhunreachta a bhaineann le nósanna imeachta cothroma;
- ceart a bheith ag an mBreitheamh agus ag a ionadaithe dlíthiúla nó a hionadaithe dlíthiúla chun éisteacht a fháil roimh aon vóta ar an tairiscint Airteagal 35.4.1° sin; agus
- cibé rialacha speisialta nós imeachta a mheasfar is cuí.

(10) Ní ardófar ábhar tairisceana Airteagal 35.4.1° sa Seanad ach amháin mar a fhoráiltear a mhalairt leis an mBuan-Ordú seo.

(11) Ach amháin mar a fhoráiltear a mhalairt sa Bhuan-Ordú seo, ní bheidh feidhm ag Buan-Orduithe 70, 71, 72, 74, 75, 76, 79, 80, 83, 87, 110 ná 158(1) maidir le Roghchoiste arna cheapadh

instance for the report to be circulated to the members of the Seanad and to the Judge who is the subject matter of an Article 35.4.1^o motion. Provided further that the Seanad may subsequently order that the report be published and laid before the Seanad.

(9) Following receipt of the said report, the Seanad may by order make provision for the debate on the said Article 35.4.1^o motion which shall include:

- due notice of the taking of the debate to be resumed on such part of the Article 35.4.1^o motion calling for the removal of the Judge in question;
- due observance by each member of the constitutional principles of fair procedures;
- the right of the Judge and his or her legal representatives to be heard prior to any vote on the said Article 35.4.1^o motion; and
- such special rules of procedure as may be deemed appropriate.

(10) The subject matter of an Article 35.4.1^o motion shall not be raised in the Seanad save as otherwise provided by this Standing Order.

(11) Save as otherwise provided for in this Standing Order, Standing Orders 70, 71, 72, 74, 75, 76, 79, 80, 83, 87, 110 and 158(1) shall not apply to a Select Committee appointed under this

faoin mBuan-Ordú seo. Ar choinníoll, áfach, go mbeidh feidhm ag Buan-Ordú 110 más rud é go ndéanfaidh an Coiste, tar éis iarraidh a fháil chuige sin ón mBreitheamh arb é nó í is ábhar do thairiscint Airteagal 35.4.1^o, a chinneadh a chuid imeachtaí a sheoladh go poiblí de réir mhír (7) den Bhuan-Ordú seo.

(12) Maidir le Roghchoiste arna cheapadh faoin mBuan-Ordú seo, déanfar, le comhthoilíú Dháil Éireann, é a chomhcheangal, le hordú ón Seanad, lena shamhail de Roghchoiste de chuid an Tí sin arna cheapadh chun a fheidhmeanna a chomhlíonadh i leith tairisceana comhfhreagraí Airteagal 35.4.1^o a thairgfear sa Teach sin i leith an Bhreithimh chéanna. Ar choinníoll gur comhalta de Dháil Éireann Cathaoirleach na Roghchoistí arna gcomhcheangal amhlaidh.

CLABHSÚR DÍOSPÓIREACHTA

An clabhsúr.

55. (1) Tar éis ceist (nach ceist ar coisceadh díospóireacht uirthi cheana faoi na Buan-Orduithe) a thairiscint ón gCathaoir sa Seanad nó i gCoiste den Seanad uile nó i mBuan-Choiste, i Roghchoiste nó i gCoiste Speisialta, féadfaidh Seanadóir cead a éileamh chun a thairiscint:—
 “Go gcuirfear an cheist anois”, agus mura rud é go bhfeicfear don Chathaoirleach (nó don Chathaoirleach, i gcás Buan-Choiste, Roghchoiste nó Coiste Speisialta) gur sárú ar chearta an mhionlaigh a leithéid sin de thairiscint, nó nach leor an plé a rinneadh ar an gceist, nó gur mí-

Standing Order. Provided, however, that if the Committee decides following a request in that behalf by the Judge, who is the subject matter of an Article 35.4.1^o motion, to have its proceedings in public in accordance with paragraph (7) of this Standing Order, Standing Order 110 shall apply.

(12) A Select Committee appointed under this Standing Order shall, with the concurrence of Dáil Éireann, be joined by order of the Seanad with a similar Select Committee of that House appointed to perform its functions in respect of a corresponding Article 35.4.1^o motion moved in that House in respect of the same Judge. Provided that the Chairman of the Select Committees so joined shall be a member of Dáil Éireann.

CLOSURE OF DEBATE

55. (1) After a question (except a question Closure. already debarred from debate, under the Standing Orders) has been proposed from the Chair either in the Seanad, in a Committee of the whole Seanad, or in a Standing, Select or Special Committee, a Senator may claim to move:— “That the question be now put” and unless it shall appear to the Cathaoirleach (or the Chairman, in the case of a Standing, Select or Special Committee) that such a motion is an infringement of the rights of a minority, or that the question has not been adequately discussed,

úsáid, i slí eile, ar na Buan-Orduithe seo an tairiscint, cuirfear láithreach an cheist:— “Go gcuirfear an cheist anois”, agus cinnfear í gan leasú ná díospóireacht.

(2) Nuair a bheidh glactha le tairiscint: “Go gcuirfear an cheist anois” agus nuair a bheidh an cheist lenar bhain sí cinnte, féadfar aon tairiscint eile a dhéanamh (má bhíonn an Cathaoirleach (nó an Cathaoirleach, i gcás Buan-Choiste, Roghchoiste nó Coiste Speisialta) gan a chead a dhiúltú, mar a dúradh) is gá chun aon cheist a chinneadh a tairgeadh cheana ón gCathaoir, agus cuirfear an tairiscint sin láithreach, agus cinnfear í gan leasú ná díospóireacht.

(3) Ní fhéadfaidh aon Seanadóir cead a éileamh chun a thairiscint: “Go gcuirfear an cheist anois”, mura mbeidh an Cathaoirleach (nó an Cathaoirleach, i gcás Buan-Choiste, Roghchoiste nó Coiste Speisialta) i gCeannas.

AIRE STÁIT, ARD-AIGHNE AGUS COMHALTAÍ DE PHARLAIMINT NA hEORPA

Aire Stáit, Ard-Aighne; ceart éisteacht a fháil.

56. Féadfaidh Aire Stáit nó Ard-Aighne bheith i láthair agus éisteacht a fháil sa Seanad.

Comhaltaí de Pharlaimint na hEorpa: Ceart Éisteacht a Fháil.

57. Le ceadú ón gCoiste um Nós Imeachta agus Pribhléidí agus le cead ón gCathaoirleach, féadfaidh comhalta de Pharlaimint na hEorpa do thoghlach atá sonraithe de thuras na huaire sna hAchtanna um Thoghcháin do Pharlaimint na hEorpa bheith i láthair agus éisteacht a fháil sa Seanad.

or that the motion is otherwise an abuse of these Standing Orders, the question:— “That the question be now put” shall be put forthwith, and decided without amendment or debate.

(2) When a motion: “That the question be now put” has been carried and the question consequent thereon has been decided, any further motion may be made (the assent of the Cathaoirleach (or the Chairman, in the case of a Standing, Select or Special Committee), as aforesaid, not having been withheld), which may be requisite to bring to a decision any question already proposed from the Chair, and such motion shall be put forthwith, and decided without amendment or debate.

(3) No Senator may claim to move, “That the question be now put” unless the Cathaoirleach (or the Chairman, in the case of a Standing, Select or Special Committee) is in the Chair.

MINISTER OF STATE, ATTORNEY GENERAL AND MEMBERS OF THE EUROPEAN PARLIAMENT

56. A Minister of State or an Attorney General may attend and be heard in the Seanad.

Minister of State,
Attorney
General: right of
audience.

57. With the approval of the Committee on Procedure and Privileges and by leave of the Cathaoirleach, a member of the European Parliament for a constituency specified for the time being in the European Parliament Elections Acts, may attend and be heard in the Seanad.

Members of the
European
Parliament: right
of audience.

VÓTÁLACHA

An Cheist a chur.
Féadfar vótáil a
éileamh.

58. (1) Nuair a bheidh aon cheist le cur chun an tSeanaid, nó chun Coiste den Seanad uile, éireoidh an Cathaoirleach agus déarfaidh: “Is í an cheist í go”, agus ansin léifidh sé nó luafaidh sé an cheist agus iarrfaidh ar na Seanadóirí atá ar an tuairim sin “*Tá*” a rá agus ar na Seanadóirí atá ar a mhalairt de thuairim “*Níl*” a rá. De réir na bhfreagraí a thabharfar ar a cheist, measfaidh sé toradh na ceiste a chur, agus fógróidh sé cad é an toradh é, dar leis.

(2) Tar éis don Chathaoirleach a fhógairt cad é an toradh a bhí, dar leis, ar cheist a chur, féadfaidh Seanadóir ar bith,

(a) vótáil a éileamh ar an gceist sin, agus air sin déanfar vótáil, faoi réir Bhuan-Orduithe 61 agus 62,

nó, i gcás nach n-éileofar vótáil amhlaidh

(b) a chur faoi deara go ndéanfar, de réir Bhuan-Ordú 59, a easaontú leis an toradh a fógraíodh amhlaidh a thairfeadh.

Easaontú a
thairfeadh
seachas trí vótáil.

59. Aon uair a bheidh an Cathaoirleach tar éis a fhógairt cad é an toradh a bhí, dar leis, ar aon cheist a chur agus nach mbeidh vótáil air sin éilithe, féadfaidh aon Seanadóir a chur faoi deara go ndéanfar a easaontú leis an bhfógra sin a thairfeadh:—

DIVISIONS

58. (1) When any question is to be put to the Seanad, or to a Committee of the whole Seanad, the Cathaoirleach shall rise and announce that “The question is that”, thereupon reading or stating the question, requiring that as many as are of that opinion shall say “*Tá*”, and as many as are of the contrary opinion shall say “*Nil*”. He shall judge from the answers to his question, and declare the result, in his opinion, of the putting of the question.

Putting of
Question.
Division may be
demanded.

(2) After the Cathaoirleach shall have declared the result, in his opinion, of the putting of a question, any Senator may,

(a) claim a division upon that question, whereupon a division shall, subject to Standing Orders 61 and 62, be taken,

or, where a division is not so claimed

(b) have recorded, in accordance with Standing Order 59, his dissent from the result so declared.

59. Whenever the Cathaoirleach shall have declared the result, in his opinion, of the putting of any question, and a division has not been claimed thereon, any Senator may have his dissent from such declaration recorded by:—

Recording of
Dissent other
than by a
division.

- (a) trí chlár a choimeádfaidh an Cathaoirleach chun na críche sin a shíniú, sula gcuirfear an cheist, ach sin ar an lá suí sin;

nó

- (b) trína lámh a ardú nuair a iarrfaidh an Cathaoirleach air déanamh amhlaidh;

agus cuirfear ar Chín Lae Imeachtaí an tSeanaid ainmneacha na Seanadóirí a bheidh ag easaontú amhlaidh: ar choinníoll, i gcás inar mó ná deichniúr líon na Seanadóirí a bheidh ag easaontú, go ndéanfar vótáil faoi réir Bhuan-Orduithe 61 agus 62 mura rud é, i dtuairim an Chathaoirligh, nach ceart vótáil a dhéanamh.

An clog vótála.
Na doirse faoi
ghlas.

60. 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; ach amháin, i gcás ina n-éileofar vótáil eile díreach ina dhiaidh sin, go ndéanfar na sealanna ama a shonraítear anseo don vótáil sin agus d'aon vótáil dá éis sin a éileofar díreach ina dhiaidh sin a laghdú go dtí dhá nóiméad i ngach cás [Féach freisin B.O. 62 (4)].

Vótálacha a
dhéanamh.

61. Nuair a bheidh an glas curtha ar na doirse agus gach aon duine imithe as na pasáistí vótála ordóidh an Cathaoirleach don Seanad nó do Choiste den Seanad uile vótáil a dhéanamh agus ainmneoidh beirt áiritheoir do gach taobh: Ach féadfaidh an Cathaoirleach an cheist a chur arís,

- (a) signing, prior to the putting of the question but on that sitting day, a register maintained by the Cathaoirleach for this purpose;

or

- (b) raising his hand when called upon to do so by the Cathaoirleach;

and the names of the Senators so dissenting shall be recorded in the Journal of the Proceedings of the Seanad: Provided that where the number of Senators dissenting exceeds ten, a division shall be taken subject to Standing Orders 61 and 62 unless, in the opinion of the Cathaoirleach, the division is unwarranted.

60. 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: save that where another division is claimed immediately thereafter the periods of time specified herein for that and any subsequent division claimed immediately thereafter shall be reduced to two minutes in each case [See S.O. 62 (4)].

Division bell rung
and time for
locking of Doors.

61. When the doors have been locked and the division lobbies cleared the Cathaoirleach shall order the Seanad or Committee of the whole Seanad to divide and shall nominate two tellers for each side: Provided that the Cathaoirleach may again put the question and declare afresh the

Taking of
divisions.

agus a fhógairt athuir cad é an toradh a bhí, dar leis, ar an gceist a chur, agus ní dhéanfar vótáil mura gcuirfean an t-athfhógra sin in amhras: Ar choinníoll freisin, go bhféadfaidh an Cathaoirleach, más dóigh leis nach gá vótáil, a iarraidh ar na Seanadóirí atá ag éileamh na vótála éirí ina n-áiteanna. Mura n-éireoidh cúigear Seanadóir ar a laghad amhlaidh fógróidh sé láithreach an toradh a bhí ar an gceist a chur, agus cuirfean ar Chín Lae Imeachtaí an tSeanaid ainmneacha na Seanadóirí a d'éirigh amhlaidh.

Vótálacha a dhéanamh trí mheán leictreonach.

62. (1) Mura n-ordóidh an Seanad a mhalairt, féadfar vótálacha sa Seanad a dhéanamh trí mheán leictreonach ach amháin i gcás vótála ar thoghadh an Chathaoirligh.

(2) I gcás go gcuirfidh an Cathaoirleach in iúl don Seanad aon tráth nach féidir vótálacha a dhéanamh trí mheán leictreonach nó nach bhféadfar brath ar an toradh nó i gcás, ar aon chúis eile, gur dóigh leis nó léi nár chóir vótálacha a dhéanamh amhlaidh, féadfaidh an Cathaoirleach a ordú don Seanad vótáil a dhéanamh nó vótáil a dhéanamh arís, de réir mar a bheidh, ar an gceist, cibé acu trí mheán leictreonach nó ar shlí eile, de réir mar is cuí leis nó léi sna himthosca, nó féadfaidh sé nó sí tógáil na vótála a chur siar go dtí cibé tráth ina dhiaidh sin a ordóidh sé nó sí.

(3) Ar thoradh vótála arna déanamh trí mheán leictreonach a bheith fógartha ag an gCathaoirleach, féadfaidh aon chomhalta a éileamh:—

result, in his opinion, of the putting of the question, and a division shall take place only if such fresh declaration is challenged: Provided also that the Cathaoirleach may, if in his opinion a division is unnecessary, call upon the Senators who claim the division to rise in their places. If fewer than five Senators so rise he shall forthwith declare the result of the putting of the question and the names of the Senators who so rise shall be recorded in the Journal of the Proceedings of the Seanad.

62. (1) Unless the Seanad shall otherwise order, divisions in the Seanad may be conducted by electronic means save in the case of a division on the election of Cathaoirleach.

Conduct of
divisions by
electronic means.

(2) Where the Cathaoirleach informs the Seanad at any time that it is not possible to conduct divisions by electronic means or that the result may be unreliable or where, for any other reason, he or she considers that divisions should not be so conducted, the Cathaoirleach may order the Seanad to divide or to divide again, as the case may be, on the question, whether by electronic means or otherwise, as he or she considers appropriate in the circumstances, or may postpone the taking of the division to such later time as he or she shall direct.

(3) On the announcement by the Cathaoirleach of the result of a division which has been taken by electronic means, any member may demand:—

- (a) go ndéanfar an vótáil arís trí mheán leictreonach; nó
- (b) go ndéanfar an vótáil arís ar shlí seachas trí mheán leictreonach;

agus, mura áiritheoir arna ainmniú nó arna hainmniú chun críocha na vótála sin an comhalta a éilíonn amhlaidh, glaofaidh an Cathaoirleach ar na comhaltaí atá ag tacú leis an éileamh éirí ina n-áiteanna agus

- (i) mura n-éireoidh cúigear comhalta ar a laghad amhlaidh, fógróidh an Cathaoirleach láithreach cinneadh an tSeanaid nó cinneadh an Choiste den Seanad uile, agus cuirfear ar Chín Lae Imeachtaí an tSeanaid ainmneacha na gcomhaltaí easaontacha a d'éirigh amhlaidh,
- (ii) má éiríonn cúigear comhalta ar a laghad amhlaidh nó más áiritheoir arna ainmniú nó arna hainmniú chun críocha na vótála sin an comhalta a éilíonn amhlaidh, ordóidh an Cathaoirleach don Seanad vótáil a dhéanamh arís ar an gceist sa tslí inar éilíodh amhlaidh.

(4) Maidir le vótálacha trí mheán leictreonach, i gcás go ndéanfar an cheist ar éilíodh vótáil uirthi a chur láithreach tar éis an toradh ar vótáil roimhe sin a fhógairt, 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.

- (a) that the division be taken again by electronic means; or
- (b) that the division be taken again otherwise than by electronic means;

and the Cathaoirleach shall, unless the member who so demands is a teller nominated for the purposes of that division, call upon the members who support the demand to rise in their places and

- (i) if fewer than five members so rise, the Cathaoirleach shall forthwith declare the determination of the Seanad or Committee of the whole Seanad, and the names of the members who so rise shall be recorded as dissenting in the Journal of the Proceedings of the Seanad,
- (ii) if five or more members so rise or if the member who so demands is a teller nominated for the purposes of that division, the Cathaoirleach shall order the Seanad to divide again on the question in the manner so demanded.

(4) In respect of divisions by electronic means, where the question on which a division has been demanded is put immediately after the result of an earlier division has been declared, 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.

Toradh na vótála
a fhógairt.

63. Ar chríochnú an chomhairimh, síneoidh na háiritheoirí páipéar vótála agus sínfear é chuig an gCathaoirleach agus craolfaidh seisean na huimhreacha agus fógróidh toradh na vótála. Athosclófar na doirse ansin.

COISTÍ

Dul i gCoiste.

64. Rachaidh an Seanad i gCoiste aon uair a shroichfear gnó ar Riar na hOibre a bheidh le breithniú i gCoiste.

An córam do
Choiste den
Seanad uile.

65. Is é is córam i gCoiste den Seanad uile an líon céanna Seanadóirí is gá chun córam den Seanad a dhéanamh [féach B.O. 19].

Easpa córaim i
gCoiste den
Seanad uile.

66. Más rud é le linn suí Coiste den Seanad uile go gcuirfidh Seanadóir in iúl don Chathaoir nach bhfuil córam i láthair, nó más léir sin ó thuairisc vótála, buailfear an clog vótála ar feadh seal nach lú ná trí nóiméad, agus más rud é i gceann seal nach lú ná trí nóiméad go mbeifear fós gan chóram athchromfadh an Seanad ar a ghnó agus tuairisceofar nach raibh córam i láthair. I gceann seal nach lú ná trí nóiméad comhairfidh an Cathaoirleach an Seanad (tar éis bhualadh an chloig vótála) agus má bhítear fós gan chóram cuirfidh sé an suí ar fionraí go dtí uair is déanaí ná sin agus a luafaidh sé, nó cuirfidh sé an Seanad ar athló go dtí an chéad lá eile chun suí gan ceist a chur; agus ní mheasfar aon chinneadh a bheith déanta le haon vótáil den sórt sin; agus déanfar an uair a cuireadh an Seanad

63. On the completion of the count, the tellers shall sign a division paper which shall be handed to the Cathaoirleach who shall announce the numbers and declare the result of the division. The doors shall then be re-opened.

Declaration of
result of division.

COMMITTEES

64. The Seanad shall go into Committee whenever it reaches business on the Order Paper which is to be considered in Committee.

Going into
Committee.

65. The quorum in Committee of the whole Seanad shall consist of the same number of Senators as shall be requisite to form a quorum of the Seanad [see S. O. 19].

Quorum of
Committee of
whole Seanad.

66. If during a sitting of a Committee of the whole Seanad, a Senator calls the attention of the Chair to the fact that a quorum is not present, or if on the report of a division such fact shall appear, the division bell shall be rung for a period of not less than three minutes, and if after an interval of not less than three minutes, a quorum is still not present, the Seanad shall resume and a report shall be made that a quorum was not present. The Cathaoirleach shall, at the expiration of not less than three minutes (the division bell having been rung) count the Seanad, and if a quorum is still not present he shall suspend the sitting to a later hour to be named by him, or shall adjourn the Seanad without question put until the next sitting day; and no decision shall be considered to have been arrived at by any such div-

Absence of
quorum in
Committee of
whole Seanad.

ar athló amhlaidh, mar aon le hainmneacha na Seanadóirí a bhí i láthair, a chur síos ar Chín Lae Imeachtaí an tSeanaid; ach má bhíonn córam i láthair rachaidh an Seanad i gCoiste arís [Féach freisin B.O. 21].

An nós imeachta
i gCoistí.

