

## Aguisín 1:

## Crutha Ráitis

- *An tArd-Aighne (roinn 16)*
- *Stiúrthóirí Ainmnithe (roinn 17)*
- *Poist Ainmnithe (roinn 18)*
- *Comhairleoirí Speisialta Airí  
Comhairleoirí Speisialta Airí (Céile agus Clann) (roinn 19)*

***An tArd-Aighne (roinn 16)***

*(Níl leagan Gaeilge den bhfoirm seo ar fáil fós.)*

## Ethics in Public Office Acts 1995 and 2001

- Attorney General -

### Statement of Interests for the purposes of Section 16 of the Ethics in Public Office Act 1995

This form is to be used by an Attorney General only where he / she is not a member of either House of the Oireachtas. Where an Attorney General is a member of Dáil Éireann or Seanad Éireann, he or she should use the forms appropriate to office holders.

Please complete in **BLOCK CAPITALS**

<b>Name:</b>	
<b>Date of Appointment as Attorney General:</b>	
<b>Period comprehended by this Statement:</b> (i.e. 1 January to 31 December or part thereof)	
<b>Address for correspondence:</b>	

In relation to each of the following disclosable interests, you should state any interest held **by you** and any interests held, to your actual knowledge, **by your spouse<sup>1</sup> or civil partner<sup>2</sup>, a child of yours, or a child of your spouse**, which could materially influence<sup>3</sup> you in or in relation to the performance of your official functions. **The amount or monetary value of the interests need not be specified.** Explanatory notes on certain of the required statements are attached.

**1. OCCUPATIONAL INCOME**

Details of any remunerated trade, profession, employment, vocation or other occupation (other than your current position as Attorney General), the remuneration from which exceeded €2,600, during the period comprehended by this statement, should be listed here.

<b>Description of trade, occupation, etc.</b>	<b>Business Address</b>
<b><u>Self:</u></b>	
<b><u>Spouse or Civil Partner or Child (name):</u></b>	

**2. SHARES ETC.**

Details of any holding of shares in, or bonds or debentures of, or other like investments in, a particular company or other enterprise or undertaking, where the aggregate value of the holding exceeded €13,000 at any time during the period comprehended by this statement, should be listed here<sup>4</sup>.

<b>Type of Holding</b>	<b>Where held</b>	<b>Nature of Business</b>
<b><u>Self:</u></b>		
<b><u>Spouse or Civil Partner or Child (name):</u></b>		

### 3. DIRECTORSHIPS

Details of any directorship or shadow directorship of any company<sup>5</sup> held during the period comprehended by this statement should be listed here<sup>6</sup>.

<b>Type of Directorship</b>	<b>Business Address</b>	<b>Nature of Business</b>
<b><u>Self:</u></b>		
<b><u>Spouse or Civil Partner or Child (name):</u></b>		

### 4. LAND

Details of any interest in land where the value of such interest exceeded €13,000 at any time during the period comprehended by this statement should be listed here, including

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- (i) any contract entered into for the purchase of land, whether or not a deposit or part payment has been made under the contract; and
- (ii) any option held to purchase land, whether or not any consideration has been paid in respect thereof, or land in respect of which such an option has been exercised but has not yet been conveyed<sup>7</sup>.

<b>Property Address</b>	<b>Purpose for which used</b>
<b><u>Self:</u></b>	
<b><u>Spouse or Civil Partner or Child (name):</u></b>	

**5. TRAVEL, ACCOMMODATION, MEALS, ETC.**

Details of travel facilities, living accommodation, meals or entertainment supplied during the period comprehended by this statement, free of charge or at a price that was less than the commercial price or prices, should be listed here<sup>8</sup>.

<b>Full Description</b>	<b>Name and Address of Supplier</b>
<b><u>Self:</u></b>	
<b><u>Spouse or Civil Partner or Child (name):</u></b>	

**6. OTHER REMUNERATED POSITIONS**

Details of any remunerated positions held as a political or public affairs lobbyist, consultant or adviser during the period comprehended by this statement, should be listed here.

<b>Full Description of Position</b>	<b>Name and Address of Person / Company / Organisation</b>
<b><u>Self:</u></b>	
<b><u>Spouse or Civil Partner or Child (name):</u></b>	

## 7. PUBLIC SERVICE CONTRACTS

Details of any contract to which the person concerned was a party, or was in any other way, directly or indirectly interested, for the supply of goods or services to a Minister of the Government, or a public body during the period comprehended by this statement, if the value of the goods or services supplied exceeded €6,500 or, in case other goods or services were supplied under such a contract if the aggregate of their value and the value aforesaid exceeded €6,500, should be listed here.

<b>Description of Contract and Interest</b>	<b>Name and Address of Contractor</b>	<b>Minister / Public Body Concerned</b>
<b><u>Self:</u></b>		
<b><u>Spouse or Civil Partner or Child (name):</u></b>		

## 8. GIFTS, PROPERTY & SERVICES

Details of:

- (i) any gift given during the period comprehended by this statement<sup>9</sup>;
- (ii) property supplied or lent, or a service supplied to the person, once or more than once by the same person, during the period comprehended by this statement, for a consideration or considerations, or at a price or prices less than the commercial consideration or considerations, or the commercial price or prices, by more than €650; and
- (iii) property lent, or a service supplied to the person, once or more than once by the same person, during the period comprehended by this statement, free of charge if the commercial consideration or considerations, or the commercial price or prices was, or were more than €650<sup>10</sup>;

should be listed here<sup>11</sup>.

Full Description of Gift, Property and/or Service	Name and Address of Benefactor, Supplier and/or Lender
<u>Self:</u>	
<u>Spouse or Civil Partner or Child (name):</u>	

**9. OTHER INTERESTS**

In line with the provisions of Section 30 of the Ethics in Public Office Act 1995, voluntary statements in respect of any interests not specified in the Second Schedule to that Act (i.e., other than those specified at 1. to 8. above), and which are held by **you or your spouse or civil partner, or a child of yours or your spouse**, may be listed here if it is considered that such interests could materially influence you in or in relation to the performance of your official duties.

