



Number 24 of 2014

Electoral (Amendment) (No. 2) Act 2014



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ACTS REFERRED TO

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Seanad Electoral (Panel Members) Act 1947 (No. 42)

Seanad Electoral (University Members) Act 1937 (No. 30)



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ELECTORAL (AMENDMENT) (NO. 2) ACT 2014

An Act to provide in certain circumstances for the Clerk-Assistant of Dáil Éireann to perform the functions of the Clerk of Dáil Éireann and for the Clerk-Assistant of Seanad Éireann to perform the functions of the Clerk of Seanad Éireann; and to provide for related matters. [26th July, 2014]

Be it enacted by the Oireachtas as follows:

Absence, incapacity or vacancy in office of Clerk of Dáil Éireann

1. (1) If and so long as the office of Clerk of Dáil Éireann is vacant or the holder of that office is unable through illness, absence or other cause to perform his or her functions under any of the relevant statutory provisions, the functions conferred on the said Clerk by those provisions shall be performed by the Clerk-Assistant of Dáil Éireann and relevant references in the relevant Acts to the Clerk of Dáil Éireann shall be construed as references to the Clerk-Assistant of Dáil Éireann and any connected references shall be construed accordingly.
- (2) In this section—
- “relevant Acts” means—
- (a) the Electoral Act 1992,
 - (b) the European Parliament Elections Act 1997,
 - (c) the Presidential Elections Act 1993,
 - (d) the Referendum Act 1994,
 - (e) the Seanad Electoral (Panel Members) Act 1947, and
 - (f) the Seanad Electoral (University Members) Act 1937;
- “relevant statutory provisions” means—
- (a) sections 31, 35(1), 36(2), 40, 58(b), 62, 63, 76, 129, 130(5) and 131 of the Electoral Act 1992 and rules 3(4) and 12(2) of the Third Schedule to that Act,
 - (b) rules 19 and 92(3) of the Second Schedule to the European Parliament Elections Act 1997,
 - (c) section 15(3) of the Presidential Elections Act 1993,
 - (d) section 10(4) of the Referendum Act 1994,

- (e) sections 13(3), 15(1), 17, 19(2), 20, 45(2), 66, 67 and 69 of the Seanad Electoral (Panel Members) Act 1947 and rule 27 of the First Schedule and rule 23 of the Third Schedule to that Act, and
- (f) section 18 of the Seanad Electoral (University Members) Act 1937 and rule 22 of the Second Schedule to that Act.

Absence, incapacity or vacancy in office of Clerk of Seanad Éireann

2. (1) If and so long as the office of Clerk of Seanad Éireann is vacant or the holder of that office is unable through illness, absence or other cause to perform his or her functions under any of the relevant statutory provisions, the functions conferred on the said Clerk by those provisions shall be performed by the Clerk-Assistant of Seanad Éireann and relevant references in the relevant Acts to the Clerk of Seanad Éireann shall be construed as references to the Clerk-Assistant of Seanad Éireann and any connected references shall be construed accordingly.

- (2) In this section—

“relevant Acts” means—

- (a) the Electoral Act 1992,
- (b) the Presidential Elections Act 1993,
- (c) the Seanad Electoral (Panel Members) Act 1947, and
- (d) the Seanad Electoral (University Members) Act 1937;

“relevant statutory provisions” means—

- (a) section 25B(3) of the Electoral Act 1992,
- (b) section 15(3) of the Presidential Elections Act 1993,
- (c) sections 55(1) and 81 of the Seanad Electoral (Panel Members) Act 1947, and
- (d) sections 13(1), 18, 31 and 32 of the Seanad Electoral (University Members) Act 1937 and rule 22 of the Second Schedule to that Act.

Short title, construction and collective citation

3. (1) This Act may be cited as the Electoral (Amendment) (No. 2) Act 2014.
- (2) This Act shall be included in the collective citation “Electoral Acts 1992 to 2014” and shall be read together as one with those Acts.