67. (1) Taobh amuigh de chás dá bhforáiltear a mhalairt sna Buan-Orduithe seo, bainfidh na rialacha i dtaobh nós imeachta sa Seanad leis an nós imeachta i gCoiste den Seanad uile agus i mBuan-Choistí, i Roghchoistí nó i gCoistí Speisialta, ach amháin—

- (i) nach gá cuidiú le tairiscint ná le leasú,
- (ii) go bhféadfaidh Seanadóir labhairt níos mó ná uair amháin ar an gceist chéanna.

(2) Beidh feidhm ag na Rialacha maidir le nós imeachta i Roghchoistí agus i mBuan-Choistí, de réir mar is cuí, le nós imeachta i gComhchoistí.

An chéad
Chruinniú de
Bhuan-Choiste,
de Roghchoiste
nó de Choiste
Speisialta:
cruinnithe a chur
siar nó a
thabhairt ar
aghaidh.

68. (1) Is é Cléireach an Choiste a chomórfaidh an chéad chruinniú de Bhuan-Choiste, de Roghchoiste nó de Choiste Speisialta mura mbeidh an Seanad tar éis a mhalairt a ordú.

(2) Féadfaidh Cathaoirleach Buan-Choiste, Roghchoiste nó Coiste Speisialta, le comhaontú dhá thrian ar a laghad de chomhaltaí an Choiste—

(a) cruinniú den Choiste a chomóradh le haghaidh dáta is luaithe ná an dáta a socraíodh ar an athló,

ision; and the hour of such adjournment, as also the names of the Senators present, shall be entered in the Journal of the Proceedings of the Seanad; but if a quorum is present the Seanad shall again go into Committee [see also S. O. 21].

67. (1) Save as is in these Standing Orders otherwise provided, the rules as to procedure in the Seanad shall apply to procedure in Committee of the whole Seanad, and in Standing, Select or Special Committees, except that—

Procedure in Committees.

(i) a motion or amendment need not be seconded,

(ii) a Senator may speak more than once on the same question.

(2) The rules as to procedure in Select and Standing Committees shall apply, as appropriate, to procedure in Joint Committees.

68. (1) The first meeting of a Standing, Select or Special Committee shall be summoned by the Clerk of the Committee unless the Seanad has otherwise ordered.

First meeting of Standing, Select or Special Committee; postponement or bringing forward of meetings.

(2) The Chairman of a Standing, Select or Special Committee may, with the agreement of not less than two-thirds of the members of the Committee—

(a) summon a meeting of the Committee for a date earlier than that fixed on the adjournment,

- (b) cruinniú den Choiste a chur siar go dtí dáta nach déanaí ná trí seachtaine tar éis an dáta a socraíodh ar an athló.

Tairiscint go dtabharfar tuairisc ar a ndearnadh.

69. Féadfar tairiscint go dtabharfar tuairisc ar a ndearnadh a dhéanamh i gCoiste den Seanad uile: Ach diúltóidh an Cathaoirleach d'aon tairiscint den sórt sin a ghlacadh más dóigh leis í a bheith á déanamh chun moill nó toirmeasc a chur ar an ngnó [B.O. 81].

Roghchoistí: ceapadh, scóip agus comhthéacs gníomhaíochtaí.

70. (1) Féadfaidh an Seanad, ar thairiscint a dhéanamh, Roghchoiste a cheapadh chun aon Bhillé nó ní a bhreithniú agus a thuairim a thuairisciú mar eolas agus cabhair don Seanad agus, i gcás Bille, a thuairisciú cé acu a leasaigh sé an Bille nó nár leasaigh. Sa tairiscint sin luafar go sonrath téarmaí tagartha an Choiste, míneofar na cumhachtaí a thugtar dó, socrófar an líon Seanadóirí atá le fónamh air, luafar an líon is córam dó, agus féadfar dáta a cheapadh don Choiste chun tuairisciú don Seanad.

(2) Beidh sé ina threoir do gach Roghchoiste:—

(a) nach bhféadfaidh sé ach na nithe sin a bhreithniú, gabháil do na gníomhaíochtaí sin, na cumhachtaí sin a fheidhmiú agus na feidhmeanna sin a urscaoileadh a údarófar go sonrath faoina orduithe tagartha agus faoi na Buan-Orduithe; agus

(b) go mbainfidh na nithe, na gníomhaíochtaí, na cumhachtaí agus na feidhmeanna sin le

- (b) postpone a meeting of the Committee to a date not later than three weeks from that fixed on the adjournment.

69. A motion proposing to report progress may be made in Committee of the whole Seanad: Motion to report progress.
 Provided that the Cathaoirleach shall refuse to accept any such motion if he deems it to be dilatory or obstructive [S. O. 81].

70. (1) The Seanad may, on motion made, appoint a Select Committee to consider any Bill or matter and to report its opinion for the information and assistance of the Seanad and, in the case of a Bill, whether or not it has amended the Bill. Such motion shall specifically state the terms of reference of the Committee, define the powers devolved upon it, fix the number of Senators to serve on it, state the quorum thereof, and may appoint a date upon which the Committee shall report back to the Seanad. Select Committees: appointment, scope and context of activities.

(2) It shall be an instruction to each Select Committee that:—

- (a) it may only consider such matters, engage in such activities, exercise such powers and discharge such functions as are specifically authorised under its orders of reference and under Standing Orders; and
- (b) such matters, activities, powers and functions shall be relevant to, and shall

hullmhú tuarascála don Seanad agus nach n-éireoidh siad ach i gcomhthéacs ullmhú tuarascála den sórt sin.

Cumhachtaí
Roghchoistí.

71. Gan dochar do ghinearáltacht Bhuan-Ordú 70, féadfaidh an Seanad aon cheann nó gach ceann de na cumhachtaí seo a leanas a thabhairt do Roghchoiste:—

(1) an chumhacht fianaise béil agus fianaise scríofa a ghlacadh agus miontuairiscí ar an bhfianaise sin a glacadh go poiblí os comhair an Roghchoiste mar aon le haon doiciméid ghaolmhara is cuí leis an Roghchoiste, a chlóbhualadh agus a fhoilsiú ó am go ham;

(2) an chumhacht aighneachtaí scríofa ó dhaoine nó ó chomhlachtaí leasmhara a iarraidh agus glacadh leo;

(3) an chumhacht Fochoistí a cheapadh agus aon ní a chuimsítear lena orduithe tagartha a tharchur chuig na Fochoistí sin agus aon cheann dá chumhachtaí a tharmligean chun na bhFochoistí sin, lena n-áirítear an chumhacht tuairisciú go díreach don Seanad;

(4) an chumhacht moltaí a dhréachtú maidir le hathrú reachtaíochta agus maidir le reachtaíocht nua; agus breithniú agus tuairisciú don Seanad ar cibé tograí le haghaidh reachtaíocht AE a tharchuirfear chuige ó am go ham ag aon Choiste arna bhunú ag an Seanad (ag gníomhú dó i gcomhar leis an Dáil nó ar shlí eile) chun tograí den sort sin a bhreithniú agus ar tugadh an

arise only in the context of, the preparation of a report to the Seanad.

71. Without prejudice to the generality of Standing Order 70, the Seanad may confer any or all of the following powers on a Select Committee:—

Powers of Select Committees.

(1) power to take oral and written evidence and to print and publish from time to time minutes of such evidence taken in public before the Select Committee together with such related documents as the Select Committee thinks fit;

(2) power to invite and accept written submissions from interested persons or bodies;

(3) power to appoint sub-Committees and to refer to such sub-Committees any matter comprehended by its orders of reference and to delegate any of its powers to such sub-Committees, including power to report directly to the Seanad;

(4) power to draft recommendations for legislative change and for new legislation and to consider and report to the Seanad on such proposals for EU legislation as may be referred to it from time to time by any Committee established by the Seanad (whether acting jointly with the Dáil or otherwise) to consider such proposals and upon which has been conferred the

chumhacht dó tograí den sórt sin a tharchur chuig Roghchoiste eile;

(5) an chumhacht ceangal a chur ar chomhalta den Rialtas nó ar Aire Stáit a bheith i láthair os comhair an Roghchoiste chun beartas a bhfuil sé nó sí freagrach ann go hoifigiúil a phlé: ar choinníoll go bhféadfaidh comhalta den Rialtas nó Aire Stáit 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 ar choinníoll fairis sin go bhféadfaidh comhalta den Rialtas nó Aire Stáit a iarraidh a bheith i láthair ag cruinniú den Roghchoiste, lena chumasú dó nó di an beartas sin a phlé;

(6) an chumhacht ceangal a chur ar chomhalta den Rialtas nó ar Aire Stáit a bheith i láthair os comhair an Roghchoiste chun reachtaíocht bheartaithe phríomha nó thánaisteach a phlé (sula bhfoilseofar an reachtaíocht sin) a bhfuil sé nó sí freagrach inti go hoifigiúil: ar choinníoll go bhféadfaidh comhalta den Rialtas nó Aire Stáit 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 ar choinníoll fairis sin go bhféadfaidh comhalta den Rialtas nó Aire Stáit a iarraidh a bheith i láthair ag cruinniú den Roghchoiste, lena chumasú dó nó di an reachtaíocht bheartaithe sin a phlé;

(7) faoi réir aon srianta a bheidh forordaithe thairis sin le dlí, an chumhacht ceangal a chur ar

power to refer such proposals to another Select Committee;

(5) power to require that a member of the Government or Minister of State shall attend before the Select Committee to discuss policy for which he or she is officially responsible: provided that a member of the Government or Minister of State may decline to attend for stated reasons given in writing to the Select Committee, which may report thereon to the Seanad: and provided further that a member of the Government or Minister of State may request to attend a meeting of the Select Committee to enable him or her to discuss such policy;

(6) power to require that a member of the Government or Minister of State shall attend before the Select Committee to discuss proposed primary or secondary legislation (prior to such legislation being published) for which he or she is officially responsible: provided that a member of the Government or Minister of State may decline to attend for stated reasons given in writing to the Select Committee, which may report thereon to the Seanad: and provided further that a member of the Government or Minister of State may request to attend a meeting of the Select Committee to enable him or her to discuss such proposed legislation;

(7) subject to any constraints otherwise prescribed by law, power to require that principal

shealbhóirí príomhoifigí i gcomhlachtaí sa Stát atá á maoiniú go páirteach nó go hiomlán ag an Stát nó atá bunaithe nó ceaptha ag comhaltaí den Rialtas nó ag an Oireachtas a bheith i láthair ag cruinnithe den Roghchoiste, de réir mar is cuí, chun saincheisteanna a phlé a bhfuil siad freagrach iontu go hoifigiúil: ar choinníoll go bhféadfaidh sealbhóir oifige den sórt 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;

(8) an chumhacht, faoi réir thoiliú Choimisiún Thithe an Oireachtais, seirbhísí daoine a bhfuil saineolas nó eolas teicniúil acu a fhostú, d'fhonn cabhrú leis nó le haon fhochoiste dá chuid le linn nithe áirithe a bhreithniú; agus

(9) an chumhacht tabhairt faoi thaisteal—

(a) faoi réir cibé moltaí a dhéanfaidh an Gasra Oibre de Chathaoirligh Coistí faoi Bhuan-Ordú 98(2)(a); agus

(b) faoi réir thoiliú Choimisiún Thithe an Oireachtais, agus gnáthnósanna cuntasaíochta.

Comhchruinnithe
de Roghchoistí.

72. Beidh de chumhacht ag gach Roghchoiste a iarraidh ar Roghchoiste eile go dtionólfar comhchruinniú den dá Choiste chun ní sonrath nó nithe sonracha comhghníomhaíochta a bhreithniú agus i gcás aon chomhchruinnithe den sórt sin:—

office holders in bodies in the State which are partly or wholly funded by the State or which are established or appointed by members of the Government or by the Oireachtas shall attend meetings of the Select Committee, as appropriate, to discuss issues for which they are officially responsible: provided that such an office holder may decline to attend for stated reasons given in writing to the Select Committee, which may report thereon to the Seanad;

(8) power to engage, subject to the consent of the Houses of the Oireachtas Commission, the services of persons with specialist or technical knowledge, to assist it or any of its sub-Committees in considering particular matters; and

(9) power to undertake travel, subject to —

(a) such recommendations as may be made by the Working Group of Committee Chairmen under Standing Order 98(2)(a); and

(b) the consent of the Houses of the Oireachtas Commission and normal accounting procedures.

72. Each Select Committee shall have power to request of another Select Committee that a joint meeting of both Committees be held to consider a specific matter or matters of common activity and, in the case of any such joint meeting:—

Joint Meetings of
Select
Committees.

- (a) gníomhóidh Cathaoirleach an Choiste iarrthaigh mar Chathaoirleach agus, mura féidir don Chathaoirleach bheith i láthair, beidh feidhm ag forálacha Bhuan-Ordú 79 (2) agus (3);
- (b) beidh feidhm ag forálacha an dá Choiste i dtaobh córaim fara an modhnú go laghdófar gach córam den sórt sin de leath agus ansin go gcothromófar é suas go dtí an chéad slánuimhir eile is gaire; agus
- (c) ní bheidh feidhm ag orduithe tagartha an dá Choiste ach amháin a mhéid is orduithe iad a bhaineann leis an dá Choiste.

Teachtaireachtaí ó Roghchoistí i ndáil le Bill.

73. I gcás go mbeidh Roghchoiste tar éis a bhreithniú a chríochnú ar Bhille a bhí curtha faoina bhráid ag an Seanad, cuirfidh an Coiste Teachtaireacht á rá sin chuig an Seanad. Is i scríbhinn agus arna síniú ag Cléireach an Choise a bheidh Teachtaireachtaí den sórt sin agus díreofar chuig Cléireach an tSeanaid iad. Is é Cléireach an tSeanaid a ghlacfaidh Teachtaireachtaí ó Roghchoistí. Cuirfidh an Cathaoirleach aon Teachtaireacht den sórt sin in iúl don Seanad a luaithe is caoithiúil [Féach freisin Buan-Orduithe 75 (2) agus 125].

Tuarascálacha ó Roghchoistí.

74. Féadfaidh Roghchoiste, dár tugadh cumhacht chun fios a chur ar dhaoine, ar pháipéir agus ar thaifid, a thuairimí agus a thagairtí, mar aon le miontuairiscí na fianaise (más ann) a glacadh os a chomhair, a thuairiscíú

- (a) the Chairman of the requesting Committee shall act as Chairman and, in the unavoidable absence of the Chairman, the provisions of Standing Order 79 (2) and (3) shall apply;
- (b) the quorum provisions of both Committees shall apply with the modification that each such quorum shall be halved and then rounded up to the next nearest whole number; and
- (c) the orders of reference of the two Committees shall apply only insofar as they are common to both.

73. Where a Select Committee shall have completed its consideration of a Bill referred to it by the Seanad, the Committee shall send a Message to this effect to the Seanad. Such Messages shall be in writing, signed by the Clerk to the Committee, and shall be addressed to the Clerk of the Seanad. Messages from Select Committees shall be received by the Clerk of the Seanad. The Cathaoirleach shall, at the first convenient opportunity, communicate any such Message to the Seanad [See also S. O. 75 (2) and 125].

Messages from
Select Committee
in relation to
Bills.

74. A Select Committee, empowered to send for persons, papers and records, may report its opinions and observations, together with the minutes of evidence (if any) taken before it, to the Seanad, and may also make a special report

Reports from
Select
Committees.

don Seanad, agus fós tuairisc speisialta a thabhairt ar nithe ar bith is cuí leis a chur faoi bhráid an tSeanaid.

Tuarascálacha Roghchoistí a Chlóbhualadh agus a Fhoilsiú, Cláir Oibre agus Tuarascálacha Bliantúla Roghchoistí.

75. (1) Faoi réir mhír (2), déanfar gach tuarascáil a bheartóidh Roghchoiste a thabhairt, arna glacadh ag an Roghchoiste, a leagan faoi bhráid Sheanad Éireann láithreach, mar aon le haon doiciméad a bhaineann leis an gcéanna a bheartaíonn an Roghchoiste a fhoilsiú, agus as a aithle sin beidh cumhacht ag an Roghchoiste an tuarascáil sin agus an doiciméad nó na doiciméid sin, de réir mar a bheidh, a chlóbhualadh agus a fhoilsiú: ar choinníoll go bhféadfaidh Roghchoiste cumhachtaí faoin mír seo a tharmligean go sainráite chun aon cheann dá Fhochoistí, i ndáil le tuarascálacha i gcoitinne nó i ndáil le tuarascáil ar leithligh.

(2) D'ainneoin ghinearáltacht mhír (1), measfar gurb ionann Cléireach an tSeanaid d'fháil Teachtaireachta, de réir Bhuan-Ordú 73, agus an Roghchoiste do thabhairt tuarascála ar an mBille [Féach freisin Buan-Ordú 125].

(3) Faoi réir Bhuan-Ordú 90, déanfaidh gach Roghchoiste a nósanna imeachta, agus a ról i gcoitinne, a athbhreithniú go leanúnach, agus tabharfaidh sé tuarascáil faoi na nithe sin don Choiste um Nós Imeachta agus Pribhléidí uair amháin ar a laghad gach bliain.

(4) A luaithe is féidir i ndiaidh a cheaptha agus uair in aghaidh na bliana ina dhiaidh sin, ullmhóidh gach Roghchoiste clár oibre agus

of any matters which it may think fit to bring to the notice of the Seanad.

75. (1) Subject to paragraph (2), every report which a Select Committee proposes to make shall, on adoption by the Select Committee, be laid before Seanad Éireann forthwith, together with any document relating thereto which the Select Committee proposes to publish, whereupon the Select Committee shall be empowered to print and publish such report and the said document or documents, as the case may be: provided that a Select Committee may expressly delegate powers under this paragraph to any of its sub-Committees, in respect of reports generally or in respect of an individual report.

Printing and
Publication of
Select Committee
Reports, Work
Programmes and
Annual Reports
of Select
Committees.

(2) Notwithstanding the generality of paragraph (1), the receipt by the Clerk of the Seanad of a Message, in accordance with Standing Order 73, shall be deemed to be the report of the Select Committee on the Bill [See also S. O. 125].

(3) Subject to Standing Order 90, each Select Committee shall review its procedures, and its role generally, on an ongoing basis, and shall report at least once in each year to the Committee on Procedure and Privileges on these matters.

(4) As soon as may be following its appointment and thereafter at annual intervals, each Select Committee shall prepare a work

leagfaidh sé an clár sin faoi bhráid Sheanad Éireann.

(5) Leagfaidh gach Roghchoiste, ó am go ham de réir mar is cuí leis an Roghchoiste, miontuairiscí ar a chuid imeachtaí faoi bhráid Sheanad Éireann.

(6) I gcás:—

(a) go mbeidh dáta ceaptha ag Seanad Éireann don Roghchoiste chun tuairisciú don Seanad agus gur mó ná bliain amháin an seal idir an dáta sin a cheapadh agus an dáta chun tuairisciú; nó

(b) nach mbeidh aon dáta ceaptha ag Seanad Éireann chun tuairisciú,

déanfaidh an Roghchoiste sin, ar chothrom dháta a cheaptha gach bliain tar éis bhliain an cheaptha sin, tuarascáil bhliantúil a thabhairt do Sheanad Éireann ina mbeidh mionsonraí:—

(i) faoin obair a bheidh curtha i gcrích ag an Roghchoiste; agus

(ii) faoin obair a bheidh ar siúl ag an Roghchoiste;

agus féadfar, má mheasann an Roghchoiste gur cuí é, an tuarascáil i dtaobh a nósanna imeachta, agus i dtaobh a róil (agus sa chás sin cuirfear cóip den tuarascáil bhliantúil ar aghaidh chuig an gCoiste um Nós Imeachta agus Pribhléidí), an clár oibre agus miontuairiscí ar imeachtaí dá dtagraítear i míreanna (3), (4) agus (5) faoi seach

programme and shall lay such programme before Seanad Éireann.

(5) Each Select Committee shall, from time to time as the Select Committee sees fit, lay minutes of its proceedings before Seanad Éireann.

(6) Where:—

(a) Seanad Éireann has appointed a date upon which a Select Committee shall report back to the Seanad and the interval between the appointment of such date and the date for reporting back exceeds one year; or

(b) no date for reporting back has been appointed by Seanad Éireann,

such Select Committee shall, on the anniversary of its appointment in each year following the year of such appointment, make an annual report to Seanad Éireann which shall detail:—

(i) the work carried out by the Select Committee; and

(ii) the work in progress by the Select Committee;

and may include, if the Select Committee deems appropriate, the report on its procedures and its role (in which case, a copy of the annual report shall be forwarded to the Committee on Procedure and Privileges), the work programme and minutes of proceedings referred to in

den Bhuan-Ordú seo a bheith ar áireamh sa tuarascáil bhliantúil.

Díospóireacht ar Thuarascálacha ó Choistí.

76. Más rud é go ndéanfaidh Buan-Choiste, Roghchoiste, Coiste Speisialta nó Comhchoiste, de réir mar a bheidh, tuarascáil a thabhairt ina bhfuil iarraidh go ndéanfaidh an Seanad díospóireacht ar an tuarascáil, déanfar tairiscint go ndéanfaidh an Seanad an tuarascáil a thabhairt dá aire a chur ar Riar na hOibre a luaithe is indéanta tar éis don Choiste an tuarascáil a ghlacadh: ar choinníoll go measfar aon tairiscint den sórt sin nach ndéanfar laistigh de thrí mhí ón dáta ar cuireadh ar Riar na hOibre i dtosach í a bheith tite ar lár.