<u>Self:</u>
<u>Spouse or Civil Partner or Child (name):</u>

**OBLIGATION TO DISCLOSE A MATERIAL INTEREST IN AN OFFICIAL FUNCTION**

I am aware of the obligations placed on me by Section 16(1)(b) of the Ethics in Public Office Act 1995<sup>12</sup>.

Signed: \_\_\_\_\_

Date: \_\_\_\_\_



## NOTES

<sup>1</sup> “*spouse*”, in relation to a person, does not include a spouse who is living separately and apart from the person;

<sup>2</sup> “*civil partner*” in relation to a person, means a civil partner within the meaning of the *Civil Partnership and Certain Rights and Obligations of Cohabitants Act 2010*, but does not include a civil partner who is living separately and apart from the person.

<sup>3</sup> which could materially influence you in or in relation to the performance of the functions of the office of Attorney General by reason of the fact that such performance could so affect those interests as to confer on or withhold from you or your spouse or civil partner or child of yours or child of your spouse a substantial benefit.

<sup>4</sup> “*holding*” does not include money in a current, deposit or other similar account with a financial institution.

<sup>5</sup> “*company*” means any body corporate.

<sup>6</sup> “*shadow directorship*” means the position held by a person who is a shadow director within the meaning of the Companies Acts 1963 to 1990, or, in the case of a public body that is not a company (within the meaning of the Companies Act 1963) and is specified in subparagraph (8), (9), (10), (11), or (12), or stands prescribed for the purposes of subparagraph (13), of paragraph 1 of the First Schedule to the Ethics in Public Office Act 1995, the position held by the person in accordance with whose instructions or directions, the members of the body, or the members of the board or other body that controls manages or administers that body, are accustomed to act.

<sup>7</sup> but excluding any interest in land consisting of any private home of the person or of his or her spouse or civil partner, that is to say, a building or part of a building that is occupied by the person or his or her spouse or a child of the person or of the spouse as a separate dwelling and any garden or other land usually occupied with the dwelling, being land that is subsidiary or ancillary to it, is required for its amenity or convenience and is not being used or developed primarily for commercial purposes.

<sup>8</sup> but excluding:

- (a) travel facilities, living accommodation, meals or entertainment provided -
  - (i) within the State, or
  - (ii) in the course and for the purpose of:
    - the performance of the functions of the person as Attorney General, or
    - the trade, profession, employment, vocation or other occupation of the person (other than as Attorney General);
- (b) travel facilities, living accommodation, meals or entertainment supplied to the person by a relative or civil partner or friend of the person, or of his or her spouse or civil partner, or of a child of the person or of his or her spouse, where such supply was in the nature of a gift to the person and for personal reasons only, unless the acceptance of such facilities, accommodation, meals or entertainment might reasonably be seen to have been capable of influencing him or her in the performance of his or her functions as Attorney General;
- (c) travel facilities, living accommodation, meals or entertainment supplied to the person, once or more than once by the same person during the period comprehended by this statement, free of charge if the commercial price, or the aggregate of the commercial prices, of the facilities, accommodation, meals or entertainment did not exceed €650; or

(d) travel facilities, living accommodation, meals or entertainment supplied to the person, once or more than once by the same person during the period comprehended by this statement, at a price or prices less than the commercial price or prices by not more than €650.

<sup>2</sup> but excluding -

(i) a gift to the person by a relative or civil partner or friend of the person or of his or her spouse or civil partner, or of a child of the person or of his or her spouse, for purely personal reasons only, unless the acceptance of the gift by the person could have materially influenced him or her in the performance of his or her functions as Attorney General; and

(ii) a gift given to the person, or gifts given to the person by the same person, during the period comprehended by the statement, as respects which the value, or the aggregate value, of the property the subject of the gift or gifts did not exceed €650 at any time during the period comprehended by the statement.

<sup>10</sup> other than property supplied or lent, or a service supplied to a person by a relative or civil partner or friend of the person, or of his or her spouse or civil partner, or of a child of the person or of his or her spouse, where such supply or loan was in the nature of a gift to the person and for personal reasons only, unless the acceptance of the property or loan or the service by the person could have materially influenced him or her in the performance of his or her functions as Attorney General.

<sup>11</sup> insofar as services in (ii) and (iii) relate to legal or medical services (including psychiatric or psychological services), it is only necessary to state that such services were supplied to you or to a person (who need not be identified) in respect of whom you are required to make a statement.

<sup>12</sup> In any case where a function falls to be performed and the holder of the office of Attorney General has actual knowledge that he or she, or a connected person within the meaning of the Ethics in Public Office Act 1995 and section 97 of the Civil Partnership and Certain Rights and Obligations of Cohabitants Act 2010, has a material interest in a matter to which the function relates, he or she shall prepare and furnish to the Taoiseach and the Standards in Public Office Commission a statement in writing of those facts and of the nature of the interest.

#### **Additional information**

Additional information on the requirements of the Ethics Acts and further relevant definitions are set out in the Standards in Public Office Commission's guidelines for public servants on compliance with the provisions of the Ethics in Public Office Acts 1995 and 2001. In addition to the guidelines, public servants may seek further information or advice from the Standards in Public Office Commission (tel: 01 639 5666; e-mail: [info@sipo.ie](mailto:info@sipo.ie)) concerning any provision of the legislation or the application of any such provision in any particular case.

Statements by  
Attorney General.

