



**AN BILLE UM BEARTA AIRGEADAIS EIGEANDALA AR
MHAITHE LE LEAS AN PHOBAIL (LEASU), 2012**

**FINANCIAL EMERGENCY MEASURES IN THE PUBLIC
INTEREST (AMENDMENT) BILL 2012**

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As initiated

ARRANGEMENT OF SECTIONS

PART 1

PRELIMINARY AND GENERAL

Section

1. Short title and commencement.
2. Interpretation.

PART 2

**AMENDMENT OF ACTS RELATING TO FINANCIAL EMERGENCY MEASURES
IN THE PUBLIC INTEREST**

3. Amendment of section 6 of Principal Act.
4. Amendment of section 9 of Principal Act
5. Amendment of section 10 of Principal Act.
6. Amendment of section 12(2) of Principal Act.
7. Amendment of section 13(2) of Principal Act.

PART 3

**REPEAL OF SECTIONS 6 AND 7 OF THE SUPERANNUATION AND PENSIONS
ACT 1963**

8. Repeal of sections 6 and 7 of Superannuation and Pensions Act 1963.

PART 4

REPEAL OF STATUTORY INSTRUMENT NO. 28 OF 2012 OIREACTAS (ALLOWANCES) (CERTAIN MINISTERS OF STATE) ORDER 2012 (S.I. No. 28 OF 2012)

9. Repeal of S.I. No. 28 of 2012.

ACTS REFERRED TO

Financial Emergency Measures in the Public Interest (Amendment) Act 2011	2011, No. 39
Superannuation and Pensions Act 1963	1963, No. 24



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MHAITHE LE LEAS AN PHOBAIL (LEASU), 2012**

**FINANCIAL EMERGENCY MEASURES IN THE PUBLIC
INTEREST (AMENDMENT) BILL 2012**

BILL

entitled

AN ACT, IN THE PUBLIC INTEREST, TO PROVIDE FOR THE
AMENDMENTS TO THE FINANCIAL EMERGENCY
MEASURES IN THE PUBLIC INTEREST (AMENDMENT)
10 ACT 2011 IN ORDER TO PROVIDE FOR THE
REDUCTION OF THE REMUNERATION OF JUDGES,
MILITARY JUDGES, CERTAIN OTHER OFFICE HOLD-
ERS, MEMBERS OF THE HOUSES OF THE
OIREACHTAS, PUBLIC SERVANTS; AMENDMENTS TO
15 THE SUPERANNUATION AND PENSIONS ACT 1963 IN
ORDER TO PROVIDE FOR THE WITHDRAWAL OF
SPECIAL PENSION PROVISIONS FOR ALL CURRENT
AND FUTURE SECRETARIES GENERAL.

WHEREAS a serious disturbance in the economy and a decline
20 in the economic circumstances of the State have occurred and are
continuing;

AND WHEREAS urgent measures continue to be required to
redress the shortfall between expenditure and revenue;

AND WHEREAS the State is in receipt of loans from the EU
25 and IMF emergency measures necessitating a significant reduction
of the remuneration of senior public servants, members of the
Houses of the Oireachtas, certain office holders including the
President and Judiciary;

AND WHEREAS an unsustainable inequity of remuneration has
30 developed across the public service—

BE IT THEREFORE ENACTED BY THE OIREACHTAS AS
FOLLOWS:

PART 1

PRELIMINARY AND GENERAL

Short title and
commencement.

1.—(1) This Act may be cited as the Financial Emergency Measures in the Public Interest (Amendment) Act 2012.

(2) This Act or parts thereof shall come into effect within 90 days of the coming into effect of this Bill. 5

Interpretation.

2.—In this Act “Principal Act” means Financial Emergency Measures in the Public Interest (Amendment) Act 2011”:

In this Act “Public Servant” means a person who is employed by, or who holds any office or other position, in a public service body. 10

PART 2

AMENDMENT OF ACTS RELATING TO FINANCIAL EMERGENCY MEASURES IN THE PUBLIC INTEREST

Amendment of
section 6 of
Principal Act.