Freagracht na gCathaoirleach maidir le comhlíonadh na rialacha.

77. Beidh freagracht ar Chathaoirleach gach Buan-Choiste, Roghchoiste nó Coiste Speisialta a áirithiú go gcomhlíonfaidh a Choiste nó a Coiste cibé rialacha lena rialaítear caiteachas beartaithe agus a chinnfidh Coimisiún Thithe an Oireachtais ó am go ham.

Coiste Speisialta ar Bhille.

78. Déanfar leis an ordú ón Seanad ag cur Coiste Speisialta ar bun chun Bille a bhreithniú dáta a cheapadh don chéad chruinniú den Choiste, an líon Seanadóirí a shocrú a bheidh le fónamh air agus an líon is córam dó, agus féadfar, leis an ordú, dáta a shocrú don Choiste chun tuairisciú don Seanad.

Cathaoirleach, Leas-Chathaoirleach agus Cathaoirligh Shealadacha a cheapadh.

79. (1) Roimh thosú ar a ghnó dó, toghfaidh gach Coiste duine dá chomhaltaí chun bheith ina Chathaoirleach nó ina Cathaoirleach, agus ní bheidh aige nó aici sin ach aon vóta amháin. I

paragraphs (3), (4) and (5) respectively of this Standing Order.

76. Where a Standing, Select, Special or Joint Committee, as the case may be, makes a report containing a request that the report be debated by the Seanad, a motion to take note of the report shall, as soon as practicable after the adoption of the report by the Committee, be placed on the Order Paper: provided that any such motion which is not moved within three months from the date on which it was first placed on the Order Paper shall be deemed to have lapsed.

Debating of Reports from Committees.

77. The Chairman of every Standing, Select or Special Committee shall have responsibility for ensuring compliance by his or her Committee with such rules governing proposed expenditure as may be determined from time to time by the Houses of the Oireachtas Commission.

Responsibility of Chairman for compliance with rules.

78. The order of the Seanad setting up a Special Committee to consider a Bill shall fix the date for the first meeting of the Committee, the number of Senators to serve on it and the quorum thereof and may fix a date upon which the Committee shall report back to the Seanad.

Special Committee on Bill.

79. (1) Every Committee shall, previous to the commencement of its business, elect one of its members to be Chairman, who shall have

Appointment of Chairman, vice-Chairman and Temporary Chairmen.

gcás Comhchoistí, féadfaidh comhalta de cheachtar Teach a bheith ina Chathaoirleach nó ina Cathaoirleach.

(2) A luaithe is féidir tar éis Cathaoirleach a thoghadh, féadfaidh gach Coiste duine dá chomhaltaí a thoghadh mar Leas-Chathaoirleach. Mura féidir don Chathaoirleach bheith i láthair, déanfaidh an Leas-Chathaoirleach na dualgais a chomhlíonadh a chuirtear ar an gCathaoirleach leis na Buan-Orduithe, agus an t-údarás a fheidhmiú a thugtar dó nó di leis na Buan-Orduithe.

(3) I gcás nach féidir do Chathaoirleach Coiste (ná don Leas-Chathaoirleach má bhíonn sé nó sí ceaptha) bheith i láthair, cromfaidh an Coiste láithreach ar dhuine dá chomhaltaí a bheidh i láthair a thoghadh chun na dualgais a chomhlíonadh a chuirtear ar an gCathaoirleach leis na Buan-Orduithe, agus an t-údarás a fheidhmiú a thugtar dó nó di leis na Buan-Orduithe, fad a bheidh an Cathaoirleach nó an Leas-Chathaoirleach as láthair amhlaidh.

Ionadú i Roghchoistí nó i gCoistí Speisialta agus Freastal orthu.

80. (1) I gcás comhalta a bheidh ainmnithe chun fónamh ar Roghchoiste nó ar Choiste Speisialta a bheith as láthair, féadfar ionadaí a ainmniú chun páirt a ghlacadh sna himeachtaí de réir na bhforálacha sin ina dhiaidh seo den mhír seo agus beidh sé nó sí i dteideal vótáil in ionad an chomhalta a bheidh as láthair agus tairiscintí a dhéanamh nó leasuithe a thairiscint ina ainm nó ina hainm féin:—

(a) i gcás gur comhalta de ghrúpa nó de pháirtí Rialtais an comhalta a bheidh as láthair,

only one vote. In the case of Joint Committees, the Chairman may be a member of either House.

(2) As soon as may be following the election of Chairman, every Committee may elect one of its members to be vice-Chairman. In the unavoidable absence of the Chairman, the vice-Chairman shall perform the duties devolved upon, and exercise the authority conferred upon the Chairman by Standing Orders.

(3) Where the Chairman of a Committee (and the vice-Chairman, if appointed) is unavoidably absent, the Committee shall at once proceed to elect one of its members present to perform the duties devolved upon, and exercise the authority conferred upon, the Chairman by Standing Orders for the duration of such absence.

80. (1) In the absence of a member nominated to serve on a Select or Special Committee, a substitute may be nominated to take part in the proceedings in accordance with the following provisions of this paragraph and shall be entitled to vote in the absent member's stead and to move motions and amendments in his or her own name:—

Substitution in,
and Attendance
at Select or
Special
Committees.

(a) where the absent member is a member of a Government group or party, that party

féadfaidh an páirtí sin ionadaí a ainmniú ó aon ghrúpa nó ó aon pháirtí Rialtais;

- (b) i gcás gur comhalta de pháirtí nó de ghrúpa (de réir bhrí Bhuan-Ordú 115) nach páirtí nó grúpa Rialtais an comhalta a bheidh as láthair, féadfaidh an páirtí nó an grúpa sin ionadaí a ainmniú ó aon pháirtí nó grúpa nach páirtí nó grúpa Rialtais;
- (c) i gcás nach comhalta de pháirtí nó de ghrúpa (de réir bhrí Bhuan-Ordú 115) an comhalta a bheidh as láthair, féadfaidh an comhalta sin comhalta eile nach comhalta de pháirtí nó de ghrúpa a ainmniú.

(2) Féadfaidh comhaltaí de Sheanad Éireann, nach comhaltaí de Roghchoiste, a bheith i láthair agus páirt a ghlacadh in imeachtaí aon Roghchoise nó aon Fhochoiste gan ceart a bheith acu vótáil ná tairiscintí a dhéanamh ná leasuithe a thairiscint.

Buan-Choiste,
Roghchoiste nó
Coiste Speisialta
a chur ar athló.

81. Le linn dó Bille a bhreithniú, féadfaidh Buan-Choiste, Roghchoiste nó Coiste Speisialta dul ar athló tráth ar bith má ritear an tairiscint is gá chuige sin. Ní ghlacfar aon tairiscint den sórt sin más dóigh le Cathaoirleach an Choiste í a bheith á déanamh chun moill nó toirmeasc a chur ar an ngnó [B.O. 69].

Vótálacha a
dhéanamh i
mBuan-Choiste, i
Roghchoiste nó i
gCoiste
Speisialta.

82. (1) Déanfar vótáil i mBuan-Choistí, i Roghchoistí nó i gCoistí Speisialta tríd an gCléireach a bheidh ag freastal ar an gCoiste do ghlaoch ainmneacha na gcomhaltaí agus, más

may nominate a substitute from any Government group or party;

(b) where the absent member is a member of a non-Government party or group (within the meaning of Standing Order 115), that party or group may nominate a substitute from any non-Government party or group;

(c) where the absent member is not a member of a party or group (within the meaning of Standing Order 115), that member may nominate another member who is not a member of a party or group.

(2) Members of Seanad Éireann, not being members of a Select Committee, may attend and take part in proceedings of any Select Committee or sub-Committee without having a right to vote or to move motions and amendments.

81. In considering a Bill, a Standing, Select or Special Committee may at any time adjourn: provided that the necessary motion to this effect has been carried. Any such motion if deemed by the Chairman to be dilatory or obstructive shall not be accepted [S. O. 69].

Adjournment of Standing, Select or Special Committee.

82. (1) Divisions in Standing, Select or Special Committees shall be taken by the Clerk attending the Committee calling the names of the members and, in the event of there being an

Taking of Divisions in Standing, Select or Special Committee.

ionann líon na vótaí ar an dá thaobh, cinnfear gur freagra diúltach a tugadh ar an gceist.

(2) Má éilítear vótáil i Roghchoiste nó i gCoiste Speisialta, cuirfear an glas ar na doirse agus déanfar an vótáil i ndiaidh seal ocht nóiméad nó a luaithe a bheidh comhaltaí uile an Choiste (nó na hionadaithe uile a bheidh ainmnithe go cuí, de réir mar a bheidh) i láthair, cibé acu is luaithe: ar choinníoll, i gcás go mbeifear tar éis vótáil a éileamh i Roghchoiste nó i gCoiste Speisialta agus go n-éileofar vótáil dá éis sin sa Seanad sula mbeidh cromtha ag an gCléireach a bheidh ag freastal ar an gCoiste ar an vótáil a dhéanamh trí ainmneacha chomhaltaí an Choiste a ghlaoch, go ndéanfar an vótáil sin i Roghchoiste nó i gCoiste Speisialta a chur siar go dtí tar éis chríochnú na vótála sa Seanad agus críochnú aon vótálacha eile sa Seanad a éileofar láithreach dá éis sin, mura rud é go gcinnfidh an Coiste a mhalairt i dtosach an chruinnithe.

Easpa Córam i
mBuan-Choiste,
Roghchoiste nó i
gCoiste
Speisialta.

83. (1) Más rud é, laistigh de sheal ceathrú uaire an chloig tar éis an ama a bheidh ceaptha le haghaidh an chruinnithe de Bhuan-Choiste, de Roghchoiste nó de Choiste Speisialta, nach mbeidh córam i láthair, beidh an Coiste ar athló agus déanfaidh an Cléireach a bheidh ag freastal ar an gCoiste, tar éis ainmneacha na gcomhaltaí a d'fhreastail a chur síos i miontuairiscí imeachtaí an Choiste nó na hainmneacha a thaifeadadh ar cibé slí a ordóidh Cléireach an Choiste lena mbaineann, cruinniú a chomóradh le haghaidh

equality of votes, the question shall be decided in the negative.

(2) When a division is demanded in a Select or Special Committee, the doors shall be locked and the division taken after the lapse of eight minutes or as soon as all members of the Committee (or duly nominated substitutes, as the case may be) are present, whichever is the earlier: provided that, where a division has been demanded in Select or Special Committee and a division is subsequently demanded in the Seanad before the Clerk attending the Committee has commenced taking the division by calling the names of the members of the Committee, such division in Select or Special Committee shall be postponed until after the conclusion of the division in the Seanad and the conclusion of any other divisions in the Seanad demanded immediately thereafter, unless the Committee shall decide otherwise at the commencement of the meeting.

83. (1) If, within the lapse of a quarter of an hour after the time appointed for the meeting of a Standing, Select or Special Committee, a quorum is not present, the Committee shall stand adjourned and the Clerk attending the Committee, after entering the names of the members who attended in the minutes of proceedings of the Committee or recording the names in such manner as the Clerk of the Committee concerned may direct, shall convene

Absence of quorum in Standing, Select or Special Committee.

lae dá éis sin nó le haghaidh trátha ina dhiaidh sin an lá céanna.

(2) Más rud é, aon tráth le linn cruinnithe de Bhuan-Choiste, de Roghchoiste nó de Choiste Speisialta, go gcuirfidh aon chomhalta in iúl don Chathaoirleach nach bhfuil córam i láthair, nó más léir sin ó thuairisc vótála, agus más rud é i gceann seal nach lú ná ocht nóiméad go mbeifear fós gan chóram, cuirfidh an Cathaoirleach an cruinniú ar fionraí go dtí uair is déanaí ná sin agus a luafaidh sé, nó cuirfidh sé an cruinniú ar athló go dtí lá ina dhiaidh sin gan ceist a chur; agus ní mheasfar aon chinneadh a bheith déanta leis an vótáil sin; agus déanfar an uair a cuireadh an cruinniú ar athló amhlaidh, mar aon le hainmneacha na gcomhaltaí a bhí i láthair, a chur síos i miontuairiscí imeachtaí an Choiste nó a thaifeadadh ar cibé slí a ordóidh Cléireach an Choiste lena mbaineann.

Mí-ord i gCoistí.

84. (1) Ordóidh Cathaoirleach Buan-Choiste, Roghchoiste nó Coiste Speisialta —

- (a) do chomhalta den Choiste,
- (b) do chomhalta de Sheanad Éireann a bheidh i láthair de bhun Bhuan-Ordú 80, nó
- (c) do dhuine a n-údaraítear dó ar shlí eile a bheidh i láthair leis na Buan-Orduithe seo nó le téarmaí tagartha an Choiste,

a bheidh á iompar nó á hiompar féin go han-mhí-ordúil imeacht láithreach ón gcrúinniú den

a meeting for a subsequent day or for a later time on the same day.

(2) If at any stage during a meeting of a Standing, Select or Special Committee, any member calls the attention of the Chairman to the fact that a quorum is not present, or if on the report of a division, such fact shall appear, and if after a lapse of time of not less than eight minutes, a quorum is still not present, the Chairman shall suspend the meeting to a later hour to be named by him, or shall adjourn the meeting without question put to a subsequent day; and no decision shall be considered to have been arrived at by such division; and the hour of such adjournment, as also the names of the members present, shall be entered in the minutes of proceedings of the Committee or recorded in such manner as the Clerk to the Committee concerned may direct.

84. (1) The Chairman of a Standing, Select or Special Committee shall order—

Disorder in
Committee.

- (a) a member of the Committee,
- (b) a member of Seanad Éireann attending pursuant to Standing Order 80, or
- (c) a person whose attendance is otherwise authorised by these Standing Orders or by the Committee's orders of reference,

whose conduct is grossly disorderly to withdraw immediately from the meeting of the Committee

Choiste agus fanacht as ar feadh an chuid eile den chruinniú sin. An comhalta nó an duine eile a n-ordófar dó nó di imeacht de bhun an Bhuan-Ordaithe seo, imeoidh sé nó sí láithreach ón gcruinniú.

(2) Más rud é gur dóigh le Cathaoirleach Buan-Choiste, Roghchoiste nó Coiste Speisialta, ar aon ócáid, nach leor na cumhachtaí a thugtar faoi mhír (1) den Bhuan-Ordú seo chun déileáil leis an gcion, féadfaidh sé nó sí a mholadh go dtabharfaidh an Coiste tuarascáil don Seanad i ndáil leis an ní.

Cruinniú de Bhuan-Choiste, de Roghchoiste nó de Choiste Speisialta a chur ar athló nó ar fionraí i gcás mí-oird mhóir.

85. I gcás mí-oird mhóir, féadfaidh Cathaoirleach Buan-Choiste, Roghchoiste nó Coiste Speisialta an cruinniú a chur ar athló gan ceist a chur, nó féadfaidh sé an cruinniú a chur ar fionraí go ceann tréimhse a luafaidh sé.

Cruinnithe Coiste a chur ar fionraí.

86. Féadfar tairiscint go gcuirfear cruinniú de Bhuan-Choiste, de Roghchoiste nó de Choiste Speisialta ar fionraí go dtí tráth is déanaí an lá céanna a dhéanamh, le cead ó Chathaoirleach an Choiste, agus gan fógra. Ceapfar leis an tairiscint sin an tráth a atosóidh an cruinniú. Ní ghlacfar le haon tairiscint den sórt sin más dóigh le Cathaoirleach an Choiste í a bheith á déanamh chun moill nó toirmeasc a chur ar an ngnó.

Cruinnithe Príobháideacha Coistí.

87. (1) Faoi réir mhír (2) den Bhuan-Ordú seo, féadfaidh comhaltaí de Sheanad Éireann cuairteoirí agus ionadaithe údaraithe Nuachtán a

for the remainder of that meeting. The member or other person ordered to withdraw in pursuance of this Standing Order shall forthwith withdraw from the meeting.

(2) If, on any occasion, the chairman of a Standing, Select or Special Committee deems that the powers conferred under paragraph (1) of this Standing Order are inadequate to deal with the offence, he or she may propose that a report of the Committee be made to the Seanad in relation to the matter.

85. In the case of great disorder, the Chairman of a Standing, Select or Special Committee may adjourn the meeting without question put or may suspend the meeting for a time to be named by him.

Adjournment or suspension of meeting of Standing, Select or Special Committee in case of great disorder.

86. A motion that a meeting of a Standing, Select or Special Committee be suspended until a later time on the same day may be made, by permission of the Chairman of the Committee, and without notice. Such motion shall fix the time of the resumption of the meeting. Any such motion which is deemed by the Chairman of the Committee to be dilatory or obstructive shall not be accepted.

Suspension of Committee Meetings.

87. (1) Subject to paragraph (2) of this Standing Order, visitors and authorised representatives of the Press may be introduced

Private Meetings of Committees.

thabhairt isteach chuig cruinnithe de Bhuan-Choistí, de Roghchoistí nó de Choistí Speisialta.

(2) Féadfaidh Buan-Choiste, Roghchoiste nó Coiste Speisialta tráth ar bith, le hordú, teacht le chéile go príobháideach agus dúnfar gach cuairteoir agus ionadaí údaraithe Nuachtán amach as an Seomra fad a bheidh an t-ordú sin i bhfeidhm.

Cléireach Coiste
do scaipeadh
doiciméad.

88. Ní dhéanfar aon doiciméad a gheobhaidh Cléireach Buan-Choiste nó Roghchoiste nó Fochoiste de a choimeád siar, a tharraingt siar nó a athrú gan fhios don Choiste, nó don Fhochoiste, de réir mar is cuí, nó gan ceadú uaidh. Chun críocha an Bhuan-Ordaithe seo, féadfar a chur in iúl do chomhaltaí go bhfuarthas doiciméid den sórt sin, le toiliú an Choiste nó an Fhochoiste lena mbaineann, trí liosta de dhoiciméid den sórt sin a scaipeadh ó am go ham, de réir mar a chinnefidh an Coiste nó an Fochoiste.

An Coiste
Roghnóireachta.

89. I dtosach gach Seanaid ceapfar coiste dá ngairfear an Coiste Roghnóireachta agus, mura mbeidh a mhalairt ordaithe, ainmneoidh an Coiste sin na Seanadóirí a bheidh le fónamh ar Roghchoistí nó ar Choistí Speisialta agus beidh cumhacht aige comhaltaí de na Coistí sin a urscaoileadh ó am go ham toisc gan iad a theacht i láthair nó ar a n-iarratas féin, agus comhaltaí eile a cheapadh in ionad na gcomhaltaí a urscaoilfear. Aon Seanadóir déag, ar a n-áirítear an Leas-Chathaoirleach, a bheidh ar an gCoiste Roghnóireachta, agus beidh an Leas-

by members of Seanad Éireann to meetings of Standing, Select or Special Committees.

(2) A Standing, Select or Special Committee may at any time, by order, meet in private and all visitors and authorised representatives of the Press shall be excluded for the duration of such order.

88. No document received by the Clerk to a Standing or Select Committee or a sub-Committee thereof shall be withheld, withdrawn or altered without the knowledge and approval of the Committee or sub-Committee, as may be appropriate. For the purposes of this Standing Order, the receipt of such documents may, with the consent of the Committee or sub-Committee concerned, be brought to the attention of members by the circulation, from time to time as the Committee or sub-Committee may decide, of a list of such documents.

Circulation of Documents by Clerk to Committee.

89. There shall be appointed at the commencement of every Seanad a committee to be known as the Committee of Selection, which, unless it shall have been otherwise ordered, shall nominate the Senators to serve on Select or Special Committees and which shall have power to discharge members of such Committees from time to time for non-attendance or at their own request, and to appoint others in substitution for those discharged. The Committee of Selection shall consist of eleven Senators including the Leas-Chathaoirleach who shall be *ex officio*

Committee of Selection.

Chathaoirleach ina Chathaoirleach *ex officio* ar an gCoiste. Ceathrar is córam don Choiste.

An Coiste um
Nós Imeachta
agus Pribhléidí
agus an Fochoiste
um
Inordaitheacht.

90. (1) I dtosach gach Seanaid beidh Buan-Choiste arna bhunú dá ngairfear an Coiste um Nós Imeachta agus Pribhléidí:—

- (a) chun cúrsaí nós imeachta i gcoitinne a bhreithniú agus chun aon bhreisiú nó leasú a mheasfar is gá a mholadh ar na Buan-Orduithe seo;
- (b) chun breithniú agus tuairisciú a dhéanamh, de réir mar a iarrfar agus nuair a iarrfar sin air, maidir le pribhléidí comhaltaí;
- (c) gan dochar do ghinearáltacht mhír (a), chun maoirseacht a dhéanamh ar an nós imeachta i mBuan-Choistí, i Roghchoistí, agus i gCoistí Speisialta (de réir mar a bheidh), cibé acu ar iarratas ón gCoiste iomchuí nó ar shlí eile, agus chun scrúdú a dhéanamh, más cuí, ar ról na gCoistí de réir mar a bheidh siad ag forbairt.

(2) Beidh cumhacht ag an gCoiste Fochoistí a cheapadh agus aon ní a chuimsítear leis an mBuan-Ordú seo a chur faoi bhráid Fochoistí den sórt sin agus aon cheann dá chuid cumhachtaí faoin mBuan-Ordú seo a tharmligean chun Fochoistí den sórt sin.