**16.**—(1) A person who holds or held the office of  
Attorney General—

(a) shall, subject to *section 20 (3)*, in each year during  
any part of which he holds or held that office prepare  
and furnish to the Taoiseach and the Commission a  
statement in writing of—

(i) the interests of the person, and

(ii) the interests of which he or she has actual knowledge  
of his or her spouse or civil partner or a child of the  
person or of his or her spouse, during the appropriate  
period specified in *section 20 (1)* which could materially  
influence the person in or in relation to the performance  
of the functions of that office by reason of the fact that  
such performance could so affect those interests as to  
confer on or withhold from the person or the spouse or  
civil partner or child a substantial benefit, and

(b) in any case where such a function falls to be  
performed and he or she has actual knowledge that he or  
she or a connected person has a material interest in a  
matter to which the function relates shall, before or as  
soon as may be after such performance, prepare and  
furnish to the Taoiseach and the Commission a statement  
in writing of those facts and of the nature of the interest.

(2)(a) Section 20 shall apply to a statement under  
subsection (1)(a) with the modifications that the  
references in that section to section 19(3)(a)(i) shall be  
construed as references to subsection (1)(a), the  
references to the special advisership shall be construed  
as references to the office of Attorney General and with  
any other necessary adaptations.

(b) *Subsection (2) of section 29* shall apply to the  
interests specified in *subsection (1) (a)* and to a person  
who holds the office of Attorney General as if the  
references in that subsection to *sections 17 (1) (a), 18 (2)*  
*(a) and 19 (3) (a) (i)* included references to *subsection*  
*(1) (a)* and with any other necessary adaptations.

(3) References in this section to the performance of a  
function of the office of Attorney General are references  
to the performance of the function by the holder of that  
office personally or by another person in pursuance of a  
direction given to the person, in relation to the particular  
matter concerned, by such holder personally or a person

acting on behalf of and with the personal knowledge of such holder.

(4) Where a person who holds the office of Attorney General is a member—

*(a) paragraph (a) of subsection (1)* shall not apply to the person as respects the interests, during the period of the person's membership, of the persons specified in that paragraph, and

*(b) paragraph (b) of that subsection* shall not apply to the person during the period of the person's membership.

*Stiúrthóirí Ainmnithe (roinn 17)*

Achtanna um Eitic in Oifigí Poiblí 1995 agus 2001

– Stiúrthóireachtaí Ainmnithe –

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Ráiteas i dtaobh Leasanna chun críocha Alt 17 den  
Acht um Eitic in Oifigí Poiblí 1995

**Comhlánaigh i gceannlitreacha móra le do thoil**

<b>Ainm:</b>	
<b>Teideal na Stiúrthóireachta a Shealbhaítear:</b>	
<b>Comhlacht Poiblí:</b>	
<b>Dáta Ceapacháin:</b>	
An Tréimhse a Chuimsítear sa Ráiteas seo:	
<b>Seoladh le haghaidh Comhfhreagrais:</b>	

Maidir le gach ceann de na leasanna seo a leanas ar féidir a nochtadh, ba chóir duit aon leas a lua atá arna shealbhú **agatsa**, agus aon leasanna atá arna sealbhú, ar feadh d'eolais iarbhír, **ag do chéile<sup>1</sup>, ag do pháirtneír sibhialta<sup>2</sup>, ag leanbh leat, nó ag leanbh le do chéile**, a d'fhéadfadh tionchar ábhartha a imirt ort i gcomhlíonadh d'fheidhmeanna oifigiúla nó maidir lena gcomhlíonadh. **Ní gá méid nó luach airgid na leasanna a shonrú.** Tá nótaí míniúcháin ar chuid de na ráitis riachtanacha ag gabháil leis seo.

## **IONCAM OIBRE, ETC.**

Ba chóir sonraí maidir le haon cheird, ghairm, fhostaíocht, slí bheatha, nó obair eile (seachas an stiúthóireacht ar a bhfuil cur síos ar an gcéad leathanach den ráiteas seo), lenar bhain luach saothair ar mhó é ná €2,600 le linn na tréimhse a chuimsítear sa ráiteas seo, a liostú anseo.

Cur síos ar an Obair	Seoladh Gnó
<b><u>Tú féin:</u></b>	
<b><u>Céile nó Páirtneir Sibhialta nó Leanbh (ainm):</u></b>	

## **2. SCAIREANNA, ETC.**

Ba chóir sonraí maidir le haon sealúchas scaireanna i gcuideachta shonrach, nó bannaí nó bintiúir de chuid na cuideachta nó aon infheistíochtaí den sórt sin inti nó i bhfiontar nó i ngnóthas eile sa chás gur mhó luach comhiomlán an tsealúchais ná €13,000 tráth ar bith le linn na tréimhse atá cuimsithe sa ráiteas seo, a liostú anseo<sup>4</sup>.

Cineál sealúchais	Áit Sealbhaithe	Cineál Gnó
<b><u>Tú féin:</u></b>		
<b><u>Céile nó Páirtneir Sibhialta nó Leanbh (ainm):</u></b>		

### 3. STIÚRTHÓIREACHTAÍ

Ba chóir sonraí maidir le haon stiúirthóireacht nó chúlstiúirthóireacht ar aon chuideachta<sup>5</sup> a sealbhaíodh le linn na tréimhse a chuimsítear sa ráiteas seo a liostú anseo<sup>6</sup>.

<b>Cineál Stiúirthóireachta</b>	<b>Seoladh Gnó</b>	<b>Cineál Gnó</b>
<b><u>Tú féin:</u></b>		
<b><u>Céile nó Páirtneir Sibhialta nó Leanbh (ainm):</u></b>		

### 4. TALAMH (GAN TEACH PRÍOBHÁIDEACH SAN ÁIREAMH)<sup>7</sup>

Ba chóir sonraí a liostú anseo maidir le haon leas i dtalamh sa chás gur mhó luach an leasa sin ná €13,000 tráth ar bith le linn na tréimhse a chuimsítear sa ráiteas seo, agus san áireamh –

- (i) aon chonradh a rinneadh chun talamh a cheannach, cibé acu ar íocadh nó nár íocadh éarlais nó páirtíocaíocht faoin gconradh; agus
- (ii) aon rogha arna sealbhú chun talamh a cheannach, cibé acu ar íocadh nó nár íocadh aon chomaoin maidir leis sin, nó talamh a ndearnadh rogha den sórt sin a fheidhmiú ina leith ach nach bhfuil tíolactha fós<sup>4</sup>.

