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**An Bille Sláinte (Formhaoirsiú Parlaiminteach ar Ionstraimí Áirithe a  
Bhaineann le Covid-19), 2021**

**Health (Parliamentary Oversight of Certain Instruments Relating to Covid-19)  
Bill 2021**

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*Mar a tionscnaíodh*

*As initiated*

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**AN BILLE SLÁINTE (FORMHAOIRSIÚ PARLAIMINTEACH AR IONSTRAIMÍ  
ÁIRITHE A BHAINNEANN LE COVID-19), 2021  
HEALTH (PARLIAMENTARY OVERSIGHT OF CERTAIN INSTRUMENTS  
RELATING TO COVID-19) BILL 2021**

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*Mar a tionscnaíodh*

*As initiated*

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ACTS REFERRED TO

Health Act 1947 (No. 28)

Health Acts 1947 to 2020



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AN BILLE SLÁINTE (FORMHAOIRSIÚ PARLAIMINTEACH AR IONSTRAIMÍ  
ÁIRITHE A BHAINNEANN LE COVID-19), 2021  
HEALTH (PARLIAMENTARY OVERSIGHT OF CERTAIN INSTRUMENTS  
RELATING TO COVID-19) BILL 2021

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# Bill

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*entitled*

An Act to amend the [Health Act 1947](#), and for that purpose to provide for parliamentary oversight of regulations made by the Minister for Health under section 31A of that Act and of orders made by that Minister under section 31B of that Act and to provide for related matters.

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**Be it enacted by the Oireachtas as follows:**

## Definition

1. In this Act, “Act of 1947” means the [Health Act 1947](#).

## Amendment of section 5 (Regulations) of Act of 1947

2. Section 5 of the Act of 1947 is amended in subsection (5) by the substitution of “Except where section 31E applies, every regulation made by the Minister” for “Every regulation made by the Minister”. 15

## Parliamentary oversight of regulations under section 31A and orders under section 31B of Act of 1947

3. The Act of 1947 is amended by the insertion of the following section after section 31B: 20

### “Parliamentary oversight of regulations under section 31A and orders under section 31B

**31E.** (1) In this section ‘relevant statutory instrument’ means either—

(a) regulations made in whole or in part under section 31A, or

(b) an order made under section 31B. 25

(2) Every relevant statutory instrument made by the Minister shall be laid before each House of the Oireachtas as soon as may be after it is made and—

(a) where, before the date on which paragraph (b) would have effect, a resolution annulling the instrument is passed by either such House, the instrument shall be annulled accordingly but without prejudice 30

to the validity of anything previously done under it, or

(b) if, in respect of each House, a resolution confirming the instruments is not passed by it—

(i) on the day it is laid before that House or within the next subsequent 14 days on which that House has sat after the instrument was so laid, or 5

(ii) in any other case, within 21 days after the instrument was made, whichever first occurs, then the instrument shall be deemed to be annulled accordingly but without prejudice to the validity of anything previously done under it. 10

(3) The period of time to which subsection (2)(b) relates in respect of a relevant statutory instrument that has been subsequently amended is the period of time concerned for that instrument and not to any other period of time by reference to the amending instrument.

(4) Notwithstanding subsection (3), subsection (2)(b) does not apply to a relevant statutory instrument where, before the date on which subsection (2)(b) would have had effect— 15

(a) the instrument ceases to have effect in accordance with its provisions,

(b) the instrument ceases to have effect in accordance with any subsequent amendment duly made to it or has been duly revoked, or 20

(c) the instrument has been annulled by either House in accordance with subsection (2)(a).”.

**Short title and collective citation**

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4. (1) This Act may be cited as the Health (Parliamentary Oversight of Certain Instruments Relating to Covid-19) Act 2021.

(2) This Act and the Health Acts 1947 to 2020 may be cited together as the Health Acts 1947 to 2021.



An Bille Sláinte (Formhaoirsiú  
Parlaiminteach ar Ionstraimí Áirithe a  
Bhaineann le Covid-19), 2021

# BILLE

*(mar a tionscnaíodh)*

*dá ngairtear*

Acht do leasú an Achta Sláinte, 1947, agus, chun na críche sin, do dhéanamh socrú maidir le formhaoirsiú parlaiminteach ar rialacháin arna ndéanamh ag an Aire Sláinte faoi alt 31A den Acht sin agus ar orduithe arna ndéanamh ag an Aire sin faoi alt 31B den Acht sin agus do dhéanamh socrú i dtaobh nithe gaolmhara.

*Na Teachtaí Pa Ó Dálaigh agus David Cullinane a  
thug isteach,  
27 Eanáir, 2021*

Health (Parliamentary Oversight of Certain  
Instruments Relating to Covid-19) Bill 2021

# BILL

*(as initiated)*

*entitled*

An Act to amend the Health Act 1947, and for that purpose to provide for parliamentary oversight of regulations made by the Minister for Health under section 31A of that Act and of orders made by that Minister under section 31B of that Act and to provide for related matters.

*Introduced by Deputies Pa Daly and David  
Cullinane,  
27th January, 2021*