(3) Beidh cumhacht ag an gCoiste gníomhú thar ceann Sheanad Éireann agus thar ceann Comhaltaí de Sheanad Éireann i ndáil le haon

Chairman of the Committee. The quorum of the Committee shall be four.

90. (1) There shall stand established at the commencement of every Seanad a Standing Committee to be known as the Committee on Procedure and Privileges, to:—

Committee on
Procedure and
Privileges and
Sub-Committee
on
Compellability.

- (a) consider matters of procedure generally and to recommend any additions or amendments to these Standing Orders that may be deemed necessary;
- (b) consider and report, as and when requested to do so, as to the privileges attaching to members;
- (c) without prejudice to the generality of paragraph (a), oversee the procedure in Standing, Select and Special Committees (as the case may be), whether by request from the relevant Committee or otherwise, and to examine, where appropriate, the role of the Committees as they evolve.

(2) The Committee shall have power to appoint sub-Committees and to refer to such sub-Committees any matter comprehended by this Standing Order and to delegate any of its powers under this Standing Order to such sub-Committees.

(3) The Committee shall have power to act on behalf of Seanad Éireann and members of

imeachtaí dlí nó le haon éisteacht nó fiosrúchán poiblí eile.

(4) Beidh cumhacht ag an gCoiste:

- (a) seirbhísí daoine a bhfuil saineolas nó eolas teicniúil acu a fhostú d'fhonn cabhrú leis nó le haon fhochoiste dá chuid le linn nithe áirithe a bhreithniú;
- (b) tabhairt faoi thaisteal mar a mhínítear i mBuan-Ordú 71(9) (seachas fomhír (a) den chéanna);
- (c) tuarascálacha a chlóbhualadh agus a fhoilsiú agus fochoistí a údarú chun tuairisciú go díreach chun an tSeanaid mar a mhínítear i mBuan-Ordú 75(1).

(5) De réir fhorálacha an Achta um Choistí Thithe an Oireachtais (Inordaitheacht, Pribhléidí agus Díolúintí Finnéithe), 1997, beidh Fochoiste arna bhunú i dtosach gach Seanaid dá ngairfear an Fochoiste um Inordaitheacht, agus ar a mbeidh cúig chomhalta ar triúr díobh is córam dó. Maidir leis an bhFochoiste—

- (a) déanfaidh sé na feidhmeanna a thugtar dó leis an Acht a chomhlíonadh,
- (b) déanfar é a chomhcheangal, de réir mar a cheanglófar agus nuair a cheanglófar amhlaidh chun críocha an Achta, lena shamhail d'Fhochoiste den Choiste Dála um Nós Imeachta agus Pribhléidí, chun bheith ina Chomh-Fhochoiste um Inordaitheacht chun na feidhmeanna a thugtar dó leis an Acht a chomhlíonadh.

Seanad Éireann in relation to any legal proceedings or other public hearing or inquiry.

(4) The Committee shall have power:—

- (a) to engage the services of persons with specialist or technical knowledge to assist it or any of its sub-Committees in considering particular matters;
- (b) power to travel as defined in Standing Order 71(9) (other than subparagraph (a) thereof);
- (c) to print and publish reports and to authorise sub-Committees to report directly to the Seanad as defined in Standing Order 75(1).

(5) There shall stand established at the commencement of every Seanad, in accordance with the provisions of the Committees of the Houses of the Oireachtas (Compellability, Privileges and Immunities of Witnesses) Act, 1997, a sub-Committee, which shall be called the sub-Committee on Compellability, and shall consist of five members of whom three shall constitute a quorum. The sub-Committee shall—

- (a) perform the functions conferred upon it by the Act,
- (b) be joined, as and when required for the purposes of the Act, with a similar sub-Committee of the Dáil Committee on Procedure and Privileges, to form the Joint sub-Committee on Compellability to perform the functions conferred upon it by the Act.

(6) Is iad a bheidh ar an gCoiste an Cathaoirleach, arb é a bheidh ina Chathaoirleach ar an gCoiste *ex officio*, an Leas-Chathaoirleach, Treoraí an Tí agus naonúr comhalta eile. Mura féidir don Chathaoirleach bheith i láthair, féadfaidh an Leas-Chathaoirleach gníomhú ina ionad. Cúigear is córam don Choiste.

An Coiste um
Leasanna
Chomhaltaí
Sheanad Éireann.

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

(2) Is é a bheidh ar an gCoiste, arb é an Coiste Roghnóireachta a ainmneoidh é, an Cathaoirleach (arb é Cathaoirleach an Choiste é), agus seisear Seanadóir eile agus beidh combhionadaíocht ag an Rialtas agus ag an bhFreasúra air, agus más féidir é, beidh ionadaí ó gach Grúpa / Páirtí air a bhfuil ionadaíocht aige i Seanad Éireann.

(3) Cúigear is córam don Choiste ar duine acu an Cathaoirleach.

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

(5) I gcás comhalta a bheith as láthair ó chruinniú áirithe den Roghchoiste, féadfaidh comhalta eile de Sheanad Éireann, arna ainmniú

(6) The Committee shall consist of the Cathaoirleach, who *ex officio* shall be Chairman, the Leas-Chathaoirleach, the Leader of the House and nine other members. In the unavoidable absence of the Cathaoirleach, the Leas-Chathaoirleach may act as Chairman in his stead. The quorum of the Committee shall be five.

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

Committee on
Members'
Interests of
Seanad Éireann.

(2) The Committee which shall be nominated by the Committee of Selection shall consist of the Cathaoirleach (who shall be Chairman), and six other Senators who shall be equally representative of the Government and Opposition and include where possible, a representative of each Group / Party represented in Seanad Éireann.

(3) The quorum of the Committee shall be five, one of whom shall be the Cathaoirleach.

(4) 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.

(5) In the absence from a particular meeting of the Select Committee of a member, another member of Seanad Éireann, nominated by the

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.

(6) Beidh an chumhacht ag an gCoiste 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 Poiblí, 1995 agus 2001.

(7) 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.

(8) Beidh cumhacht ag an gCoiste chun taisteal mar a mhínítear i mBuan-Ordú 71 (9).

Achainí a thabhairt ar aghaidh.

92. (1) Breithneoidh an Seanad, de réir fhorálacha an Bhuan-Ordaithe seo agus Bhuan-Ordaithe 93, 94 agus 95, achainí arna dfríú chuige i ndáil lena chumhachtaí reachtúla nó i ndáil le saincheist beartais phoiblí. Féadfaidh pearsa aonair, comhlacht corpraithe nó comhlachas neamhchorpraithe daoine achainí a thabhairt.

(2) Luafar go soiléir in achainí—

(a) ainm an achainígh;

(b) seoladh de chuid an achainígh ar chóir gach comhfhreagras a bhaineann leis an achainí a sheoladh chuige; agus

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 stead.

(6) The Committee shall have the power to 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 Acts, 1995 and 2001.

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

(8) The Committee shall have power to travel as defined in Standing Order 71 (9).

92. (1) The Seanad shall consider, in accordance with the provisions of this Standing Order and Standing Orders 93, 94 and 95, a petition addressed to it in relation to its legislative powers or an issue of public policy. A petition may be brought in by an individual person, a body corporate or an unincorporated association of persons.

Bring forward a petition.

(2) A petition shall clearly indicate—

(a) the name of the petitioner;

(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.

(3) Is é Coiste Achainíocha Poiblí an tSeanaid (an Coiste) a chinnefidh an fhoirm chuí ina mbeidh achainíocha.

(4) Féadfar achainí a thaisceadh leis an gCléir-each, nó a sheoladh le ríomhphost chuig an gCléireach, aon tráth a bheidh oifig an Chléirigh ar oscailt. Féadfaidh an t-achainíoch achainíocha a thaisceadh nó a sheoladh nó féadfaidh comhalta iad a thaisceadh nó a sheoladh thar ceann an achainígh.

Inghlacthacht
Achainíocha.

93. (1) Tá achainí inghlactha mura rud é—

(a) go n-iarrtar léi ar an Seanad aon ní a dhéanamh seachas ní a bhfuil cumhacht ag an Seanad é a dhéanamh;

(b) nach gcomhlíonann sí na Buan-Orduithe nó nach bhfuil sí i bhfoirm chuí ar shlí eile;

(c) go bhfuil sí *sub-judice*;

(d) go bhfuil ainm nó ainmneacha pearsana aonair inti;

(e) go bhfuil teanga inti atá colúil nó clúmhillteach; agus

(f) gurb ionann í agus achainí, nó go bhfuil sí i dtéarmaí atá go substaintiúil de shamhail achainí, a thug an duine céanna, an comhlacht corpraithe céanna nó an comhlachas neamhchorpraithe céanna, nó a tugadh thar a cheann nó thar a ceann, le linn shaolré an tSeanaid sin agus a dúnadh le comhaontú an Choiste.

- (c) the name and address of any person supporting the petition.

(3) The Seanad Public Petitions Committee (the Committee) shall determine the proper form of petitions.

(4) A petition may be lodged with the Clerk, or sent to the Clerk by e-mail, at any time when the office of the Clerk is open. Petitions may be lodged or sent by the petitioner or by a member on behalf of the petitioner.

93. (1) A petition is admissible unless it— Admissibility of petitions.

- (a) requests the Seanad to do anything other than the Seanad has power to do;
- (b) does not comply with Standing Orders or is otherwise not in proper form;
- (c) is *sub-judice*;
- (d) contains the name or names of individuals;
- (e) contains language which is offensive or defamatory; and
- (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.

I ndáil le hachainíocha inghlactha, beidh feidhm freisin ag na forálacha seo a leanas:

- (i) ní mór achainí ó chomhlacht corpraithe a dhéanamh faoi ghnáthshéala na Corparáide. Mura bhfuil sí déanta amhlaidh, féachfar uirthi mar achainí ó na daoine aonair a shínigh í;
- (ii) ní ceadmhach achainí a bheith ag plé le gearáin a bhaineann le nithe áitiúla nó réigiúnacha atá faoi rialú na n-údarás áitiúil ná le nithe ar mó is cuí do chomhlacht poiblí rialaitheach nó comhlacht arna bhunú chun críche sásaimh amhail an tOmbudsman iad.

(2) Breithneoidh an Coiste agus cinnfidh sé i gcás díospóide an bhfuil achainí inghlactha agus tabharfaidh sé fógra don achainíoch i dtaobh a chinnidh agus i dtaobh na gcúiseanna atá leis.

Beart mar gheall ar achainí.

94. (1) Má tá achainí inghlactha, déanfaidh an Coiste cibé beart is cuí leis i ndáil leis an achainí sin.

(2) Féadfaidh an Coiste—

- (a) an achainí a tharchur chuig aon Chomhchoiste eile den Seanad agus den Dáil is cuí leis;
- (b) tuairisciú don Seanad uile; nó
- (c) an achainí a dhúnadh faoi na Buan-Orduithe.

In relation to admissible petitions the following provisions shall also apply:

- (i) a petition from a body corporate must be made under the common seal of the Corporation. Otherwise, it will be viewed as a petition of the individuals who signed it;
- (ii) a petition cannot deal with complaints relating to local or regional matters under the control of the local authorities or matters which are more appropriate to a regulatory public body or body established for the purpose of redress such as the Ombudsman.

(2) 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.

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

(2) The Committee may—

- (a) refer the petition to any other Joint Committee of the Seanad and Dáil as it considers appropriate;
- (b) report to the whole Seanad; or
- (c) close the petition under Standing Orders.

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

Achainíoch a dhúnadh.

95. (1) Féadfaidh an Coiste, nó aon Choiste eile a mbeidh achainí tarchurtha chuige, achainí a dhúnadh aon tráth.

(2) I gcás go ndúnfaidh Coiste achainí tabharfaidh sé fógra don achainíoch go bhfuil an achainí dúnta agus i dtaobh na gcúiseanna ar dúnadh í.

An Comhchoiste Riaracháin.

96. (1) Beidh arna bhunú, i dtosach gach Seanaid, Buanchoiste a chomhcheanglófar le Coiste dá shamhail de chuid na Dála chun bheith ina Chomhchoiste Riaracháin.

(2) Déanfaidh an Coiste ionadaíocht do thuirimí comhaltaí i dtaca le soláthar seirbhísí do na Tithe agus ag na Tithe i gcoitinne, agus féadfaidh sé moltaí maidir leis sin a dhéanamh do Choimisiún Thithe an Oireachtais (“an Coimisiún”).

(3) Beidh moltaí ón gCoiste faoi réir na nithe seo a leanas—

- (a) ceadú an Choimisiúin i ndáil le himpleachtaí airgeadais na moltaí sin;
- (b) údarás rialála an Choimisiúin nó an Aire Airgeadais, mar a fhoráiltear le dlí; agus
- (c) an gá atá le héifeachtacht agus barainneacht i dtaca le húsáid acmhainní an Choimisiúin agus cúinsí luach ar airgead i gcoitinne.

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

95. (1) The Committee, or any other Committee to which a petition has been referred, may close a petition at any time. Closing petitions.

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

96. (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 constitute the Joint Administration Committee. Joint Administration Committee.

(2) The Committee shall represent the views of members on the provision of services for and by the Houses generally, and may make recommendations thereon to the Houses of the Oireachtas Commission (“the Commission”).

(3) Recommendations of the Committee shall be subject to—

- (a) the sanction of the Commission in relation to the financial implications of such recommendations;
- (b) the regulatory authority of the Commission or the Minister for Finance, as provided by law; and
- (c) the requirement for efficiency and economy in the use of Commission resources and value for money considerations generally.

(4) Gan dochar do ghinearáltacht mhír (2), féadfaidh an Coiste comhairle a thabhairt don Choimisiún, agus moltaí a dhéanamh chuige ar mhodh tuarascála, maidir leis na nithe seo a leanas—

(a) Seirbhísí do Chomhaltaí, lena n-áirítear:

- (i) saoráidí rúnaíochta agus eile;
- (ii) seirbhísí leabharlainne agus taighde; agus
- (iii) seirbhísí comhairle dlí (de réir bhrí alt 4(2)(e) de na hAchtanna um Choimisiún Thithe an Oireachtais 2003 agus 2006).

(b) Cóiríocht agus saoráidí, lena n-áirítear:

- (i) na beáir, an siopa agus na bialanna;
- (ii) na dálaí faoina seolann, nó na háitribh ina seolann, comhaltaí a gcuid dualgas; agus
- (iii) slándáil agus rochtain

(c) Seirbhísí Cumarsáide, lena n-áirítear:

- (i) oideachas, caidreamh leis na meáin agus seirbhísí faisnéise poiblí; agus
- (ii) craoladh (den uile chineál) imeachtaí Sheanad Éireann agus a Choistí, lena n-áirítear rialacha tuairisceoireachta agus rochtain ar an gcartlann,

(4) Without prejudice to the generality of paragraph (2), the Committee may advise, and make recommendations by way of report to, the Commission, on—

(a) Members' Services, including:

- (i) secretarial and other facilities;
- (ii) library and research services; and
- (iii) legal advice services (within the meaning of section 4(2)(e) of the Houses of the Oireachtas Commission Acts 2003 and 2006).

(b) Accommodation and facilities, including:

- (i) the bars, shop and restaurants;
- (ii) the conditions or premises in which members carry out their duties; and
- (iii) security and access.

(c) Communications Services, including:

- (i) education, media relations and public information services; and
- (ii) broadcasting (in all its forms) of the proceedings of Seanad Éireann and its Committees, including rules of coverage and archive access,

Ar choinníoll, i ndáil le craoladh, go ndéanfaidh an Coiste:

- (I) na socruithe faireacháin is gá a chomhall do theilifísiú in-Tí agus do chraoladh fuaimne agus teilifísithe Sheanad Éireann agus a Choistí;
 - (II) athbhreithniú agus modhnú ar na rialacha tuairisceoireachta do theilifísiú imeachtaí Sheanad Éireann agus a Choistí;
 - (III) na rialacha rochtana a chinneadh i leith chartlann imeachtaí Sheanad Éireann agus a Choistí; agus
 - (IV) a chinneadh, faoi réir thoiliú Choimisiún Thithe an Oireachtais, ó am go ham, na táillí is iníoctha i leith chraoladh imeachtaí Sheanad Éireann agus a Choistí.
- (d) Cibé nithe eile a tharchuirfidh an Coimisiún chuig an gCoiste ó am go ham.
- (5) Gach tuarascáil a dhéanfaidh an Comhchoiste, tarchuirfear í chuig an gCoimisiún agus a Choiste Bainistíochta, agus féadfaidh an Coimisiún freagra foirmiúil a ullmhú ar na moltaí atá inti.
 - (6) Naonúr comhaltaí de Sheanad Éireann a bheidh ar an mBuanchoiste agus áireofar orthu Ceannairí nó Aoirí na bPáirtithe/na nGrúpaí, más féidir. I gcás Seanadóir a bheidh ainmnithe chun

Provided, that in relation to broadcasting, the Committee shall:

- (I) discharge the necessary monitoring arrangements for in-House televising and for sound and televised broadcasting of Seanad Éireann and its Committees;
 - (II) review and modify the rules of coverage for the televising of proceedings of Seanad Éireann and its Committees;
 - (III) determine rules of access in respect of the archive of proceedings of Seanad Éireann and its Committees; and
 - (IV) determine, subject to the 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.
- (d) Such other matters as may be referred to the Committee by the Commission from time to time.

(5) Every report which the Joint Committee may make shall be referred to the Commission and its Management Committee, which may prepare a formal response to the recommendations therein.

(6) The Standing Committee shall consist of nine members of Seanad Éireann and shall include the Party/Group Leaders or Whips, where feasible. In the absence of a Senator

fónamh ar an gCoiste a bheith as láthair, beidh feidhm ag forálacha Bhuan-Ordú 80. Cúigear is córam don Chomhchoiste, ar comhalta de Dháil Éireann duine amháin díobh ar a laghad agus ar comhalta de Sheanad Éireann duine amháin díobh ar a laghad. Áireofar ar an gComhchoiste comhalta amháin den Choimisiún ar a laghad (cibé acu is Teachta nó Seanadóir é nó í). Beidh Cathaoirleach an Chomhchoiste ina Chomhalta nó ina Comhalta de Dháil Éireann.

(7) Beidh na cumhachtaí seo a leanas ag an gComhchoiste:

- (a) cumhacht Fochoistí a cheapadh, mar a mhínítear i mBuan-Ordú 71(3);
- (b) cumhacht sainchomhairleoirí a fhostú, mar a mhínítear i mBuan-Ordú 71(8); agus
- (c) cumhacht chun taisteal, mar a mhínítear i mBuan-Ordú 71(9).

(8) Beidh cumhacht ag an gComhchoiste daoine a ainmniú chun cabhrú leis ina phléití; agus freastalóidh na daoine sin ar cibé cruinnithe a chinnfidh an Comhchoiste.

(9) Tabharfaidh an Comhchoiste tuarascáil don Choimisiún ar a chuid gníomhaíochtaí ar bhonn bliantúil, faoin 31 Nollaig gach bliain.

97. Go n-údarófar do chraoltóirí náisiúnta, áitiúla agus coigríche craoladh fuaimne agus físe a dhéanamh ar imeachtaí an tSeanaid agus a chuid Coistí, agus go n-údarófar freisin é sin a dhéanamh ar an idirlíon trí mheán an ghréasáin

nominated to serve on the Committee the provisions of Standing Order 80 shall apply. The quorum of the Joint Committee shall be five, of whom at least one shall be a member of Dáil Éireann and one a member of Seanad Éireann. The Joint Committee shall include at least one member of the Commission (whether Deputy or Senator). The Chairman of the Joint Committee shall be a member of Dáil Éireann.

(7) The Joint Committee shall have the following powers:

- (a) power to appoint sub-Committees as defined in Standing Order 71(3);
- (b) power to engage consultants as defined in Standing Order 71(8); and
- (c) power to travel as defined in Standing Order 71(9).

(8) The Joint Committee shall have power to nominate persons to assist it in its deliberations; and such persons shall attend such meetings as the Joint Committee may determine.

(9) The Joint Committee shall report to the Commission on its activities on an annual basis, by 31 December each year.

97. That the broadcasting on sound and vision of the proceedings of the Seanad and its Committees by national, local and foreign broadcasters, and also on the internet via the

Conditions on
Broadcasting of
Proceedings.

dhomhanda ach sin faoi réir na gcoinníollacha seo a leanas:—

- (a) nach ndéanfar taifeadtaí ná sleachta de na himeachtaí a úsáid i gcláir siamsaíochta, i gcláir aoire polaitiúla, i gcrailtaí páirtithe polaitíochta ná in aon chineál fógraíochta ná poiblíochta, seachas i bhfoirm tréiléar do chláir nuachta agus cúrsaí reatha;
- (b) go gcinnteoidh craoltóirí go mbainfidh cothromaíocht pholaitíochta leis an ábhar a úsáideann said;
- (c) go gceadófar do chraoltóirí, faoi réir cheadú an Chomhchoiste Riaracháin nó Fochoiste de, tuairisciú beo a dhéanamh ar aon mhír gnó ach sin faoi réir na gcoinníollacha seo a leanas:
 - (i) nach gcuirfear isteach ar an mír sin le tráchttaireacht, anailísiú ná agáí tráchtála; agus
 - (ii) nach ndéanfar an mhír sin a athchraoladh go hiomlán ná go páirteach ach amháin mar a cheadaítear sa Bhuan-Ordú seo agus faoi réir a théarmaí; agus
- (d) go ndéanfar an cóipcheart sa chlosábhar agus san ábhar teilifísithe go léir a dhílsiú don Chathaoirleach thar ceann Sheanad Éireann agus a chuid Coistí.

world wide web, shall be authorised subject to the following conditions:—

- (a) that recordings or extracts of the proceedings shall not be used in programmes of light entertainment, political satire, party political broadcasts or in any form of advertising or publicity, other than in the form of news and current affairs programme trailers;
- (b) that broadcasters shall ensure political balance in the material they use;
- (c) that, subject to the approval of the Joint Administration Committee or a sub-Committee thereof, broadcasters may be permitted to carry live coverage of any item of business subject to the following provisos:
 - (i) that such item shall not be interrupted by commentary, analysis or commercial breaks; and
 - (ii) that such item may not be re-broadcast in whole or in part except as permitted in and subject to the terms of this Standing Order; and
- (d) that copyright of all audio and televised material shall be vested in the Cathaoirleach on behalf of Seanad Éireann and its Committees.