<b>Seoladh na Maoine</b>	<b>Feidhm na Maoine</b>
<b><u>Tú féin:</u></b>	
<b><u>Céile nó Páirtneir Sibhialta nó Leanbh (ainm):</u></b>	



## 5. TAISTEAL, CÓIRÍOCHT, BÉILÍ, ETC.

Ba chóir sonraí maidir le saoráidí taistil, cóiríocht mhaireachtála, béilí nó siamsaíocht a soláthraíodh le linn na tréimhse a chuimsítear sa ráiteas seo, a bhí saor in aisce nó ar phraghas ba lú ná an praghas tráchtála nó na praghsanna tráchtála, a liostú anseo<sup>8</sup>.

<u>Cur Síos Iomlán</u>	<u>Ainm agus Seoladh an tSoláthraí</u>
<u>Tú féin:</u>	
<u>Céile nó Páirtneir Sibhialta nó Leanbh (ainm):</u>	

## 6. POIST EILE LE LUACH SAOTHAIR

Ba chóir aon phoist lenar bhain luach saothair mar bhrústocaire, mar shainchomhairleoir nó mar chomhairleoir um polaitíocht nó um ghnóthaí poiblí, a sealbhaíodh le linn na tréimhse a chuimsítear sa ráiteas seo, a liostú anseo.

<u>Cur Síos Iomlán ar an bPost</u>	<u>Ainm agus Seoladh an Duine / na Cuideachta / na hEagraíochta</u>
<u>Tú féin:</u>	
<u>Céile nó Páirtneir Sibhialta nó Leanbh (ainm):</u>	

## 7. CONARTHAÍ SEIRBHÍSE POIBLÍ

Ba chóir sonraí a liostú anseo faoi aon chonradh inar pháirtí an duine lena mbaineann, nó a raibh leas aige nó aici ar aon slí eile ann, go díreach nó go hindíreach, chun earraí nó seirbhísí a sholáthar d’Aire den Rialtas, nó do chomhlacht poiblí le linn na tréimhse a chuimsítear sa ráiteas seo, más rud é gur mhó luach na n-earraí nó na seirbhísí a soláthraíodh ná €6,500 nó, sa chás gur soláthraíodh earraí nó seirbhísí eile faoi chonradh den sórt sin agus gur mhó ná €6,500 go comhiomlán a luach sin agus luach na n-earraí agus na seirbhísí réamhráite.

<b>Cur Síos ar Chonradh agus Leas</b>	<b>Ainm agus Seoladh an Chonraitheora</b>	<b>Aire / Comhlacht Poiblí lena mBaineann</b>
<b><u>Tú féin:</u></b>		
<b><u>Céile nó Páirtneir Sibhialta nó Leanbh (ainm):</u></b>		

## 8. BRONNTANAIS, MAOIN & SEIRBHÍSÍ

Ba chóir sonraí maidir le:

- (i) haon bhronntanas a tugadh le linn na tréimhse a chuimsítear sa ráiteas seo<sup>9</sup>;
- (ii) maoin a soláthraíodh nó a tugadh ar iasacht, nó seirbhís a soláthraíodh don duine, uair amháin nó níos mó ná uair amháin ag an duine céanna, le linn na tréimhse a chuimsítear sa ráiteas seo, ar chomaoin nó chomaoineacha, nó ar phraghas nó praghsanna ar lú é nó iad ná an chomaoin tráchtála nó na comaoineacha tráchtála, nó an praghas tráchtála nó na praghsanna tráchtála, de mhéid ba mhó ná €650; agus

maoin a tugadh ar iasacht nó seirbhís a soláthraíodh don duine, uair amháin nó níos mó ná uair amháin ag an duine céanna, le linn na tréimhse a chuimsítear sa ráiteas seo, saor in aisce má ba mhó ná €650<sup>10</sup> an chomaoin tráchtála nó na comaoineacha tráchtála, nó an praghas tráchtála nó na praghsanna tráchtál.

a liostú anseo<sup>11</sup>.

Cur Síos Iomlán ar Bhronntanas, ar Mhaoin agus/nó ar Sheirbhís	Ainm agus Seoladh an Bhronntóra, an tSoláthraí agus / nó an Iasachtóra
<u>Tú féin:</u>	
<u>Céile nó Páirtneir Sibhialta nó Leanbh (ainm):</u>	

## 9. LEASANNA EILE

Ag teacht le forálacha Alt 30 den Acht um Eitic in Oifig Phoiblí 1995, is féidir ráitis dheonacha maidir le haon leasanna nach bhfuil sonraithe sa Dara Sceideal leis an Acht sin (i.e. seachas na cinn ag 1. go 8. thuas), agus atá **i do sheilbh nó i seilbh do chéile, i seilbh do pháirtneara sibhialta nó i seilbh linbh leat nó linbh le do chéile**, a liostú anseo má mheastar go bhféadfadh na leasanna sin tionchar ábhartha a imirt ort i gcomhlíonadh d'fheidhmeanna oifigiúla nó maidir lena gcomhlíonadh.

<u>Tú féin:</u>
<u>Céile nó Páirtneir Sibhialta nó Leanbh (ainm):</u>

## TÁ TÚ FAOI OIBLEAGÁID LEAS ÁBHARTHA i bhFEIDHM OIFIGIÚIL A NOCHTADH

Tá mé ar an eolas faoi na hoibleagáidí a éilítear orm faoi Alt 17(1)(b) den Acht um Eitic in Oifigí Poiblí, 1995<sup>12</sup>

Síniú: \_\_\_\_\_

Dáta: \_\_\_\_\_

## NÓTAÍ

<sup>1</sup> faoin bhfocal “*céile*” i ndáil le duine, ní chuimsítear céile atá ina c(h)ónaí as/aisti féin agus go leithleach ón duine.