3.—Section 6 of the Principal Act is amended by the substitution of the following Tables for the Tables in that subsection: 15

“TABLE 1

Holders of certain offices and other public servants

Office	Reduction	
President	Total annual remuneration shall be no more than €100,000	20
Taoiseach	Total annual remuneration shall be no more than €100,000	
Tánaiste	Total annual remuneration shall be no more than €100,000	
Minister	Total annual remuneration shall be no more than €100,000	25
Minister of State	Total annual remuneration shall be no more than €100,000	
Ceann Comhairle	Total annual remuneration shall be no more than €100,000	30
Leas-Cheann Comhairle	Total annual remuneration shall be no more than €100,000	
Cathaoirleach	Total annual remuneration shall be no more than €100,000	
Attorney General	Total annual remuneration shall be no more than €100,000	35
Comptroller and Auditor General	Total annual remuneration shall be no more than €100,000	
Secretary General of a Government Department	Total annual remuneration shall be no more than €100,000	40
Teachta Dála	Total annual remuneration shall be no more than €75,000	
Senator	Total annual remuneration shall be no more than €60,000	
Oireachtas Committee Chair	100 per cent reduction of remuneration	45

	Office	Reduction
	Commission Members	100 per cent reduction of remuneration
	Government Whip allowance	100 per cent reduction of remuneration
	Assistant Government Whip allowance	100 per cent reduction of remuneration
5	Whip to the opposition parties	100 per cent reduction of remuneration
	Assistant whip to the opposition parties	100 per cent reduction of remuneration
	Leader of the House (Seanad) allowance	100 per cent reduction of remuneration
10	Deputy Leader of the House (Seanad) allowance	100 per cent reduction of remuneration
	Opposition Leader of the House (Seanad)	100 per cent reduction of remuneration
	Government Whip (Seanad)	100 per cent reduction of remuneration
15	Assistant Government Whip (Seanad)	100 per cent reduction of remuneration
	Leader of the Independent Group (Seanad)	100 per cent reduction of remuneration
20	Leader of the Labour Group (Seanad)	100 per cent reduction of remuneration
	Whip to an Independent Group (Seanad)	100 per cent reduction of remuneration
	Whip to the Labour Group (Seanad)	100 per cent reduction of remuneration

25 **TABLE 2**

Public servants with total annual remuneration over €100,000

	Annualised amount of total remuneration	Reduction
30	€100,000 or more	Total annual remuneration shall be no more than €100,000

.”.

4.—Section 9 of the Principal Act is amended by the substitution of the following Table for Table in that subsection:

Amendment of section 9 of Principal Act

“TABLE

35	Annualised amount of public service pension	Reduction
	Up to €12,000	Exempt
	Any amount over €12,000 but not over €24,000	6 per cent
	Any amount over €24,000 but not over €60,000	9 per cent
	Any amount over €60,000 but not over €80,000	20 per cent
40	Any amount over €80,000 but not over €100,000	50 per cent
	Any amount over €100,000	100 per cent

.”.

5.—Section 10(9B) is deleted and the following is substituted for section 10(9A):

Amendment of section 10 of Principal Act.

“(9A) The annual sums payable by way of remuneration to the several judges of the Supreme Court, the Circuit Court and the District Court shall be as follows, namely—

- (a) to the Chief Justice, the sum of €100,000,
- (b) to the President of the High Court, the sum of 5
€100,000,
- (c) to each ordinary judge of the Supreme Court, the sum
of €100,000,
- (d) to the President of the Circuit Court, the sum of 10
€100,000,
- (e) to each ordinary Judge of the High Court, the sum
of €100,000,
- (f) to the President of the District Court, the sum of
€100,000,
- (g) to each ordinary judge of the Circuit Court, the sum 15
of €100,000,
- (h) to each ordinary judge of the District Court, the sum
of €100,000.”.

Amendment of
section 12(2) of
Principal Act.

6.—Subsection (2) of section 12 of the Principal Act is hereby
deleted. 20

Amendment of
section 13(2) of
Principal Act.

7.—Subsection (2) of section 13 of the Principal Act is hereby
deleted.

PART 3

REPEAL OF SECTIONS 6 AND 7 OF THE SUPERANNUATION AND PENSIONS
ACT 1963 25

Repeal of sections 6
and 7 of
Superannuation and
Pensions Act 1963.

8.—Sections 6 and 7 of the Superannuation and Pensions Act 1963
are repealed and this provision shall come into effect immediately
on the passing of this Act.

PART 4

REPEAL OF STATUTORY INSTRUMENT NO. 28 OF 2012 OIREACHTAS 30
(ALLOWANCES) (CERTAIN MINISTERS OF STATE) ORDER 2012 (S.I. No.
28 OF 2012)

Repeal of S.I. No.
28 of 2012.

9.—Statutory Instrument No. 28 of 2012 Oireachtas (Allowances)
(Certain Ministers of State) Order 2012 (S.I. No. 28 of 2012) is
repealed and this provision shall come into effect immediately on the 35
passing of this Act.