98. (1) There shall stand established a Working Group of Committee Chairmen

Working Group
of Committee
Chairmen.

Cathaoirleach gach Buan-Choiste, Roghchoiste, Coiste Speisialta agus Comhchoiste, seachas an Coiste um Nós Imeachta agus Pribhléidí, chun na feidhmeanna atá leagtha amach sa Bhuan-Ordú seo a chomhlíonadh.

(2) Féadfaidh an Gasra Oibre breithniú a dhéanamh ar nithe a fhearann ar sheirbhísí do Choistí i gcoitinne, féadfaidh sé idirchaidreamh a dhéanamh agus dul i gcomhairle maidir le hábhair comhleasa do Chathaoirligh Coistí, agus déanfaidh sé moltaí:

- (a) i dtaca le cionroinnt airgid a bheidh ar fáil do Choistí le haghaidh comhairleachta agus taistil, ach sin faoi réir thoiliú Choimisiún Thithe an Oireachtais;
- (b) i dtaca le leithroinnt na cóiríochta a bheidh ar fáil i gcomhair cruinnithe Coistí; agus
- (c) i dtaca le haon ní eile a chuirfear chun an Ghasra Oibre ó am go ham:

ar choinníoll nach ndéanfar aon mholadh den sórt sin i ndáil leis an gCoiste um Nós Imeachta agus Pribhléidí d'fheidhmiú a chumhachtaí faoi Bhuan-Ordú 90.

(3) Féadfaidh an Gasra Oibre freisin, faoi réir fhorálacha an Achta um Fhoireann Thithe an Oireachtais, 1959, agus faoi réir thoiliú Choimisiún Thithe an Oireachtais, moltaí a dhéanamh faoi aon ní a bhaineann le soláthar seirbhísí do Choistí atá faoina chúram.

consisting of the Chairman of each Standing, Select, Special and Joint Committee, other than the Committee on Procedure and Privileges, to perform the functions set out in this Standing Order.

(2) The Working Group may consider matters affecting services to Committees generally, may liaise and consult on matters of common interest to Committee Chairmen, and shall make recommendations in relation to:

- (a) apportionment of monies available to Committees for consultancy and travel, subject to the consent of the Houses of the Oireachtas Commission;
- (b) allocation of accommodation available for Committee meetings; and
- (c) any other matter which may be referred to the Working Group from time to time:

provided that no such recommendation shall be made in relation to the exercise by the Committee on Procedure and Privileges of its powers under Standing Order 90.

(3) The Working Group may, subject to the provisions of the Staff of the Houses of the Oireachtas Act, 1959, and the consent of the Houses of the Oireachtas Commission, also make recommendations on any matter relevant to the provision of services to Committees falling within its remit.

RÓL SHEANAD ÉIREANN FAOI AIRTEAGAL 29.4 DEN
BHUNREACTH (AN CONRADH AR AN AONTAS
EORPACH AGUS AN CONRADH AR FHEIDHMIÚ AN
AONTAIS EORPAIGH: CONRADH LIOSPÓIN)

Socruithe
idirthréimhseacha.

99. (1) Beidh arna bhunú ar thosach gach Seanaid Roghchoiste a mbeidh na cumhachtaí a leagtar amach i mBuan-Orduithe 101, 102 agus 103 arna dtabhairt dó.

(2) Ceapfaidh an Seanad, tráth nach déanaí ná an tríú lá suí i ndiaidh an tosaigh sin agus ar ainmniú ón gCoiste Roghnóireachta, sé chomhalta chuig an Roghchoiste a bhunófar faoi mhír (1) den Bhuan-Ordú seo, ar córam triúr d'fobh, agus le linn dó é sin a dhéanamh, déanfaidh sé—

- (a) na feidhmeanna a bheidh le comhlíonadh ag an Roghchoiste a mhíniú, agus
- (b) na cumhachtaí, más ann, a bheidh le tarmligean chun an Roghchoiste faoi Bhuan-Ordú 71 a mhíniú.

Treoracha do
Roghchoistí
áirithe.

100. (1) Maidir le Roghchoiste dá mbeidh cumhachtaí tugtha faoi Bhuan-Orduithe 101, 102 nó 103 agus a bheidh comhcheangailte le Roghchoiste arna cheapadh ag Dáil Éireann chun comhchoiste a dhéanamh, féadfaidh sé a chinneadh, áfach, gníomhú mar Roghchoiste den Seanad maidir le ní sonraithe nó nithe sonraithe nó ar feadh tréimhse ama sonraithe chun na cumhachtaí a dúradh a fheidhmiú.

(2) Beidh sé ina threoir do Roghchoiste dá mbeidh cumhachtaí tugtha faoi Bhuan-Orduithe 101, 102 nó 103 nach ndéanfaidh sé breithniú ar aon ní a chuimsítear leis na Buan-Orduithe a

ROLE OF SEANAD ÉIREANN UNDER ARTICLE 29.4 OF THE CONSTITUTION (TREATY ON EUROPEAN UNION AND TREATY ON THE FUNCTIONING OF THE EUROPEAN UNION: THE LISBON TREATY)

99. (1) There shall stand established, at the commencement of every Seanad, a Select Committee which shall stand conferred with the powers set out in Standing Orders 101, 102 and 103.

Transitional arrangements.

(2) The Seanad shall, not later than the third sitting day following such commencement and on the nomination of the Committee of Selection, appoint six members to the Select Committee established under paragraph (1) of this Standing Order, of whom three shall constitute a quorum, and in so doing, shall—

- (a) define the functions to be performed by the Select Committee, and
- (b) define the powers, if any, to be devolved upon the Select Committee under Standing Order 71.

100. (1) A Select Committee on which powers have been conferred under Standing Orders 101, 102 or 103 and which has been joined with a Select Committee appointed by Dáil Éireann to form a joint committee may nevertheless decide to act as a Select Committee of the Seanad in respect of a specified matter or matters or for a specified time period for the purpose of exercising the said powers.

Instructions to certain Select Committees.

(2) It shall be an instruction to a Select Committee on which powers have been conferred under Standing Orders 101, 102 or 103 that it shall not enter into consideration of any matter comprehended by the aforementioned Standing

luadh cheana i gcás go mbeidh an ní sin á bhreithniú cheana féin ag Roghchoiste eile.

(3) Beidh de chumhacht ag gach Roghchoiste dá mbeidh cumhachtaí tugtha faoi Bhuan-Orduithe 101, 102 nó 103 a iarraidh ar Roghchoiste eile de cheachtar Teach dá mbeidh na cumhachtaí sin tugtha sa tslí chéanna go dtionólfar comhchruinniú den dá Choiste chun ní sonrach nó nithe sonracha comhghníomaíochta a bhreithniú agus, i gcás aon chomhchruinnithe den sórt sin—

- (a) gníomhóidh Cathaoirleach an Choiste iarrthaigh mar Chathaoirleach agus, mura féidir don Chathaoirleach a bheith i láthair, beidh feidhm ag forálacha Bhuan-Ordú 79(2) agus (3);
- (b) beidh feidhm ag forálacha an dá Choiste i dtaobh córaim fairis an modhnú go laghdófar gach córam den sórt sin de leath agus ansin go gothromrófar é suas go dtí an chéad slánuimhir eile is gaire; agus
- (c) ní bheidh feidhm ag orduithe tagartha an dá Choiste ach amháin a mhéid is orduithe iad a bhaineann leis an dá Choiste.

Dréachtghníomhartha
reachtacha:
teorainn ocht
seachtain chun
tuairim a
thabhairt ar shárú
na coimhdeachta
("cárta buí agus
cárta oráiste").

101. (1) De réir Airteagal 6 de Phrótocal Uimh. 2 a ghabhann leis an gConradh ar an Aontas Eorpach agus leis an gConradh ar Fheidhmiú an Aontais Eorpaigh (*Prótocal maidir le Prionsabail na Coimhdeachta agus na Comhréireachta a Chur i bhFeidhm*) arna chur chun feidhme le halt 7(3) d'Acht an Aontais Eorpaigh, 2009, féadfaidh an Seanad a

Orders where such matter is already under consideration by another Select Committee.

(3) Each Select Committee on which powers have been conferred under Standing Orders 101, 102 or 103 shall have power to request of another Select Committee of either House on which such powers have been similarly conferred that a joint meeting of both Committees be held to consider a specific matter or matters of common activity and, in the case of any such joint meeting—

- (a) the Chairman of the requesting Committee shall act as Chairman and, in the unavoidable absence of the Chairman, the provisions of Standing Order 79(2) and (3) shall apply;
- (b) the quorum provisions of both Committees shall apply with the modification that each such quorum shall be halved and then rounded up to the next nearest whole number; and
- (c) the orders of reference of the two Committees shall apply only insofar as they are common to both.

101. (1) In accordance with Article 6 of Protocol No. 2 to the Treaty on European Union and the Treaty on the Functioning of the European Union (*Protocol on the Application of the Principles of Subsidiarity and Proportionality*) as applied by section 7(3) of the European Union Act 2009, the Seanad may empower a Select Committee to form a reasoned opinion that a

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

chumhachtú do Roghchoiste tuairim réasúnaithe a fhoirmiú nach gcomhlíonann dréachtghníomh reachtach (de réir bhrí Airteagal 3 den Phrótacal sin) prionsabal na coimhdeachta.

(2) Beidh gach dréachtghníomh reachtach a chuirfear ar aghaidh chuig an Seanad faoi Airteagal 4 den Phrótacal a dúradh arna tharchur chuig Roghchoiste a chumhachtaítear faoin mBuan-Ordú seo.

(3) Beidh sé ina threoir do Roghchoiste a chumhachtaítear faoin mBuan-Ordú seo—

- (a) le linn dó tuairim réasúnaithe a fhoirmiú i dtaobh an gcomhlíonann dréachtghníomh reachtach prionsabal na coimhdeachta, go rachaidh an Coiste i gcomhairle le cibé Coistí eile agus le cibé páirtithe leasmhara is cuí leis;
- (b) más rud é gurb é tuairim an Choiste nach gcomhlíonann dréachtghníomh reachtach prionsabal na coimhdeachta, go ndéanfaidh sé tuairim réasúnaithe sa chéill sin a chur isteach ar mhodh tuarascála a leagfar os comhair an tSeanaid;
- (c) i gcás go mbeidh tuarascáil leagtha ag an gCoiste faoi mhír (3)(b) den Bhuan-Ordú seo, go ndéanfaidh an Cathaoirleach, láithreach, tairiscint maidir léi a chur síos faoi alt 7(3) d'Acht an Aontais Eorpaigh, 2009; agus
- (d) i gcás go n-aontaíonn an Seanad an tairiscint dá dtagraítear i mír (3)(c) den Bhuan-

draft legislative act (within the meaning of Article 3 of the said Protocol) does not comply with the principle of subsidiarity.

(2) All draft legislative acts forwarded to the Seanad under Article 4 of the said Protocol shall stand referred to a Select Committee empowered under this Standing Order.

(3) It shall be an instruction to a Select Committee empowered under this Standing Order that—

- (a) in forming a reasoned opinion on whether a draft legislative act complies with the principle of subsidiarity, the Committee shall consult with such other Committees and such stakeholders as it considers appropriate;
- (b) where the Committee is of the opinion that a draft legislative act does not comply with the principle of subsidiarity, it shall submit a reasoned opinion to this effect by way of a report which shall be laid before the Seanad;
- (c) where a report has been laid by the Committee under paragraph (3) (b) of this Standing Order, the Chairman shall forthwith table a motion thereon under section 7(3) of the European Union Act 2009; and
- (d) where the Seanad agrees the motion referred to in paragraph (3) (c) of this Standing Order, the Cathaoirleach shall

Ordú seo, go gcuirfidh an Cathaoirleach faoi deara cóip den Rún, mar aon le cóip den tuarascáil dá dtagraítear i mír (c), a chur chuig Uachtarán Pharlaimint na hEorpa, Uachtarán na Comhairle agus Uachtarán an Choimisiúin.

Athruithe ar chinnteoireacht AE: teorainn 6 mhí chun cur in aghaidh (“cárta dearg”).

102. (1) Féadfaidh an Seanad a chumhachtú do Roghchoiste breithniú a dhéanamh ar cibé fógraí—

- (a) faoin tríú fomhír d’Airteagal 48.7 den Chonradh ar an Aontas Eorpach (*passerelle ginearálta*: athrú ó ghníomhú d’aon toil go dtí gníomhú trí thromlach cáilithe nó ó nós imeachta reachtach speisialta go dtí gnáth-nós imeachta reachtach) arna cur chun feidhme le halt 7(1) d’Acht an Aontais Eorpaigh, 2009, agus
- (b) faoin tríú fomhír d’Airteagal 81.3 den Chonradh ar Fheidhmiú an Aontais Eorpaigh (*passerelle dhlí an teaghlaigh*: athrú go dtí gnáth-nós imeachta reachtach le haghaidh beart a bhaineann leis an dlí teaghlaigh agus a mbeidh impleachtaí trasteorann acu) arna cur chun feidhme le halt 7(2) d’Acht an Aontais Eorpaigh, 2009,

a tharchuirfidh an Seanad chuig an gCoiste ó am go ham.

(2) Beidh sé ina threoir do Roghchoiste a chumhachtaítear faoin mBuan-Ordú seo—

cause a copy of the Resolution, together with a copy of the report referred to in paragraph (c), to be sent to the Presidents of the European Parliament, the Council and the Commission.

102. (1) The Seanad may empower a Select Committee to consider such notifications under—

Changes in EU decision-making: six month limit to oppose (“red card”).

(a) the third subparagraph of Article 48.7 of the Treaty on European Union (*general passerelle*: change from unanimity to qualified majority or from special legislative procedure to ordinary legislative procedure) as applied by section 7(1) of the European Union Act 2009, and

(b) the third subparagraph of Article 81.3 of the Treaty on the Functioning of the European Union (*family law passerelle*: change to ordinary legislative procedure for measures concerning family law with cross-border implications) as applied by section 7(2) of the European Union Act 2009,

as may be referred to the Committee from time to time by the Seanad.

(2) It shall be an instruction to a Select Committee empowered under this Standing Order that—

- (a) le linn dó fógraí den sórt sin a bhreithniú, go rachaidh an Coiste i gcomhairle le cibé Coistí eile agus le cibé páirtithe leasmhara is cuí leis;
- (b) i gcás go mbeidh an Coiste i gcoinne an chinnidh dá dtagraíonn an fógra, go leagfaidh sé tuarascáil sa chéill sin os comhair an tSeanaid;
- (c) i gcás go mbeidh tuarascáil leagtha ag an gCoiste faoi mhír (2)(b) den Bhuan-Ordú seo, go ndéanfaidh an Cathaoirleach, láithreach, tairiscint maidir léi a chur síos faoi alt 7(1) nó 7(2) d'Acht an Aontais Eorpaigh, 2009, mar is cuí; agus
- (d) i gcás nach mbeidh an Coiste i gcoinne an chinnidh dá dtagraíonn an fógra, go gcuirfidh sé Teachtaireacht chuige sin chun an tSeanaid de réir an nós imeachta atá leagtha amach i mBuan-Ordú 73.

(3) Cuirfidh an Cathaoirleach faoi deara cóip de gach Rún arna dhéanamh ag an Seanad faoi mhír (2)(c) den Bhuan-Ordú seo a chur chuig Uachtarán na Comhairle Eorpaí nó chuig an gComhairle de réir mar is cuí, mar aon le cóip den Tuarascáil dá dtagraíonn an Rún.

Gníomhartha
 reachtacha: sárú
 na coimhdeachta:
 iarraidh ar
 athbhreithniú ag
 Cúirt
 Bhreithiúnais an
 Aontais
 Eorpaigh.

103. (1) De réir Airteagal 8 de Phrótacal Uimh. 2 a ghabhann leis an gConradh ar an Aontas Eorpach agus leis an gConradh ar Fheidhmiú an Aontais Eorpaigh (*Prótacal maidir le Prionsabail na Coimhdeachta agus na Comhréireachta a Chur i bhFeidhm*) arna chur chun

- (a) in considering such notifications, the Committee shall consult with such other Committees and such stakeholders as it considers appropriate;
- (b) where the Committee is opposed to the decision to which the notification refers, it shall lay a report to this effect before the Seanad;
- (c) where a report has been laid by the Committee under paragraph (2)(b) of this Standing Order, the Chairman shall forthwith table a motion thereon under section 7(1) or 7(2) of the European Union Act 2009, as appropriate; and
- (d) where the Committee is not opposed to the decision to which the notification refers, it shall send a Message to this effect to the Seanad in accordance with the procedure set out in Standing Order 73.

(3) The Cathaoirleach shall cause a copy of all Resolutions made by the Seanad under paragraph (2)(c) of this Standing Order to be sent to the President of the European Council or the Council as appropriate, together with a copy of the Report to which the Resolution refers.

103. (1) In accordance with Article 8 of Protocol No. 2 to the Treaty on European Union and the Treaty on the Functioning of the European Union (*Protocol on the Application of the Principles of Subsidiarity and Proportionality*) as applied by section 7(4) of the European Union

Legislative acts:
infringement of
subsidiarity:
request for
review by EU
Court of Justice.

feidhme le halt 7(4) d'Acht an Aontais Eorpaigh, 2009, féadfaidh an Seanad a chumhachtú do Roghchoiste breithniú a dhéanamh i dtaobh an ndéanann aon ghníomh de chuid institiúide den Aontas Eorpach sárú ar phrionsabal na coimhdeachta.

(2) Beidh sé ina threoir do Roghchoiste a chumhachtaítear faoin mBuan-Ordú seo—

(a) le linn dó breithniú a dhéanamh i dtaobh an ndéanann gníomh de chuid institiúide den Aontas Eorpach sárú ar phrionsabal na coimhdeachta, go rachaidh an Coiste i gcomhairle le cibé Coistí eile agus le cibé páirtithe leasmhara is cuí leis;

(b) más rud é—

(i) gurb é tuairim an Choiste go ndéanann gníomh de chuid institiúide den Aontas Eorpach sárú ar phrionsabal na coimhdeachta; agus

(ii) gur mian leis an gCoiste go ndéanfaí imeachtaí ag lorg athbhreithniú ar an ngníomh lena mbaineann a thionscnamh i gCúirt Bhreithiúnais an Aontais Eorpaigh,

go leagfaidh sé tuarascáil sa chéill sin os comhair an tSeanaid; agus

(c) i gcás go mbeidh tuarascáil leagtha ag an gCoiste faoi mhír (2)(b) den Bhuan-Ordú seo, go ndéanfaidh an Cathaoirleach, láithreach, tairiscint maidir léi a chur síos

Act 2009, the Seanad may empower a Select Committee to consider whether any act of an institution of the European Union infringes the principle of subsidiarity.

(2) It shall be an instruction to a Select Committee empowered under this Standing Order that—

(a) in considering whether an act of an institution of the European Union infringes the principle of subsidiarity, the Committee shall consult with such other Committees and such stakeholders as it considers appropriate;

(b) where the Committee is—

(i) of the opinion that an act of an institution of the European Union infringes the principle of subsidiarity; and

(ii) wishes that proceedings seeking a review of the act concerned be brought to the Court of Justice of the European Union,

it shall lay a report to this effect before the Seanad; and

(c) where a report has been laid by the Committee under paragraph (2)(b) of this Standing Order, the Chairman shall forthwith table a motion thereon under

faoi alt 7(4) d'Acht an Aontais Eorpaigh, 2009.

(3) Cuirfidh an Cathaoirleach faoi deara cóip de gach Rún arna dhéanamh ag an Seanad de réir mhír (2)(c) den Bhuan-Ordú seo a chur chuig an Aire iomchuí.

OIFIG AN CHLÉIRIGH AGUS TAIFID AN tSEANAID

Cín Lae na nImeachtaí.

104. Coimeádfaidh an Cléireach cuntas ar imeachtaí uile an tSeanaid, nó Coiste den Seanad uile, agus nuair a bheidh miontuairiscí na n-imeachtaí léite agus sínithe ag an gCathaoirleach clóbhuailfear iad agus beidh siad ina gCín Lae ar Imeachtaí an tSeanaid.

Taifid agus doiciméid a choimeád.