<sup>2</sup> ciallaíonn “*páirtnéir sibhialta*” i ndáil le duine, páirtnéir sibhialta laistigh de bhrí an *Achta um Páirtnéireacht Sibhialta agus um Chearta agus Oibleagáidí Áirithe de chuid Comhchónaitheoirí, 2010* ach ní chuimsítear faoi, páirtnéir sibhialta ata ina c(h)ónaí as/aisti féin agus go leithleach ón duine.

<sup>3</sup> a d’fhéadfadh tionchar ábhartha a imirt ort i gcomhlíonadh fheidhmeanna na stiúthóireachta nó maidir lena gcomhlíonadh de bhrí go bhféadfadh an comhlíonadh sin dul i gcion ar na leasanna sin chun sochar substaintiúil a bhronnadh nó a chosc ort nó ar do chéile nó do pháirtnéir sibhialta nó ar leanbh leat nó ar leanbh le do chéile.

<sup>4</sup> ní chuimsíonn “sealúchas” airgead i gcuntas reatha, i gcuntas taisce nó ina leithéid eile de chuntas in institiúid airgeadais.

<sup>5</sup> ciallaíonn ‘*cuideachta*’ comhlacht corpraithe ar bith

<sup>6</sup> is éard is brí le “cúlstiúthóireacht” an post atá arna shealbhú ag duine ar cúlstiúthóir é nó í faoi bhrí Achtanna na gCuideachtaí 1963 go 1990, nó, i gcás comhlachta phoiblí nach cuideachta é (faoi bhrí Acht na gCuideachtaí 1963) agus atá sonraite i bhfomhír (8), (9), (10), (11), nó (12), nó atá forordaithe chun críocha fhomhír (13) de mhír 1 den Chéad Sceideal leis an Acht um Eitic in Oifig Phoiblí 1995, an post atá arna shealbhú ag an duine ar de réir a threoracha nó a orduithe is gnách le comhaltaí an chomhlachta feidhmiú, nó le comhaltaí an bhoird nó comhlachta eile a rialaíonn, a bhainistíonn, nó a riarann an comhlacht, feidhmiú

<sup>7</sup> ach gan san áireamh aon leas i dtalamh ar teach cónaithe príobháideach an duine nó chéile an duine no páirtnéir sibhialta é, is é sin le rá, foirgneamh nó cuid d’fhoirgneamh atá in áitíocht an duine, nó in áitíocht chéile an duine, nó in áitíocht linbh leis an duine nó le céile an duine, mar áit chónaithe ar leith agus aon ghairdín nó talamh eile atá in áitíocht de ghnáth leis an teach cónaithe, ar talamh é atá tánaisteach nó cúntach leis, agus ar gá é mar thaitneamhacht nó mar áis leis, agus nach bhfuil á úsáid nó á fhorbairt go príomha chun críocha tráchtála.

<sup>8</sup> ach gan san áireamh:

(a) saoráidí taistil, cóiríocht mhaireachtála, béilí nó siamsaíocht arna soláthar

(i) laistigh den Stát, nó

(ii) le linn agus chun críocha:

- chomhlíonadh fheidhmeanna an duine mar shealbhóir stiúthóireachta ainmnithe, nó

- cheird, shlí bheatha, fhostaíocht, ghairm nó obair eile an duine (seachas sealbhóir stiúthóireachta ainmnithe);
- (b) saoráidí taistil, cóiríocht mhaireachtála, béilí nó siamsaíocht arna soláthar don duine ag gaol nó ag páirtneír sibhialta nó ag cara leis an duine, nó do chéile an duine nó páirtneír sibhialta an duine, nó do leanbh leis an duine nó do leanbh le céile an duine, sa chás gur bhronntanas don duine, agus ar chúiseanna pearsanta agus sin amháin, a rinneadh an soláthar sin, murar rud réasúnta é a shamhlú, dá nglacfaí leis na saoráidí sin, leis an gcóiríocht sin, leis na béilí sin, nó leis an tsiamsaíocht sin, go bhféadfadh an glacadh sin tionchar a imirt ar an duine agus é nó í ag comhlíonadh a fheidhmeanna nó a feidhmeanna mar shealbhóir stiúthóireachta ainmnithe;
- (c) saoráidí taistil, cóiríocht mhaireachtála, béilí nó siamsaíocht arna sholáthar don duine, uair amháin nó níos mó ná uair amháin ag an duine céanna le linn na tréimhse a chuimsítear sa ráiteas seo, saor in aisce murar mhó ná €650 praghas tráchtála nó go comhiomlán praghsanna tráchtála na saoráidí, na cóiríochta, na mbéilí nó na siamsaíochta; nó
- (d) saoráidí taistil, cóiríocht mhaireachtála, béilí nó siamsaíocht arna soláthar don duine uair amháin nó níos mó ná uair amháin ag an duine céanna le linn na tréimhse a chuimsítear sa ráiteas seo, ar phraghas nó ar phraghsanna a bhí níos lú ná an praghas tráchtála nó na praghsanna tráchtála de mhéid nach mó ná €650.

<sup>2</sup> ach gan a chur san áireamh:

(i) bronntanas don duine ó ghaol nó ó pháirtneír sibhialta nó ó chara leis an duine nó le céile an duine nó le páirtneír sibhialta an duine nó le leanbh leis an duine nó le leanbh le céile an duine, ar chúiseanna pearsanta agus sin amháin, murar rud é dá nglacadh an duine an bronntanas go bhféadfadh sé tionchar ábhartha a imirt air nó uirthi agus é nó í ag comhlíonadh a fheidhmeanna nó a feidhmeanna mar shealbhóir stiúthóireachta ainmnithe; agus

(ii) bronntanas a tugadh don duine, nó bronntanais a tugadh don duine ag an duine céanna, le linn na tréimhse a chuimsítear sa ráiteas, nár mhó luach nó luach comhiomlán na maoin ar ábhar an bhronntanais nó na mbronntanas é ná €650 tráth ar bith le linn na tréimhse a chuimsítear sa ráiteas seo.