105. Is é an Cléireach a choimeádfaidh Cín Lae na nImeachtaí, na taifid, agus gach doiciméad eile is leis an Seanad, agus ní dhéanfaidh sé ná ní cheadóidh sé aon Chín Lae ar na hImeachtaí ná aon taifid ná doiciméid den sórt sin a thabhairt amach as an Seomra nó as na hoifigí gan cead sainráite ón Seanad: ach má bhíonn an Seanad curtha ar athló go ceann aon tréimhse is faide ná seachtain, féadfaidh an Cathaoirleach an cead sin a thabhairt agus tuairisceoidh sé sin don Seanad ar theacht le chéile arís dó.

Rialú ar fhoireann na Parlaiminte.

106. Is ag an gCléireach a bheidh stiúradh agus rialú na n-oifigeach agus na comhfhoirne uile, faoi réir cibé orduithe a gheobhaidh sé ó am go ham ón gCathaoirleach nó ón Seanad.

section 7(4) of the European Union Act 2009.

(3) The Cathaoirleach shall cause a copy of all Resolutions made by the Seanad in accordance with paragraph (2)(c) of this Standing Order to be sent to the relevant Minister.

OFFICE OF CLERK AND RECORDS OF THE SEANAD

104. All proceedings of the Seanad, or of the Committee of the whole Seanad, shall be noted by the Clerk, and the minutes of proceedings, after being perused and signed by the Cathaoirleach, shall be printed and shall constitute the Journal of the Proceedings of the Seanad.

Journal of Proceedings.

105. The custody of the Journal of the Proceedings, records, and all other documents whatsoever belonging to the Seanad shall be in the Clerk, who shall neither take nor permit to be taken any such Journal of the Proceedings, records or documents from the Chamber or offices without the express leave of the Seanad: provided that in the event of the Seanad being adjourned for any period longer than a week, such leave may be given by the Cathaoirleach, who shall report the same to the Seanad upon its reassembling.

Custody of records and documents.

106. The Clerk shall have the direction of and control over all the officers and joint staff, subject to such orders as he may, from time to time, receive from the Cathaoirleach or the Seanad.

Control over parliamentary staff.

An Cléireach a bheith as láthair.

107. Nuair a bheidh an Cléireach as láthair comhlíonfaidh nó feidhmeoidh an Leas-Chléireach gach dualgas a chuirtear ar an gCléireach, agus gach cumhacht a thugtar dó, leis na Buan-Orduithe seo.

An Cléireach agus an Leas-Chléireach a bheith as láthair.

108. I gcás an Cléireach agus an Leas-Chléireach a bheith as láthair, féadfaidh an Cathaoirleach duine de chomhfhóireann Thithe an Oireachtais a cheapadh chun bheith ina Chléireach Gníomhach, agus déanfaidh an Cléireach Gníomhach sin, de thuras na huaire, dualgais uile an Chléirigh a chomhlíonadh agus cumhachtaí agus feidhmeanna uile an Chléirigh a oibriú.

TUAIRISC OIFIGIÚIL NA nDÍOSPÓIREACHTAÍ

Tuairisc Oifigiúil na nDíospóireachtaí a eisiúint.

109. (1) Déanfar Tuairisc Oifigiúil ar Dhíospóireachtaí an tSeanaid do gach suí a eisiúint faoi mhaoirseacht an Chathaoirligh.

(2) Cuirfear ar fáil do gach Seanadóir cóip den Tuairisc Oifigiúil sin, agus fós de gach foilseachán eile de chuid an tSeanaid.

(3) Déanfar eagrán ceartaithe de Thuairisc Oifigiúil na nDíospóireachtaí a ullmhú i bhfoirm imleabhar ceangailte ó am go ham de réir mar a chinneadh an Cathaoirleach.

CUAIRTEOIRÍ AGUS IONADAITHE NUACHTÁN

Cuairteoirí agus ionadaithe Nuachtán.

110. Féadfaidh comhaltaí cuairteoirí a thabhairt isteach chun cibé áiteanna a choimeádfaidh an Cathaoirleach in áirithe dóibh,

107. All the duties devolving upon, and all the powers conferred upon, the Clerk by these Standing Orders shall in his absence be performed or exercised by the Clerk-Assistant.

Absence of Clerk.

108. In the absence of the Clerk and Clerk-Assistant the Cathaoirleach may appoint a member of the joint staff of the Houses of the Oireachtas to be Acting Clerk, and such Acting Clerk shall, for the time being, perform all the duties and exercise all the powers and functions of the Clerk.

Absence of Clerk and Clerk-Assistant.

OFFICIAL REPORT OF DEBATES

109. (1) An Official Report of the Debates of the Seanad for each sitting shall be issued under the supervision of the Cathaoirleach.

Issue of Official Report of Debates.

(2) A copy of such Official Report, as well as of every other publication of the Seanad, shall be made available for every Senator.

(3) A revised edition of the Official Report of the Debates shall be prepared in bound volumes at such periods as the Cathaoirleach shall determine.

VISITORS AND REPRESENTATIVES OF THE PRESS

110. Visitors may be introduced by members to such places as may be reserved for them by the Cathaoirleach, and upon such conditions as he

Visitors and Press.

agus ar cibé coinníollacha a fhorordóidh sé. Féadfaidh ionadaithe údaraithe Nuachtán bheith i láthair ag suíonna an tSeanaid, nó ag suíonna Coiste den Seanad uile.

Cuairteoirí agus ionadaithe Nuachtán a dhúnadh amach i gcás éigeandála speisialta.

111. I gcás éigeandáil speisialta a bheith ann, féadfaidh aon Seanadóir a thairiscint, gan fógra a thabhairt, go ndúnfar gach cuairteoir agus ionadaí Nuachtáin amach as an Seomra, agus má thoilítear leis an tairiscint sin mar atá leagtha amach sa Bhunreacht, dúnfar amach gach cuairteoir agus ionadaí Nuachtáin le hordú ón gCathaoirleach.

RÚIN, ORDUITHE AGUS BILLÍ

Foirm na nithe a thabharfar faoi bhráid an tSeanaid.

112. (1) Aon ní a bheidh le cinneadh ag an Seanad, is trí Rún nó Ordú a thairiscint, nó trí Bhille a thabhairt isteach, a thabharfar os comhair an tSeanaid é.

(2) Ar na nithe a bhféadfar déileáil leo le Rún áirítear Buan-Orduithe, an Seanad a chur ar athló, an Cathaoirleach nó an Leas-Chathaoirleach a thoghadh nó a chur as oifig, comhbhrón, cáineadh, buíochas agus tuairim a chur in iúl, agus aon ní eile a fhéadfaidh an Seanad, de réir dlí, a chinneadh le Rún. Féadfaidh Treoraí an Tí, nó Seanadóir ag gníomhú dó thar a cheann vóta comhbhróin a thairiscint, gan fógra a thabhairt [B.O. 113].

(3) Ar na nithe a bhféadfar déileáil leo le hOrdú áirítear Seanadóirí a chur ar fionraí, Coistí

may prescribe. Authorised representatives of the Press may be present at sittings of the Seanad, or of a Committee of the whole Seanad.

111. In case of special emergency, any Senator may move, without notice, that all visitors and Press representatives be excluded from the Chamber, and if such motion receive the assent prescribed by the Constitution, all visitors and Press representatives shall be excluded by direction of the Cathaoirleach.

Exclusion of visitors and Press in case of special emergency.

RESOLUTIONS, ORDERS AND BILLS

112. (1) Any matter for decision by the Seanad shall be brought before it by motion for a Resolution or Order, or by the introduction of a Bill.

Form of matters brought before Seanad.

(2) The matters which may be dealt with by Resolution shall include Standing Orders, adjournments of the Seanad, election or removal of the Cathaoirleach or the Leas-Chathaoirleach, expressions of condolence, censure, thanks and opinion, and any other matter which, by law, the Seanad may decide by Resolution. A vote of condolence may be moved, without notice, by the Leader of the House or a Senator acting for him [S.O. 113].

(3) The matters which may be dealt with by Order shall include the suspension of Senators,

a cheapadh, Billí agus doiciméid a chlóbhualadh, agus ceisteanna nós imeachta i gcoitinne.

(4) Ar na nithe a ndéileálfar leo le Billí áirítear gach tairiscint reachtaíochta.

RÁITIS CHOMHBHRÓIN

Ráitis
Chomhbhróin.

113. Ag suí den Seanad tar éis do chomhalta, d'iarchomhalta, do chomhalta den Dáil, do Cheann Stáit, do Phríomh-Aire nó do dhuine eile de stádas comhchosúil d'fháil bháis, féadfar éisteacht a thabhairt do ráitis chomhbhróin de réir na socruithe a chomhaontófar ar mholadh ó Threoraí an Tí.

CÉIMEANNA BILLÍ

An Chéad Chéim

Billí a
thionscnamh trína
dtabhairt isteach.

114. Nuair a bheidh Bille le tionscnamh trína thabhairt isteach sa Seanad déanfar cóip de, arna húdarú le síniú triúr Seanadóir ar a laghad mar thairgeoirí, a sheachadadh don Chléireach, agus cuirfear teideal an Bhille ar Riar na hOibre mar aon le gearrthuirisc ar a chuspóir, a d'ullmhaigh na tairgeoirí agus lenar ghlac an Cathaoirleach. Is é an Seanadóir a mbeidh a ainm mar chéadsínitheoir ar an gcóip sin a mheasfar a bheith i mbun an Bhille, agus tairgfídh seisean go dtabharfar cead an Bille a thabhairt isteach. Má chuirtear i gcoinne na tairisceana sin, féadfaidh

the appointment of Committees, the printing of Bills and documents, and questions of procedure generally.

(4) The matters which shall be dealt with by Bills shall include all proposals for legislation.

EXPRESSIONS OF SYMPATHY

113. At a sitting of the Seanad following the death of a member, a former member, a member of the Dáil, a Head of State, Prime Minister or other person of similar status, expressions of sympathy may be heard in accordance with the arrangements agreed to on the proposal of the Leader of the House.

Expressions of Sympathy.

STAGES OF BILLS

First Stage

114. When a Bill is to be initiated by introduction in the Seanad a copy thereof, authorised by the signatures of not less than three Senators as proposers, shall be delivered to the Clerk, and its title and a short description of its purpose, prepared by the proposers and accepted by the Cathaoirleach, shall appear on the Order Paper. The Senator whose name shall appear as first signatory on the said copy shall be deemed to be the Senator having charge of the Bill and shall move for leave to introduce the Bill. If such motion be opposed, the Cathaoirleach, after

Initiation of Bills by introduction.

an Cathaoirleach, más oiriúnach leis é, an cheist uirthi a chur tar éis dó ráiteas mínitheach a cheadú ón Seanadóir a rinne an tairiscint agus ráiteas a cheadú ón Seanadóir atá ag cur i gcoinne na tairisceana. Má thugtar cead an Bille a thabhairt isteach, déanfar ordú don dara céim agus faoi réir Bhuan-Ordú 115 clóbhuaifear an Bille: ach i gcás Bille Rialtais, féadfaidh Treoraí an Tí (nó Seanadóir eile a bheidh údaraithe ag an Rialtas chun críche an Bhuan-Ordaithe seo) an Bille a thionscnamh agus measfar é a bheith i mbun an Bhille chun na críche sin.

Billí a thionscnamh trína dtíolacadh. Míniú ar "grúpa".

115. (1) Féadfaidh Treoraí an Tí (nó Seanadóir eile a bheidh údaraithe ag an Rialtas chun críche an Bhuan-Ordaithe seo), nó féadfaidh Seanadóir arna ainmniú faoi mhír (3) den Bhuan-Ordú seo, Bille a thíolacadh gan cead an tSeanaid a fháil.

(2) Déanfar Bille a thíolacadh trí chóip den Bhille arna síniú ag an tairgeoir a sheachadadh don Chléireach agus faoi réir Bhuan-Ordú 116 clóbhuaifear an Bille ansin. Cuirfear teideal an Bhille ar Riar na hOibre mar aon le gearrthuairisc ar a chuspóir, a d'ullmhaigh an tairgeoir agus lenar ghlac an Cathaoirleach, agus déanfar ordú don dara léamh.

(3) Beidh de cheart ag gach grúpa Seanadóir dá líon a ainmniú chun Bille a thíolacadh ar choinníoll nach mbeidh trí Bhille os comhair an tSeanaid arna dtíolacadh ag Seanadóirí a bheidh ainmnithe ag an ngrúpa sin.

permitting an explanatory statement from the Senator who moves, and a statement from a Senator who opposes the motion may, if he thinks fit, put the question thereon. If leave to introduce the Bill be given, an Order shall be made for its second stage and subject to Standing Order 115 the Bill shall be printed: provided that in the case of a Government Bill, such initiation shall be exercisable by the Leader of the House (or another Senator authorised by the Government for the purpose of this Standing Order) who shall be deemed to be in charge of the Bill for that purpose.

115. (1) The Leader of the House (or another Senator authorised by the Government for the purpose of this Standing Order), or a Senator nominated under paragraph (3) of this Standing Order, may present a Bill without obtaining leave of the Seanad.

Initiation of Bills
by presentation.
Definition of
"group".

(2) Presentation of a Bill shall be effected by the delivery to the Clerk of a copy of the Bill signed by the proposer and subject to S. O. 116 the Bill shall then be printed. The title of the Bill and a short description of its purpose, prepared by the proposer and accepted by the Cathaoirleach, shall appear on the Order Paper and an Order for its second reading shall be made.

(3) Each group shall have the right to nominate a Senator of the group to present a Bill provided that there is not before the Seanad three Bills presented by Senators nominated by that group.

(4) Is é is grúpa ann grúpa a bheidh aitheanta amhlaidh ag an gCathaoirleach agus arb é a líon cúigear Seanadóir ar a laghad.

Billí Rialtais a chlóbhualadh.

116. Ní dhéanfar Bille Rialtais a chlóbhualadh ach amháin má bhíonn Meabhrán clóbhuailte Míniúcháin agus Airgeadais ag gabháil leis ina míneofar forálacha an Bhille ar bhealach sothuigthe, ina leagfar amach an dlí láithreach agus na hathruithe a mholtar a dhéanamh ann agus ina soláthrófar faisnéis (mura rud é go gcuirfidh an meabhrán in iúl nach féidir an fhaisnéis a sholáthar san am a bheidh ar fáil nó go bhfuil sé sin ar neamhréir le leas an phobail) faoi na ceannteidil seo a leanas:

(a) costais mheasta Státhchiste mar a leanas:—

- (i) an costas don bhliain reatha;
- (ii) an costas don chéad bhliain eile;
- (iii) an costas do bhliain iomlán;
- (iv) an líon blianta sula sroichfear an costas iomlán; agus

(b) na himpleachtaí measta foirne do Ranna Stáit, Comhlachtaí Stáit agus údaráis áitiúla:

Ar choinníoll nach mbeidh feidhm ag an mír seo i gcás Billí a chuimsítear le Buan-Ordú 140 (1).

Billí a tionscnaíodh sa Dáil.

117. (1) Bille a tionscnaíodh agus a ritheadh sa Dáil agus a cuireadh go dtí an Seanad, measfar an Chéad Céim a bheith rite aige sa Seanad agus cuirfear síos don Dara Céim é ar an gcéad Riar

(4) A group shall be a group so recognised by the Cathaoirleach and consisting of not less than five Senators.

116. A Government Bill shall be printed only if accompanied by a printed Explanatory and Financial Memorandum explaining the provisions of the Bill in a readily intelligible manner, setting out the existing law and the changes therein proposed and providing information (unless the memorandum indicates that the provision of the information is not practicable in the time available or is contrary to the public interest) under the following headings:

Printing of
Government
Bills.

(a) estimated exchequer cost as follows:—

- (i) The current year cost;
- (ii) The next year costs;
- (iii) The full year cost;
- (iv) The number of years before full cost is reached; and

(b) the estimated staffing implications for Departments of State, State Bodies and Local Authorities:

provided that this paragraph shall not apply in the case of Bills comprehended by Standing Order 140 (1).

117. (1) A Bill which has been initiated in and passed by the Dáil and sent to the Seanad shall be deemed to have passed its First Stage in the Seanad and shall be put down for Second

Bills initiated in
Dáil.

na hOibre eile a ullmhófar tar éis é a fháil ón Dáil, ach, mura Bille Airgid deimhnithe é nó Bille a ndearnadh an tréimhse chun a bhreithnithe ag an Seanad a ghiorrú faoi Airteagal 24 den Bhunreacht, ní bhreithneofar é, mura n-ordóidh an Seanad a mhalairt, go ceann trí lá glan tar éis don Chléireach é a fháil ón Dáil.

(2) Murar socraíodh an Seanad a thionól taobh istigh d'ocht lá ón lá a fuarthas Bille Airgid deimhnithe nó Bille a ndearnadh an tréimhse chun a bhreithnithe ag an Seanad a ghiorrú faoi Airteagal 24 den Bhunreacht, déanfaidh an Cathaoirleach an Seanad a chomóradh láithreach chun teacht le chéile taobh istigh de na hocht lá sin.

Billí a
tionscnaíodh sa
Seanad agus a
leasaíodh sa Dáil.

118. (1) Bille a tionscnaíodh sa Seanad agus a leasaíodh sa Dáil measfar, tar éis é a fháil ar ais ón Dáil, an Chéad Céim, an Dara Céim agus an Trí Céim a bheith rite aige sa Seanad agus cuirfear ar Riar na hOibre é don Cheathrú Céim.

(2) Ar an gceist “Go nglacfar an Bille chun an breithniú deiridh a dhéanamh air”, féadfaidh an Cathaoirleach a cheadú do chomhalta labhairt aon uair amháin maidir le hábhar gach grúpála leasuithe arna ndéanamh ag an Dáil. Is de lánrogha an Chathaoirligh a bheidh an ghrúpáil sin.

An Dara Céim

An nós imeachta
ar an Dara Céim.

119. (1) Nuair a dhéanfar an cheist:— “Go léifear an Bille an dara huair anois” a thairiscint

Stage upon the Order Paper next prepared after its receipt from the Dáil, but, save in the case of a certified Money Bill, and a Bill the time for the consideration of which by the Seanad shall have been abridged under Article 24 of the Constitution, shall not be considered, unless the Seanad otherwise orders, before the expiration of three clear days after it has been received from the Dáil by the Clerk.

(2) If no meeting of the Seanad shall have been arranged to be held within eight days of the receipt of a certified Money Bill or of a Bill the time for the consideration of which by the Seanad shall have been abridged under Article 24 of the Constitution, the Cathaoirleach shall forthwith summon the Seanad to meet within such eight days.

118. (1) A Bill which has been initiated in the Seanad and amended by the Dáil shall, after its receipt back from the Dáil, be deemed to have passed its First, Second and Third Stages in the Seanad and shall be placed on the Order Paper for its Fourth Stage.

Bills initiated in Seanad and amended in Dáil.

(2) On the question “That the Bill be received for final consideration” the Chair may allow a member to contribute once on the subject matter of each grouping of amendments made by the Dáil. Such grouping shall be at the sole discretion of the Chair.

Second Stage

119. (1) When the question:— “That the Bill be now read a second time” has been proposed

Procedure on Second Stage.

ón gCathaoir, glaofaidh an Cathaoirleach ar an gcomhalta den Rialtas, ar an Aire Stáit nó ar an Seanadóir a bheidh i mbun an Bhille chun an díospóireacht a thosú, agus ní thráchtfar sa díospóireacht sin ach ar bhunbhrí an Bhille. Tabharfar caoi don chomhalta den Rialtas, don Aire Stáit nó don Seanadóir a bheidh i mbun an Bhille an díospóireacht a chríochnú sula gcuirfear an cheist ón gCathaoir.

(2) (i) Is í an cheist a bheidh le cur ar leasú ar thairiscint don dara léamh ar Bhille Rialtais “Go bhfanfaidh mar chuid den Phríomh-Cheist na focail a thairgtear a scriosadh” agus má ghlaotar leis an gceist sin fógrófar láithreach gur léadh an Bille an dara huair.

(ii) Is í an cheist a bheidh le cur ar leasú ar thairiscint don dara léamh ar Bhillí eile “Go ndéanfar an leasú.”

(3) Más rud é i gcás leasú ar an gceist: — “Go léifear an Bille an dara huair anois”, go gcinnefar go bhfanfaidh mar chuid den cheist na focail a tairgeadh a scriosadh, faisnéisfear láithreach an Bille a bheith léite an dara huair.

An Tríú Céim (Coiste)

Ordú Bille a chur
chun Coiste.

120. (1) Tar éis Bille a bheith léite an dara huair, féadfar a ordú go mbeidh sé le breithniú i gCoiste den Seanad uile lá a ainmneofar an tráth

from the Chair, the Cathaoirleach shall call upon the member of the Government, Minister of State or Senator in charge of the Bill to open the debate, which shall be confined to the general principle of the Bill. The member of the Government, Minister of State or Senator in charge of the Bill shall be afforded an opportunity of closing the debate before the question is put from the Chair.

- (2) (i) The question on an amendment to a motion for the second reading of a Government Bill shall be “That the words proposed to be deleted stand part of the main Question” and if that question is carried the Bill shall forthwith be declared to be read a second time.
- (ii) The question on amendment to a motion for the second reading of other Bills shall be “That the amendment be made”.

(3) If on an amendment to the question: — “That the Bill be now read a second time” it is decided that the words proposed to be deleted stand part of the question, the Bill shall forthwith be declared to be read a second time.