<sup>10</sup> seachas maoin arna soláthar nó arna tabhairt ar iasacht, nó seirbhís arna soláthar do dhuine ag gaol, ag páirtneír sibhialta nó ag cara leis an duine, nó le céile an duine, nó le páirtneír sibhialta an duine nó le leanbh an duine nó le leanbh chéile an duine, sa chás gur bhronntanas don duine, agus ar chúiseanna pearsanta agus sin amháin, a bhí sa soláthar nó san iasacht sin, murar rud é dá nglacfaí leis an maoin nó an iasacht nó an tseirbhís go bhféadfadh an glacadh sin tionchar ábhartha a imirt air nó uirthi agus é nó í ag comhlíonadh a fheidhmeanna nó a feidhmeanna mar shealbhóir stiúthóireachta ainmnithe.

<sup>11</sup> sa mhéid is go mbaineann na seirbhísí in (ii) agus (iii) le seirbhísí dlí nó leighis (lena n-áirítear seirbhísí síciatracha nó síceolaíocha), is leordhóthanach a rá gur soláthraíodh seirbhísí den sórt sin duit nó do dhuine (nach gá a shainathint) nach foláir duit ráiteas a thabhairt ina leith.

<sup>12</sup> i gcás ar bith ina mbeidh feidhm, nó feidhm aon oifige ná aon phoist eile atá ag sealbhóir stiúrthóireachta ainmnithe sa chomhlacht poiblí sin, le comhlíonadh, agus ina mbeidh eolas iarbhír ag sealbhóir stiúrthóireachta ainmnithe go bhfuil leas ábhartha i ní lena mbaineann an fheidhm aige/aici féin nó ag duine gaolmhar, de réir bhrí an Achta um Eitic in Oifigí Poiblí 1995 agus alt 97 den Acht um Páirtnéireacht Shibhialta agus um Chearta agus Oibleagáidí Áirithe de chuid Comhchónaitheoirí 2010, ullmhóidh sé nó sí ráiteas i scríbhinn maidir leis na fíricí sin agus cuirfidh faoi bhráid stiúrthóirí eile an chomhlachta poiblí é agus faoi bhráid an Choimisiúin um Chaighdeán in Oifigí Poiblí, agus ní chomhlíonfaidh sé ná sí an fheidhm ach amháin má bhíonn cúiseanna dosháraithe ann a éilíonn air nó uirthi sin a dhéanamh. Má tá sé beartaithe ag sealbhóir stiúrthóireachta ainmnithe an fheidhm a chomhlíonadh, ullmhóidh sé nó sí ráiteas i scríbhinn maidir leis na cúiseanna dosháraithe thuasluaite agus cuirfidh faoi bhráid stiúrthóirí eile an chomhlachta poiblí agus faoi bhráid an Choimisiúin um Chaighdeán in Oifigí Poiblí é.

### **Breis Eolais**

Tá breis eolais ar riachtanais na nAchtanna um Eitic agus breis sainmhínithe cuí eile leagtha amach i dtreoirínte an Choimisiúin um Chaighdeán in Oifigí Poiblí do sheirbhísigh poiblí ar chomhlíonadh na bhforálacha sna hAchtanna um Eitic in Oifigí Poiblí 1995 agus 2001. Sa bhreis ar na treoirínte, féadfaidh seirbhísigh poiblí tuilleadh eolais nó comhairle a fháil ón gCoimisiúin um Chaighdeán in Oifigí Poiblí (teil: 01 639 5666; ríomhphost: [info@sipo.ie](mailto:info@sipo.ie)) maidir le foráil ar bith den reachtaíocht nó le feidhmiú forála den sórt sin i gcás áirithe ar bith.

Designated  
directorships.

**17.—(1)** A person who holds or held a designated directorship of a public body specified in *subparagraphs (8) to (12)*, or standing prescribed under *subparagraph (13)*, of *paragraph 1* of the *First Schedule*—

( a ) shall, subject to *section 20 (3)*, in each year during any part of which he or she holds or held the directorship, prepare and furnish to the Commission and to such officer of the body as may be determined by the Minister a statement in writing of—

- (i) the interests of the person, and
  - (ii) the interests of which he or she has actual knowledge of his or her spouse or a child of the person or of his or her spouse,
- during the appropriate period specified in *section 20 (1)* which could materially influence the person in or in relation to the performance of the functions of the directorship by reason of the fact that such performance could so affect those interests as to confer on or withhold from the person or the spouse or child a substantial benefit, and

( b ) in any case where such a function, or a function of any other office or position held by the person in that public body, falls to be performed and he or she has actual knowledge that he or she or a connected person has a material interest in a matter to which the function relates—

- (i) shall, as soon as may be, prepare and furnish to the other directors of the body a statement in writing of those facts,
- (ii) shall not perform the function unless there are compelling reasons requiring him or her to do so, and
- (iii) shall, if he or she proposes to perform the function, prepare and furnish to the other directors of the body and to the Commission, before or, if that is not reasonably practicable, as soon as may be after such performance, a statement in writing of the compelling reasons aforesaid.

(2) There shall be deemed to be included in the terms on which a person holds a designated directorship referred to in *subsection (1)* a term that the person shall comply with that subsection.



*Poist Ainmnithe (roinn 18)*

## Achtanna um Eitic in Oifigí Poiblí 1995 agus 2001

– Poist Fostaíochta Ainmnithe –

### Ráiteas i dtaobh Leasanna chun críocha Alt 18 den Acht um Eitic in Oifigí Poiblí 1995

Comhlánaigh i gceannlitreacha móra le do thoil

<b>Ainm:</b>	
<b>An Post a Shealbhaítear:</b>	
<b>Comhlacht Poiblí:</b>	
<b>Dáta Ceapacháin:</b>	
<b>An Tréimhse a Chuimsítear sa Ráiteas seo:</b>	
<b>Seoladh le haghaidh Comhfhreagrais:</b>	

Maidir le gach ceann de na leasanna seo a leanas ar féidir a nochtadh, ba chóir duit aon leas a lua atá arna shealbhú **agatsa**, agus aon leasanna atá arna sealbhú, ar feadh d'eolais iarbhír, **ag do chéile<sup>1</sup>, nó ag do pháirtneír sibhialta<sup>2</sup> nó ag leanbh leat, nó ag leanbh le do chéile**, a d'fhéadfadh tionchar ábhartha<sup>3</sup> a imirt ort i gcomhlíonadh d'fheidhmeanna oifigiúla nó maidir lena gcomhlíonadh. **Ní gá méid nó luach airgid na leasanna a shonrú.** Tá nótaí míniúcháin ar chuid de na ráitis riachtanacha ag gabháil leis seo.

**1. IONCAM OIBRE, ETC.**

Ba chóir sonraí maidir le haon cheird, ghairm, fhostaíocht, slí bheatha, nó obair eile (seachas an post fostaíochta ar a bhfuil cur síos ar an gcéad leathanach den ráiteas seo), lenar bhain luach saothair ar mhó é ná €2,600 le linn na tréimhse a chuimsítear sa ráiteas seo, a liostú anseo<sup>4</sup>.

<b>Cur síos ar an Obair</b>	<b>Seoladh Gnó</b>
<b><u>Tú féin:</u></b>	
<b><u>Céile nó Páirtneir Sibhialta nó Leanbh (ainm):</u></b>	

**2. SCAIREANNA, ETC.**

Ba chóir sonraí maidir le haon sealúchas scaireanna i gcuideachta<sup>5</sup> shonrach, nó bannaí nó bintiúir de chuid na cuideachta nó aon infheistíochtaí den sórt sin inti nó i bhfiontar nó i ngnóthas eile sa chás gur mhó luach comhiomlán an tsealúchais ná €13,000 tráth ar bith le linn na tréimhse atá cuimsithe sa ráiteas seo, a liostú anseo<sup>6</sup>.

<b>Cineál sealúchais</b>	<b>Áit Sealbhaithe</b>	<b>Cineál Gnó</b>
<b><u>Tú féin:</u></b>		
<b><u>Céile nó Páirtneir Sibhialta nó Leanbh (ainm):</u></b>		

### 3. STIÚRTHÓIREACHTAÍ

Ba chóir sonraí maidir le haon stiúirthóireacht nó chúlstiúirthóireacht ar aon chuideachta a sealbhaíodh le linn na tréimhse a chuimsítear sa ráiteas seo a liostú anseo<sup>3</sup>.

Cineál Stiúirthóireachta	Seoladh Gnó	Cineál Gnó
<b><u>Tú féin:</u></b>		
<b><u>Céile nó Páirtneir Sibhialta nó Leanbh (ainm):</u></b>		

### 4. TALAMH (GAN TEACH PRÍOBHÁIDEACH SAN ÁIREAMH)<sup>7</sup>

Ba chóir sonraí a liostú anseo maidir le haon leas i dtalamh sa chás gur mhó luach an leasa sin ná €13,000 tráth ar bith le linn na tréimhse a chuimsítear sa ráiteas seo, agus san áireamh –

- (iii) aon chonradh a rinneadh chun talamh a cheannach, cibé acu ar íocadh nó nár íocadh éarlais nó páirtíocaíocht faoin gconradh; agus
- (iv) aon rogha arna sealbhú chun talamh a cheannach, cibé acu ar íocadh nó nár íocadh aon chomaoin maidir leis sin, nó talamh a ndearnadh rogha den sórt sin a fheidhmiú ina leith ach nach bhfuil tíolactha fós<sup>4</sup>.

Seoladh na Maoine	Feidhm na Maoine
<b><u>Tú féin:</u></b>	
<b><u>Céile nó Páirtneir Sibhialta nó Leanbh (ainm):</u></b>	

## 5. TAISTEAL, CÓIRÍOCHT, BÉILÍ, ETC.

Ba chóir sonraí maidir le saoráidí taistil, cóiríocht mhaireachtála, béilí nó siamsaíocht a soláthraíodh le linn na tréimhse a chuimsítear sa ráiteas seo, a bhí saor in aisce nó ar phraghas ba lú ná an praghas tráchtála nó na praghanna tráchtála, a liostú anseo<sup>8</sup>.

<u>Cur Síos Iomlán</u>	<u>Ainm agus Seoladh an tSoláthraí</u>
<u>Tú féin:</u>	
<u>Céile nó Páirtneir Sibhialta nó Leanbh (ainm):</u>	

## 6. POIST EILE LE LUACH SAOTHAIR

Ba chóir aon poist lenar bhain luach saothair mar bhrústocaire, mar shainchomhairleoir nó mar chomhairleoir um polaitíocht nó um ghnóthaí poiblí, a sealbhaíodh le linn na tréimhse a chuimsítear sa ráiteas seo, a liostú anseo.

<u>Cur Síos Iomlán ar an bPost</u>	<u>Ainm agus Seoladh an Duine / na Cuideachta / na hEagraíochta</u>
<u>Tú féin:</u>	
<u>Céile nó Páirtneir Sibhialta nó Leanbh (ainm):</u>	

## 7. CONARTHAÍ SEIRBHÍSE POIBLÍ

Ba chóir sonraí a liostú anseo faoi aon chonradh inar pháirtí an duine lena mbaineann, nó a raibh leas aige nó aici ar aon slí eile ann, go díreach nó go hindíreach, chun earraí nó seirbhísí a sholáthar d’Aire den Rialtas, nó do chomhlacht poiblí le linn na tréimhse a chuimsítear sa ráiteas seo, más rud é gur mhó luach na n-earraí nó na seirbhísí a soláthraíodh ná €6,500 nó, sa chás gur soláthraíodh earraí nó seirbhísí eile faoi chonradh den sórt sin agus gur mhó ná €6,500 go comhiomlán a luach sin agus luach na n-earraí agus na seirbhísí réamhráite.