Third (Committee) Stage

120. (1) When a Bill has been read a second time, it may be ordered to be considered in

Order for
Committee.

sin, nó féadfar é a chur faoi bhráid Coiste éigin eile.

(2) Féadfaidh an Seanad, ar thairiscint a dhéanamh gan fógra, an Bille a chur chun Coiste den Seanad uile maidir le cuid dá fhorálacha agus faoi bhráid Coiste Speisialta maidir le forálacha eile. Má chuirtear i gcoinne na tairisceana sin, féadfaidh an Cathaoirleach, más oiriúnach leis é, an cheist uirthi a chur tar éis dó ráiteas mínitheach a cheadú ón té a rinne an tairiscint agus ó Sheanadóir atá ag cur i gcoinne na tairisceana.

Fógra maidir le leasuithe agus ord na leasuithe i gCoiste.

121. Nuair a bheidh Bille le breithniú i gCoiste, tabharfar fógra i dtráth cuí i dtaobh leasuithe a bheidh le tairiscint [B.O. 26] agus cuirfear in ord ceart iad.

Bille a bhreithniú alt ar alt. Féadfar Bille a leasú.

122. Nuair a bheidh Bille i gCoiste, ní foláir é a bhreithniú alt ar alt. Beidh sé in ordú, áfach, sula dtosófar ar alt nó ailt a bhreithniú, a thairiscint go gcuirfear an t-alt nó na hailt siar go dtí go mbeifear réidh le halt nó le hailt eile nó le sceidil. Féadfar aon alt de Bhille a leasú i gCoiste agus féadfar ailt nua a chur isteach ann.

Alt nua. Déileáil le leasuithe. An réamhrá agus an teideal.

123. (1) I gCoiste féadfar leasú go gcuirfear alt nua isteach i mBille a thairiscint nuair a ghlaofar amach ón gCathaoir uimhir an ailt a mbeidh an t-alt nua le cur isteach roimhe, agus cinnfead an cheist ar dtús.

Committee of the whole Seanad on a day then named, or be referred to some other Committee.

(2) The Seanad may on motion made without notice commit the Bill to a Committee of the whole Seanad in respect of some of its provisions and to a Special Committee in respect of other provisions. If such a motion be opposed the Cathaoirleach, after permitting an explanatory statement from the mover of the motion and from a Senator who opposes the motion, may, if he thinks fit, put the question thereon.

121. When a Bill is to be considered in Committee, proposed amendments shall be notified in due time [S. O. 26] and shall be arranged in proper order.

Notice and arrangement of amendments in Committee.

122. In Committee, a Bill shall be considered section by section. It shall be in order, however, before consideration of a section or sections is entered upon, to move the postponement of the section or sections until another section, other sections or schedules have been disposed of. Any section of a Bill may be amended in Committee and new sections may be inserted.

Consideration of Bill section by section. Power to amend.

123. (1) In Committee an amendment to insert a new section in a Bill may be moved when the number of the section before which it is proposed to insert the new section is called by the Chair, and the question on such amendment shall be first decided.

New section. Disposal of amendments. Preamble and title.

(2) Nuair a bheifear réidh leis na leasuithe (más ann) ar alt, tairgfear ón gCathaoir an cheist:— “Go bhfanfaidh alt — (nó alt — arna leasú) ina chuid den Bhille”.

(3) Déanfar an breithniú ar réamhrá Bille (más ann) agus ar a theideal a chur siar go dtí go mbeidh breithniú déanta ar na hailt agus ar na sceidil (más ann).

Srianta ar leasuithe. Leasú ar an teideal, más gá.

124. Beidh sé ina threoir do na Coistí uile chun a gcuirfear Billí go mbeidh sé de chumhacht acu cibé leasuithe is cuí leo a dhéanamh iontu ach baint a bheith ag na leasuithe sin le hábhar an Bhille; ach, má bhíonn aon leasuithe den sórt sin taobh amuigh de theideal an Bhille, go mbeidh orthu an teideal a leasú dá réir agus tuairisc speisialta air sin a thabhairt don Seanad: Ach ní thairgfear aon leasú a bheidh bunoscionn le bunbhrí an Bhille mar a léadh é an dara huair.

Roghchoistí nó Coistí Speisialta do Chlóbhuailfear do Billí agus Ordú Bille a bhreithniú ar Thuarascáil.

125. Tar éis réamhrá (más ann) agus teideal Bille a bhreithniú i gCoiste den Seanad uile nó i Roghchoiste nó i gCoiste Speisialta:

- (a) clóbhuailfear an Bille, má leasaítear é; agus
- (b) déanfaidh an Seanad ordú chun é a bhreithniú ar Thuarascáil.

[Féach freisin Buan-Orduithe 73 agus 75 (2)].

(2) When the amendments (if any) to a section have been disposed of, the Cathaoirleach shall propose the question:— “That section — (or section — as amended) stand part of the Bill”.

(3) The consideration of the preamble (if any) and the title of a Bill shall be deferred until the sections and schedules (if any) have been considered.

124. It shall be an instruction to all Committees to which Bills may be committed that they have power to make such amendments therein as they shall think fit, provided such amendments be relevant to the subject matter of the Bill; but that, if any such amendments shall not be within the title of the Bill, they shall amend the title accordingly and report the same specially to the Seanad: provided that no amendment shall be proposed which is in conflict with the principle of the Bill as read a second time.

Restriction on amendments. Amendment of title, if required.

125. When the preamble (if any), and the title of a Bill shall have been considered in Committee of the whole Seanad or in Select or Special Committee:

Printing of Bills by Select or Special Committees and Order for Report.

(a) the Bill, if amended, shall be printed; and

(b) an order shall be made by the Seanad for its consideration on Report.

[See also S. O. 73 and 75 (2)].

An Ceathrú Céim (Tuarascáil)

Ordú Bille a bhreithniú ar Thuarascáil. Athchúrsa i gCoiste.

126. Tar éis an tOrdú chun Bille a bhreithniú ar thuarascáil a bheith léite, cromfaidh an Seanad ar an mBille a bhreithniú mura dtairgfear an Bille ina iomláine, nó maidir le hailt nó leasuithe áirithe, a chur faoi athchúrsa i gCoiste: Ach aon uair le linn Bille a bheith á bhreithniú ar thuarascáil féadfar a thairiscint go gcuirfear faoi athchúrsa i gCoiste é.

Cur i gcoinne athchúrsa i gCoiste.

127. Má chuirtear i gcoinne tairisceana chun Bille a chur faoi athchúrsa i gCoiste, féadfaidh an Cathaoirleach, más oiriúnach leis é, an cheist uirthi a chur tar éis ráiteas mínitheach ar na cúiseanna chun é a chur faoi athchúrsa i gCoiste a cheadú ón Seanadóir a rinne an tairiscint, agus ráiteas a cheadú ó Sheanadóir atá ag cur i gcoinne na tairisceana.

Bille a tuairiscíodh ó Roghchoiste.

128. Déanfar Bille a tuairiscíodh ó Roghchoiste a chur faoi athchúrsa i gCoiste den Seanad uile.

Leasuithe ar Chéim na Tuarascála.

129. I gcás Bille a tuairiscíodh ó Choiste den Seanad uile, ní cead ach leasuithe a éireoidh as imeachtaí i gCoiste a thairiscint ar an gCeathrú Céim. Ní bheidh leasú in ordú má diúltaíodh dó roimhe sin i gCoiste den Seanad uile.

Céim na Tuarascála: leasuithe a bhunódh muirir.

130. Ar an gCeathrú Céim ní cead aon alt nua ná aon leasú eile a thairiscint a bhunódh muirear ar an ioncam poiblí nó ar an bpobal, ach féadfar an Bille a chur faoi athchúrsa i gCoiste maidir le haon alt nó leasú den sórt sin.

Fourth (Report) Stage

126. On the Order being read for the consideration of a Bill on Report, the Seanad shall proceed to consider the same unless a motion is made to recommit the Bill either wholly or in respect of certain sections or amendments: provided, however, that a motion to recommit may be made at any time during the consideration of a Bill on Report.

Order for Report.
Recommittal.

127. If a motion to recommit a Bill be opposed, the Cathaoirleach, after permitting an explanatory statement of the reasons for such recommittal from the Senator who moves, and a statement from a Senator who opposes the motion may, if he thinks fit, put the question thereon.

Recommittal
opposed.

128. A Bill reported from a Select Committee shall be recommitted to a Committee of the whole Seanad.

Bill reported
from Select
Committee.

129. In the case of a Bill reported from a Committee of the whole Seanad only such amendments as arise out of proceedings in Committee may be moved on Fourth Stage. Amendments previously rejected in Committee of the whole Seanad shall not be in order.

Amendments on
Report.

130. On the Fourth Stage, no new section or other amendment may be proposed which creates a charge on the public revenue or upon the people, but the Bill may be recommitted in respect of any such section or amendment.

Report:
amendments
creating charges.

Fógra maidir le leasuithe agus ord na leasuithe ar Chéim na Tuarascála.

131. Nuair a bheidh Bille le breithniú ar Thuarascáil, tabharfar fógra i dtráth cuí i dtaobh leasuithe a bheidh le tairiscint [B.O. 26] agus cuirfear in ord ceart iad.

An cheist ar Chéim na Tuarascála. Ordú don Chúigiú Céim.

132. Nuair a bheifear réidh leis na leasuithe agus nuair a bheidh freagra aontach tugtha ar an gceist:— “Go nglacfar an Bille (nó an Bille arna leasú) chun an breithniú deiridh a dhéanamh air”, déanfar Ordú ag ceapadh lá don Chúigiú Céim.

An Cúigiú Céim

Tairiscint ar an gCúigiú Céim; leasuithe focal.

133. (1) Tar éis an tOrdú don Chúigiú Céim de Bhille, nach Bille Airgid deimhnithe, a bheith léite, tairgfear: — “Go rithfear an Bille anois”. I gcás Bille Airgid deimhnithe is í tairiscint a dhéanfar: — “Go gcuirfear an Bille ar ais chun na Dála”.

(2) Ní dhéanfar aon leasú ar aon Bhille ar an gCúigiú Céim ach amháin leasú focal, ach féadfar leasuithe focal a dhéanamh gan fógra.

Leasuithe nach n-aontaíonn an Dáil leo

Leasuithe ag an Seanad nach n-aontaíonn an Dáil leo.

134. Nuair a gheofar, i gcás Bille a fuarthas ón Dáil agus a leasaíodh sa Seanad, Teachtaireacht ón Dáil ag esaontú le gach ceann nó le haon cheann de na leasuithe a cuireadh isteach sa Bhille ag an Seanad nó ag leasú gach ceann nó aon cheann díobh, cuirfear an

131. When a Bill is to be considered on Report, proposed amendments shall be notified in due time [S. O. 26] and shall be arranged in proper order.

Notice and arrangement of amendments on Report.

132. When the amendments have been disposed of and the question: — “That the Bill (or the Bill as amended) be received for final consideration” has been affirmed, an Order appointing a day for the Fifth Stage shall be made.

Question on Report. Order for Fifth Stage.

Fifth Stage

133. (1) On the Order being read for the Fifth Stage of a Bill, other than a certified Money Bill, it shall be moved:— “That the Bill do now pass”. The motion to be made in the case of a certified Money Bill shall be “That the Bill be returned to the Dáil”.

Motion on Fifth Stage: verbal amendments.

(2) No amendment, not being merely verbal, shall be made to any Bill on the Fifth Stage, but verbal amendments, may be made without notice.

Amendments not agreed to by the Dáil

134. When in the case of a Bill which has been received from the Dáil and amended in the Seanad a Message has been received from the Dáil disagreeing with or amending all or any of the amendments inserted in the Bill by the

Amendments by the Seanad not agreed to by Dáil.

Teachtaireacht sin ar an gcéad Riar na hOibre a ullmhófar ina dhiaidh sin. Breithneofar gach leasú acu sin agus féadfaidh Seanadóir ar bith a thairiscint gan fógra: — “Go seasfaidh an Seanad ar an leasú” (i dteannta nó d’éagmais leasú breise), nó: — “Nach seasfaidh an Seanad ar an leasú nó”: — “Go n-aontóidh an Seanad leis an leasú a rinne an Dáil ar an leasú ón Seanad”. Nuair a bheidh breithniú déanta ar gach leasú den sórt sin, cuirfidh an Cléireach Teachtaireacht go dtí Cléireach na Dála ag deimhniú chinneadh an tSeanaid.

MOLTAÍ LE BILLÍ AIRGID DEIMHNITHE

Moltaí le Billí
Airgid.

135. Nuair a úsáidtear an focal “leasú” nó “leasuithe” sna Buan-Orduithe a bhaineann le céimeanna Billí forléireofar na hOrduithe sin, i gcás Billí Airgid deimhnithe agus nuair a cheadaíonn an comhthéacs é, amhail is dá gcuirfí an focal “moladh” nó “moltaí”, de réir mar a bheidh, ina ionad.

CEARTUITHE I MBILLÍ

Ceartuithe ar
Bhillí ag an
gCléireach.

136. Le linn Bille a bheidh ag dul ar aghaidh féadfaidh an Cléireach ceartuithe focal nó ceartuithe foirmiúla a dhéanamh air tráth ar bith faoi threorú an Chathaoirligh.

Meabhrán
Míniúcháin
Athbheithnithe a
Sholáthar i ndáil
le Billí.

137. I gcás go mbeidh leasú substainteach le déanamh ar Bhillí ag Céim an Choiste nó Céim na Tuarascála, beidh de rogha ag an

Seanad, such Message shall be placed on the Order Paper next thereafter prepared. Each such amendment shall be considered and any Senator may move without notice: — “That the Seanad do insist on the amendment” (with or without further amendment), or “That the Seanad do not insist on the amendment” or “That the Seanad do agree to the amendment made by the Dáil to the Seanad amendment”. When all such amendments have been considered, the Clerk shall send a message to the Clerk of the Dáil certifying the determination of the Seanad.

RECOMMENDATIONS TO CERTIFIED MONEY BILLS

135. Where, in the Standing Orders relating to the stages of Bills the word “amendment” or “amendments” is used, such Orders shall, in the case of certified Money Bills and where the context so permits, be construed as if the word “recommendation” or “recommendations” as the case may be, had been inserted in lieu thereof.

Recommendations
to Money Bills.

CORRECTIONS IN BILLS

136. During the progress of a Bill corrections of a verbal or formal nature may at any time be made in the Bill by the Clerk under the direction of the Cathaoirleach.

Corrections to
Bills by Clerk.

137. Where Bills are to be substantially amended at Committee or Report Stage the Cathaoirleach shall have discretion to direct that

Provision of
Revised
Explanatory
Memorandum in
relation to Bills.

gCathaoirleach a ordú go gcaithfidh an comhalta a bheidh i mbun an Bhille meabhrán míniúcháin athbhreithnithe a sholáthar chun cuidiú le comhaltaí na leasuithe a bhreithniú.

BILLÍ TITE AR LÁR

Billí a thit ar lár a chur ar ais.

138. (1) Bille ar bith a thitfidh ar lár mar gheall ar olltoghchán don Seanad féadfar dul ar aghaidh leis tar éis an olltoghcháin ar an gcéim a bhí sroichte aige roimh an olltoghchán má ritear Rún á chur ar ais ar Riar na hOibre.

(2) Mura n-ordaítear a mhalairt leis an Rún trína gcuirfear an Bille ar ais ar Riar na hOibre, rachfar ar aghaidh leis an mBille ó thosach na céime áirithe a bhí sroichte aige roimh an olltoghchán.

BILLÍ CROSCHINEÁLACHA

Billí
Croschineálacha.

139. Bille poiblí (nach Bille chun Ordú Sealadach a dhaingniú) a bhaineann le leasanna príobháideacha i slí, dá mba Bhille Príobháideach é, gur ghá, faoi na Buan-Orduithe i dtaobh Gnó Phríobháidigh, réamhfhógraí ina thaobh a thabhairt sula dtabharfaí isteach é, gairfear Bille Croschineálach de agus beidh sé faoi réir fhorálacha na mBuan-Orduithe i dtaobh Gnó Phríobháidigh.

BILLÍ COMHDHLÚITE

Bille
Comhdhlúite:
míniú, tabhairt
isteach, ordú don
Dara Céim.

140. (1) Bille a mbeidh sé ráite sa teideal fada gurb é is cuspóir dó an Dlí Reachtúil maidir le

the member in charge of the Bill must provide a revised explanatory memorandum to assist members in considering the amendments.

LAPSED BILLS

138. (1) Any Bill which lapses by reason of a general election for the Seanad may be proceeded with after the general election at the stage it had reached prior to the general election upon a Resolution restoring it to the Order Paper. Restoration of lapsed Bills.

(2) Unless the Resolution restoring the Bill to the Order Paper directs otherwise, the Bill shall be proceeded with at the commencement of the particular stage which it had reached prior to the general election.

HYBRID BILLS

139. A public Bill (not being a Bill to confirm a Provisional Order) affecting private interests in such a way that, if it were a Private Bill, it would under the Standing Orders relative to Private Business require preliminary notices before its introduction, shall be known as a Hybrid Bill and shall be subject to the provisions of the Standing Orders relative to Private Business. Hybrid Bills.

CONSOLIDATION BILLS

140. (1) A Bill the purpose of which as expressed in the long title is to consolidate Consolidation Bill: definition, introduction, order for Second Stage.

hábhár áirithe a chomhdhlúthú, agus a mbeidh sin deimhnithe ina thaobh ag an Ard-Aighne i nDeimhniú a bheidh ag gabháil leis an mBille ar é a thabhairt isteach, gairfear Bille Comhdhlúite de.

(2) Déanfar an Deimhniú dá bhforáiltear sa mhír roimhe seo den Bhuan-Ordú seo a chlóbhualadh ar Riar na hOibre ar a dtabharfar fógra go bhfuiltear chun an Bille sin a thabhairt isteach.

(3) I dtosach gach Bille Chomhdhlúite beidh Meabhrán arna ullmhú ag an Ard-Aighne ina sonrú na hachtacháin a aisghairtear leis an mBille, na hait den Bhille ina bhfuil macasamhail na n-achtachán a aisghairtear, mar aon le nótaí an Ard-Aighne ar aon leasuithe a rinneadh sa téacs.

(4) Má thugtar cead Bille Comhdhlúite a thabhairt isteach, déanfar Ordú don Dara Céim le haghaidh dáta nach luaithe ná ocht lá is fiche tar éis é a thabhairt isteach agus clóbhuailfear an Bille agus an Meabhrán.

An nós imeachta ar an Dara Céim sa Bille Comhdhlúite.

141. (1) Ar an Dara Céim de Bhille Comhdhlúite ní ghlacfar le haon leasú a thairgfear a dhéanamh ar an tairiscint: — “Go léifear an Bille an dara huair anois”, ach amháin leasú á thairiscint go ndéanfar na focail go léir i ndiaidh an fhocail “Go” a fhágáil ar lár d’fhonn focail a chur ina n-ionad ag lua cúis nó cúiseanna in aghaidh Dheimhniú an Ard-Aighne.

(2) Más rud é i gcás an leasaithe ar an gceist:— “Go léifear an Bille an dara huair anois”, go

existing Statute Law on a particular subject matter, and is so certified by the Attorney General in a Certificate which shall accompany the Bill on introduction, shall be known as a Consolidation Bill.

(2) The Certificate provided for in the preceding paragraph of this Standing Order shall be printed on the Order Paper on which notice is given of intention to introduce such Bill.

(3) Every Consolidation Bill shall have prefixed to it a Memorandum prepared by the Attorney General in which shall be specified the enactments repealed by the Bill, the sections of the Bill in which the repealed enactments are reproduced, together with the remarks of the Attorney General on any textual amendments made.

(4) If leave to introduce a Consolidation Bill be given, an Order for its Second Stage shall be made for a date not earlier than twenty-eight days after its introduction and the Bill and the Memorandum shall be printed.

141. (1) On the Second Stage of a Consolidation Bill the only amendment which may be moved to the motion:— “That the Bill be now read a second time” is one proposing the omission of all words after the word “That” in order to substitute words stating a reason or reasons in challenge of the Certificate of the Attorney General.

Procedure on
Second Stage of
Consolidation
Bill.

(2) If on the amendment to the question:— “That the Bill be now read a second time” it is

gcinnfear go bhfanfaidh mar chuid den cheist na focail a tairgeadh a ligean ar lár, faisnéisfear láithreach an Bille a bheith léite an dara huair.

Bille
Comhdhlúite a
chur faoi bhráid
Buan-
Chomhchoiste.

142. Ar an Dara Céim de Bhille Comhdhlúite a bheith rite déanfar, le comhthoil an dá Theach, é a chur faoi bhráid Buan-Chomhchoiste a bheidh comhdhéanta de Choistí ón dá Theach arna gcomhcheangal chun Billí den sórt sin a bhreithniú [B.O. 145]. Mura gcomhthoileofar amhlaidh féadfar an Bille a chur faoi bhráid Buan-Choiste den Seanad.

Tairiscint chun
comhthoilú leis
an Dáil Bille
Comhdhlúite a
chur faoi bhráid
Buan-
Chomhchoiste.

143. Ar thairiscint a dhéanamh sa Seanad, i gcás Bille Comhdhlúite a tionscnaíodh sa Dáil, chun comhthoilú leis an Dáil i dtaobh é a bheith oiriúnach an Bille a chur faoi bhráid an Bhuan-Chomhchoiste, ní fhéadfar aon leasú a thairiscint ach amháin leasú ag lua cúis nó cúiseanna in aghaidh Dheimhniú an Ard-Aighne.

Ordú Bille
Comhdhlúite a
chur chun Coiste.

144. Ar Bhille Comhdhlúite a bheith léite an dara huair sa Teach tionscnaimh agus ar rún ag comhthoilú leis an mBille a chur faoi bhráid an Bhuan-Chomhchoiste a bheith rite ag an Teach eile, déanfaidh an dá Theach Orduithe chun an Bille a chur faoi bhráid an Bhuan-Chomhchoiste ar dháta nach luaithe ná ceithre lá dhéag tar éis an rún comhthoilithe a rith.

An Buan-
Chomhchoiste um
Billí
Comhdhlúite.

145. (1) Beidh arna bhunú, i dtosach gach Seanaid, Buan-Choiste a bheidh le comhcheangal lena shamhail de Choiste den Dáil chun an Buan-Chomhchoiste um Billí Comhdhlúite a chomh-

decided that the words proposed to be omitted stand part of the question the Bill shall forthwith be declared to be read a second time.

142. Every Consolidation Bill after having passed its Second Stage shall, with the concurrence of both Houses, be referred to a Standing Joint Committee consisting of Committees of each House joined together for the purpose of consideration of such Bills [S. O. 145]. In the absence of such concurrence the Bill may be referred to a Standing Committee of the Seanad.

Consolidation Bill to be referred to Standing Joint Committee.

143. On motion made in the Seanad, in the case of a Consolidation Bill originating in the Dáil, to concur with the Dáil as to the expediency of referring the Bill to the Standing Joint Committee, the only amendment which may be moved is one stating a reason or reasons in challenge of the Certificate of the Attorney General.

Motion to concur with Dáil in referring Consolidation Bill to Standing Joint Committee.

144. When a Consolidation Bill has been read a second time in the originating House and a Resolution of concurrence in the reference of the Bill to the Standing Joint Committee has been passed by the other House, Orders for the committal of the Bill to the Standing Joint Committee shall be made by both Houses for a date not earlier than fourteen days after the passage of the resolution of concurrence.

Order for committal of Consolidation Bill.

145. (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 constitute the Standing

Standing Joint Committee on Consolidation Bills.

dhéanamh. Faoi réir fhorálacha mhír (3), triúr comhalta a bheidh ar an mBuan-Choiste ar córam beirt díobh. Ceathrar is córam don Bhuan-Chomhchoiste ar comhalta de Dháil Éireann duine amháin ar a laghad díobh agus ar comhalta de Sheanad Éireann duine amháin ar a laghad díobh.

(2) An comhalta den Rialtas atá i mbun na Roinne lena mbaineann an dlí reachtúil a bheidh i dtrácht i mBille, a bheidh curtha faoi bhráid an Bhuan-Chomhchoiste beidh sé nó sí ina chomhalta nó ina comhalta *ex officio* den Bhuan-Chomhchoiste chun an Bille a bhreithniú: Ar choinníoll go bhféadfaidh an comhalta sin den Rialtas comhalta eile den Rialtas nó Aire Stáit a ainmniú chun gníomhú ina ionad nó ina hionad chun na críche sin.

(3) Féadfar cibé líon comhaltaí, nach mó ná triúr, a chur leis an mBuan-Choiste um Bille Comhdhlúite chun aon Bhille áirithe a bhreithniú a bheidh curtha chun an Bhuan-Chomhchoiste.

(4) Beidh na cumhachtaí seo a leanas ag an mBuan-Chomhchoiste:—

- (a) an chumhacht chun fios a chur ar dhaoine, ar pháipéir agus ar thaifid mar a mhínítear i mBuan-Ordú 74;
- (b) an chumhacht chun fianaise béil agus fianaise scríofa a ghlacadh mar a mhínítear i mBuan-Ordú 71 (1); agus
- (c) an chumhacht chun tuarascálacha mar a mhínítear i mBuan-Ordú 75 (1) a chlóbhualadh agus a fhoilsiú.

Joint Committee on Consolidation Bills. The Standing Committee shall, subject to the provisions of paragraph (3), consist of three members, two of whom shall constitute a quorum. The quorum of the Standing Joint Committee shall be four, of whom at least one shall be a member of Dáil Éireann and one a member of Seanad Éireann.

(2) The member of the Government in charge of the Department the statute law of which is dealt with in a Bill which has been referred to the Standing Joint Committee shall be an *ex officio* member of the Standing Joint Committee for the purpose of consideration of the Bill: provided that such member of the Government may nominate another member of the Government or a Minister of State to act in his or her stead for that purpose.

(3) Such number of members, not exceeding three, may be added to the Standing Committee on a Consolidation Bill for the purpose of considering any particular Bill committed to the Standing Joint Committee.

(4) The Standing Joint Committee shall have the following powers:—

- (a) power to send for persons, papers and records as defined in Standing Order 74;
- (b) power to take oral and written evidence as defined in Standing Order 71 (1); and
- (c) power to print and publish reports as defined in Standing Order 75 (1).

(5) Déanfaidh an Buan-Chomhchoiste, ó am go ham, de réir mar is cuí leis an mBuan-Chomhchoiste, miontuairiscí ar a chuid imeachtaí a leagan faoi bhráid gach Tí.

Srian ar leasuithe ar Bhillé Comhdhlúite i gCoiste.

146. Sa Bhuan-Chomhchoiste um Bille Comhdhlúite ní cead aon leasuithe ach amháin leasuithe chun athbhríonna agus neamhréireachtaí a dhíchur, chun sásra nua a chur in ionad seansásra nó sásra neamhchaoithiúil nó chun comhréireacht cainte a áirithiú nó nithe a chur in oiriúint don dlí agus don chleachtas mar atá. Ní bheidh aon leasuithe in ordú más cinn iad de shaghas a leasódh substaint an dlí reachtúil.

Teachtaireachtaí ón mBuan-Chomhchoiste um Billí Comhdhlúite: An Bille a chur síos do Chéim na Tuarascála.

147. Nuair a bheidh breithniú déanta ar réamhrá (más ann) agus teideal Bille Chomhdhlúite sa Bhuan-Chomhchoiste:

- (a) cuirfidh an Buan-Chomhchoiste Teachtaireacht chuig gach Teach ar an modh dá bhforáiltear i mBuan-Ordú 73. D'ainneoin ghinearáltacht Bhuan-Ordú 145(4), measfar gurb ionann Cléireach an tSeanaid d'fháil Teachtaireachta den sórt sin agus an Buan-Chomhchoiste do thabhairt tuarascála ar an mBille;
- (b) clóbhuailfear an Bille, má leasaítear é; agus
- (c) cuirfear an Bille síos do Chéim na Tuarascála sa Teach tionscnaimh ar dháta nach luaithe ná ocht lá is fiche ina dhiaidh sin.

(5) The Standing Joint Committee shall, from time to time as the Standing Joint Committee sees fit, lay minutes of its proceedings before each House.

146. In the Standing Joint Committee on a Consolidation Bill the only permissible amendments shall be amendments designed to be for the removal of ambiguities and inconsistencies, the substitution of modern for obsolete or inconvenient machinery or the achievement of uniformity of expression or adaptation to existing law and practice. Amendments of the nature of substantive amendment of the statute law shall not be in order.

Restriction on amendments to Consolidation Bill in Committee.

147. When the preamble (if any) and the title of a Consolidation Bill shall have been considered in the Standing Joint Committee:

Messages from Standing Joint Committee on Consolidation Bills. Bill to be set down for Report.

- (a) the Standing Joint Committee shall send a Message to each House in the manner provided for in Standing Order 73. Notwithstanding the generality of Standing Order 145(4), the receipt by the Clerk of the Seanad of such a Message shall be deemed to be the report of the Standing Joint Committee on the Bill;
- (b) the Bill, if amended, shall be printed; and
- (c) the Bill shall be set down for Report Stage in the originating House on a date not earlier than twenty-eight days thereafter.

Leasuithe ar
Chéim na
Tuarascála de
Bhille
Comhdhlúite;
dáta don Chúigiú
Céim.

148. Ar Chéim na Tuarascála, beidh srian le leasuithe amhail mar atá sa Bhuan-Chomhchoiste [B.O. 146] agus socrófar an Cúigiú Céim do dháta nach luaithe ná ceithre lá dhéag ina dhiaidh sin.

Gabháil thar
Céimeanna i gcás
Billí
Comhdhlúite.

149. I gcás Bille Chomhdhlúite a tionscnaíodh sa Dáil déanfar, ar an mBille a fháil sa Seanad tar éis a rite ag an Dáil, é a chur síos do Chéim na Tuarascála agus gabhfar thar an gCéad, an Dara, agus an Tríú Céim.

CUMARSÁID IDIR AN SEANAD AGUS AN DÁIL

Teachtaireachtaí

Teachtaireachtaí
chun na Dála.

150. Is i scríbhinn, faoi láimh an Chléirigh, a chuirfear Teachtaireachtaí ón Seanad chun na Dála agus is chun Cléireach na Dála a dhíreofar iad.

Teachtaireachtaí
ón Dáil, beart
orthu.

151. (1) Is é an Cléireach a ghlacfaidh Teachtaireachtaí ón Dáil. Cuirfidh an Cathaoirleach aon Teachtaireacht den sórt sin in iúl don Seanad a luaithe a bheidh caoi aige air: Ach i gcás práinne féadfar briseadh isteach ar aon ghnó a bheidh ar siúl nuair a gheofar an Teachtaireacht sin chun go gcloisfear í.

(2) Más gá i gcás Teachtaireachta ón Dáil go ndéanfadh an Seanad beart ar bith, cuirfear an Teachtaireacht ar an gcéad Riar na hOibre a ullmhófar ina dhiaidh sin agus breithneofar í dá réir sin: Ach i gcás práinne féadfaidh an Seanad

148. On the Report Stage, amendments shall be restricted similarly as in the Standing Joint Committee [S. O. 146] and the Fifth Stage shall be fixed for a date not earlier than fourteen days thereafter.

Amendments on Report Stage of Consolidation Bill; date for Fifth Stage.

149. In the case of a Consolidation Bill originating in the Dáil, the Bill shall on its receipt in the Seanad after being passed by the Dáil be set down for Report Stage, the First, Second and Third Stages being waived.

Waiver of Stages of Consolidation Bills.

COMMUNICATION BETWEEN THE SEANAD AND THE DÁIL

Messages

150. Messages from the Seanad to the Dáil shall be in writing, signed by the Clerk and shall be addressed to the Clerk of the Dáil.

Messages to the Dáil.

151. (1) Messages from the Dáil shall be received by the Clerk. The Cathaoirleach shall at the first convenient opportunity communicate any such Message to the Seanad: provided that in case of urgency any business in progress upon the receipt of such Message may be interrupted to hear the same.

Messages from Dáil, action on.

(2) If a Message from the Dáil requires any action to be taken by the Seanad, it shall be set down on the Order Paper next thereafter prepared and shall be considered accordingly:

an Teachtaireacht sin a bhreithniú níos luaithe ná sin.

Billí

Billí a ritheadh sa Seanad a dheimhniú.

152. Tar éis Bille a tionscnaíodh sa Seanad a ghabháil trí gach Céim sa Seanad, déanfaidh an Cléireach, nó cuirfidh sé faoi deara go ndéanfar, cóip bheacht de, agus deimhneoidh sé gur cóip dhílis chruinn an chóip sin trína dheimhniú sin ar bharr an chéad leathanaigh agus trína inisealacha agus uimhir a chur ar gach leathanach ina dhiaidh sin. Luafar sa deimhniú faoi láimh an Chléirigh an dáta a ritheadh an Bille ag an Seanad agus an dáta a cuireadh é chun na Dála.

Billí a chur chun na Dála.

153. Déanfar an chóip dhílis sin de Bhille a ritheadh mar a dúradh, arna deimhniú go cuí mar a fhoráiltear anseo roimhe seo, a chur chun na Dála, mar aon le Teachtaireacht ag tagairt don Bhille sin. Déarfar sa Teachtaireacht gur mian leis an Seanad go gcomhaontódh an Dáil le dlí a dhéanamh den Bhille.

Billí a chur ar ais chun na Dála.

154. (1) Nuair a bheidh Bille Airgid deimhnithe a fuarthas ón Dáil tar éis gabháil tríd an gCúigiú Céim sa Seanad, cuirfidh an Cléireach an Bille ar ais go dtí Cléireach na Dála á dheimhniú gur ghlac an Seanad leis an mBille le moltaí nó gan mholtaí agus mar aon le Teachtaireacht sa chéill sin ina sonrófar na moltaí a rinne an Seanad, má rinne.

provided that in case of urgency the Seanad may give earlier consideration to such Message.

Bills

152. When a Bill initiated in the Seanad has passed through all its stages in the Seanad, the Clerk shall make, or cause to be made, an exact copy thereof, and shall vouch such copy to be a true and correct copy by certifying the same at the head of the first page and by initialling and numbering each succeeding page. The signed certificate of the Clerk shall state the date of the passing of the Bill by the Seanad and the date of its transmission to the Dáil.

Vouching of Bills passed by Seanad.

153. Such true copy of a Bill passed as aforesaid and duly certified in the manner hereinbefore provided, together with a Message referring to such Bill, shall be transmitted to the Dáil. The Message shall state that the Seanad desires the agreement of the Dáil to the passing of the Bill into law.

Transmission of Bills to Dáil.

154. (1) When a certified Money Bill received from the Dáil has completed its Fifth Stage in the Seanad, the Clerk shall return the Bill to the Clerk of the Dáil, certifying that the Bill has been accepted by the Seanad with or without recommendations and accompanied by a Message to that effect and specifying the recommendations, if any, made by the Seanad.

Return of Bills to Dáil.

(2) Nuair a gheofar Bille nach Bille Airgid deimhnithe ón Dáil agus nuair a rithfidh an Seanad é le leasuithe nó gan leasuithe, cuirfidh an Cléireach an Bille ar ais go dtí Cléireach na Dála, á dheimhniú gur ritheadh an Bille ag an Seanad le leasuithe nó gan leasuithe mar aon le Teachtaireacht sa chéill sin ina sonrófar na leasuithe a rinne an Seanad, má rinne.

(3) Nuair a bheidh an Seanad tar éis diúltú do Bhille a fuarthas ón Dáil, cuirfidh an Cléireach an Bille ar ais go dtí Cléireach na Dála á dheimhniú gur dhiúltaigh an Seanad dó, mar aon le Teachtaireacht sa chéill sin.

BILLÍ A SHÍNIÚ NÍOS LUAITHE

Tairiscint ag comhthoilí leis an Uachtarán do chur a lámhe le Bille níos luaithe.

155. Féadfar tairiscint go gcomhthoileoidh an Seanad leis an Uachtarán do chur a lámhe le Bille níos luaithe faoi fho-alt 2^o d'alt 2 d'Airteagal 25 den Bhunreacht a dhéanamh gan fógra.

SEANADÓIRÍ D'ÉIRÍ AS

Seanadóir d'éirí as.

156. Féadfaidh aon chomhalta den Seanad éirí as bheith ina chomhalta de, dá dheoin féin, trí fhógra i scríbhinn don Chathaoirleach, agus beidh éifeacht ag an éirí as sin láithreach ar an gCathaoirleach á fhógairt don Seanad.

(2) When a Bill other than a certified Money Bill has been received from the Dáil and has been passed by the Seanad with or without amendments, the Clerk shall return the Bill to the Clerk of the Dáil, certifying that the Bill has been passed by the Seanad with or without amendments and accompanied by a Message to that effect and specifying the amendments, if any, made by the Seanad.

(3) When a Bill, received from the Dáil, has been rejected by the Seanad, the Clerk shall return the Bill to the Clerk of the Dáil certifying that the Bill has been rejected by the Seanad and accompanied by a message to that effect.

EARLIER SIGNATURE OF BILLS

155. A motion of concurrence by the Seanad with the earlier signature of a Bill by the President under subsection 2^o of section 2 of Article 25 of the Constitution may be moved without notice.

Motion of concurrence with earlier signature of Bill by President.

RESIGNATION OF SENATORS

156. Any member of the Seanad may voluntarily resign his membership thereof by notice in writing to the Cathaoirleach, and such resignation shall take effect immediately upon the announcement thereof to the Seanad by the Cathaoirleach.

Resignation of Senator.

CORRFHOLÚNTAIS

Corrfholúntais.

157. (1) Aon uair a tharlóidh corrfholúntas i gcomhaltas an tSeanaid, fógróidh an Cathaoirleach é sin don Seanad ag an gcéad tionól ina dhiaidh sin.

(2) Más i líon na gcomhaltaí a ainmníodh chun an tSeanaid a tharlóidh an folúntas, cuirfidh an Cathaoirleach fógra i scríbhinn i dtaobh an fholúntais sin go dtí an Taoiseach.

(3) Más i líon na gcomhaltaí a toghadh chun an tSeanaid a tharlóidh an folúntas, cuirfidh an Cléireach, ar ordachán ón Seanad, fógra i scríbhinn i dtaobh an fholúntais sin go dtí an t-Aire Comhshaoil.

(4) Cuirfidh an Cléireach in iúl do Sheanadóir nua-ainmnithe nó nuathofa nach foláir dó bheith i láthair in áit a cheapfaidh sé, agus lá nó laethanta a ainmneoidh sé chun forálacha mhír (1) de Bhuan-Ordú 1 a chomhlíonadh.

(5) Fógróidh an Cathaoirleach ainm comhalta a ainmníodh nó a toghadh chun corrfholúntas a líonadh ag an gcéad tionól ina dhiaidh sin den Seanad.

DOICIMÉID A LEAGFAR FAOI BHRÁID AN TSEANAID

An modh ar an leagfar doiciméid faoi bhráid an tSeanaid .

158. (1) Nuair is gá doiciméad a leagan faoi bhráid an tSeanaid measfar í a bheith leagtha faoi bhráid an tSeanaid má dhéantar cóip den doiciméad, a bhféadfaidh gur cóip leictreonach i

CASUAL VACANCIES

157. (1) Whenever a casual vacancy occurs in the membership of the Seanad, the Cathaoirleach shall at the first meeting thereafter announce the occurrence of such vacancy to the Seanad. Casual vacancies.

(2) When the vacancy occurs in the number of nominated members of the Seanad, the Cathaoirleach shall send to the Taoiseach notice in writing of such vacancy.

(3) When the vacancy occurs among the members elected to the Seanad the Clerk shall, on the direction of the Seanad, send notice in writing of such vacancy to the Minister for the Environment.

(4) The Clerk shall notify a newly-nominated or a newly-elected Senator that his attendance is required at a place appointed, and on a day or days named by him, for the purpose of complying with the provisions of paragraph (1) of Standing Order 1.

(5) The name of a member nominated or elected to fill a casual vacancy shall be announced by the Cathaoirleach at the next ensuing meeting of the Seanad.

DOCUMENTS LAID BEFORE THE SEANAD

158. (1) Where a document is required to be laid before the Seanad the delivery of a copy of the document, which may be an electronic copy in an approved format, to the Parliamentary Method of laying documents before the Seanad.

bhfoirm cheadaithe í, a sheachadadh chun na críche sin ar Leabharlann an Oireachtais.

(2) Gach doiciméad a leagfar faoi bhráid an tSeanaid, measfar é a bheith infhoilsithe.

BUAN-ORDUITHE A CHUR AR FIONRAÍ

Buan-Orduithe a chur ar fionraí.

159. (1) Féadfar aon cheann nó cinn de Bhuan-Orduithe an tSeanaid a chur ar fionraí ar feadh shuí an lae, agus chun críche áirithe, má thairgtear sin tar éis fógra a thabhairt.

(2) Ach má bhíonn práinn leis, agus is é an Cathaoirleach a bheidh ina bhreitheamh air sin, féadfar aon Bhuan-Ordú nó Buan-Orduithe a chur ar fionraí ar thairiscint a dhéanamh gan fógra. Má chuirtear i gcoinne tairisceana den sórt sin ceadóidh an Cathaoirleach ráiteas mínitheach ón gcomhalta a rinne an tairiscint, agus ráiteas ó chomhalta atá ag cur i gcoinne na tairisceana, sula gcuirfidh sé an cheist uirthi.

RÉ NA mBUAN-ORDUITHE

Ré na mBuan-Orduithe seo.

160. Leanfaidh na Buan-Orduithe sin roimhe seo i bhfeidhm go dtí go leasófar nó go n-aisghairfear iad.

Library for that purpose shall be deemed to be the laying of it before the Seanad.

(2) All documents laid before the Seanad shall be considered public.

SUSPENSION OF STANDING ORDERS

159. (1) Any Standing Order or Orders of the Seanad may be suspended for the day's sitting, and for a particular purpose, upon motion made after notice. Suspension of Standing Orders.

(2) Provided that in cases of necessity, of which the Cathaoirleach shall be the judge, any Standing Order or Orders may be suspended upon motion made without notice. If such motion be opposed the Cathaoirleach shall permit an explanatory statement from the member who moves it and a statement from a member who opposes it before he puts the question thereon.

DURATION OF STANDING ORDERS

160. The foregoing Standing Orders shall continue in force until amended or repealed. Duration of these Standing Orders.

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