<b>Cur Síos ar Chonradh agus Leas</b>	<b>Ainm agus Seoladh an Chonraitheora</b>	<b>Aire / Comhlacht Poiblí lena mBaineann</b>
<b><u>Tú féin:</u></b>		
<b><u>Céile nó Páirtneir Sibhialta nó Leanbh (ainm):</u></b>		

## 8. BRONNTANAIS, MAOIN & SEIRBHÍSÍ

Ba chóir sonraí maidir le:

- (i) haon bhronntanas a tugadh le linn na tréimhse a chuimsítear sa ráiteas seo<sup>9</sup>;
- (ii) maoin a soláthraíodh nó a tugadh ar iasacht, nó seirbhís a soláthraíodh don duine, uair amháin nó níos mó ná uair amháin ag an duine céanna, le linn na tréimhse a chuimsítear sa ráiteas seo, ar chomaoin nó chomaoineacha, nó ar phraghas nó praghsanna ar lú é nó iad ná an chomaoin tráchtála nó na comaoineacha tráchtála, nó an praghas tráchtála nó na praghsanna tráchtála, de mhéid ba mhó ná €650; agus
- (iii) maoin a tugadh ar iasacht nó seirbhís a soláthraíodh don duine, uair amháin nó níos mó ná uair amháin ag an duine céanna, le linn na tréimhse a chuimsítear sa ráiteas seo, saor in aisce má ba mhó ná €650<sup>10</sup> an chomaoin tráchtála nó na comaoineacha tráchtála, nó an praghas tráchtála nó na praghsanna tráchtála;

a liostú anseo<sup>11</sup>.

Cur Síos Iomlán ar Bhronntanas, ar Mhaoin agus/nó ar Sheirbhís	Ainm agus Seoladh an Bhronntóra, an tSoláthraí agus / nó an Iasachtóra
<u>Tú féin:</u>	
<u>Céile nó Páirtneir Sibhialta nó Leanbh (ainm):</u>	

## 9. LEASANNA EILE

Ag teacht le forálacha Alt 30 den Acht um Eitic in Oifig Phoiblí 1995, is féidir ráitis dheonacha maidir le haon leasanna nach bhfuil sonraithe sa Dara Sceideal leis an Acht sin (i.e. seachas na cinn ag 1. go 8. thuas), agus atá **i do sheilbh nó i seilbh do chéile, i seilbh do pháirtneara sibhialta nó i seilbh linbh leat nó linbh le do chéile**, a liostú anseo má mheastar go bhféadfadh na leasanna sin tionchar ábhartha a imirt ort i gcomhlíonadh d'fheidhmeanna oifigiúla nó maidir lena gcomhlíonadh.

<u>Tú féin:</u>
<u>Céile nó Páirtneir Sibhialta nó Leanbh (ainm):</u>

## TÁ TÚ FAOI OIBLEAGÁID LEAS ÁBHARTHA i bhFEIDHM OIFIGIÚIL A NOCHTADH

Tá mé ar an eolas faoi na hoibleagáidí a éilítear orm faoi Alt 18(2)(b) den Acht um Eitic in Oifigí Poiblí, 1995<sup>12</sup>

Síniú: \_\_\_\_\_

Dáta: \_\_\_\_\_

## NÓTAÍ

<sup>1</sup> faoin bhfocal “*céile*” i ndáil le duine, ní chuimsítear céile atá ina c(h)ónaí as/aisti féin agus go leithleach ón duine.

<sup>2</sup> ciallaíonn “*páirtnéir sibhialta*” i ndáil le duine, páirtnéir sibhialta de réir bhrí an *Achta um Páirtnéireacht Sibhialta agus um Chearta agus Oibleagáidí Áirithe de chuid Comhchónaitheoirí, 2010* ach ní chuimsítear faoi, páirtnéir sibhialta ata ina c(h)ónaí as/aisti féin agus go leithleach ón duine.

<sup>3</sup> a d’fhéadfadh tionchar ábhartha a imirt ort i gcomhlíonadh fheidhmeanna an phoist fostaíochta nó maidir lena gcomhlíonadh de bhrí go bhféadfadh an comhlíonadh sin dul i gcion ar na leasanna sin chun sochar substaintiúil a bhronnadh nó a chosc ort nó ar do chéile, ar do pháirtnéir sibhialta nó ar leanbh leat nó ar leanbh le do chéile.

<sup>4</sup> ní chuimsíonn “sealúchas” airgead i gcuntas reatha, i gcuntas taisce nó ina leithéid eile de chuntas in institiúid airgeadais.

<sup>5</sup> ciallaíonn ‘*cuideachta*’ comhlacht corpraithe ar bith

<sup>6</sup> is éard is brí le “cúlstiúrthóireacht” an post atá arna shealbhú ag duine ar cúlstiúrthóir é nó í faoi bhrí Achtanna na gCuideachtaí 1963 go 1990, nó, i gcás comhlachta phoiblí nach cuideachta é (faoi bhrí Acht na gCuideachtaí 1963) agus atá sonraithe i bhfomhír (8), (9), (10), (11), nó (12), nó atá forordaithe chun críocha fhomhír (13) de mhír 1 den Chéad Sceideal leis an Acht um Eitic in Oifig Phoiblí 1995, an post atá arna shealbhú ag an duine ar de réir a threoracha nó a orduithe is gnách le comhaltaí an chomhlachta feidhmiú, nó le comhaltaí an bhoird nó comhlachta eile a rialaíonn, a bhainistíonn, nó a riarann an comhlacht, feidhmiú

<sup>7</sup> ach gan san áireamh aon leas i dtalamh ar teach cónaithe príobháideach an duine nó chéile an duine nó pháirtnéir sibhialta an duine é, is é sin le rá, foirgneamh nó cuid d’fhoirgneamh atá in áitíocht an duine, nó in áitíocht chéile an duine, nó in áitíocht linbh leis an duine nó le céile an duine, mar áit chónaithe ar leith agus aon ghairdín nó talamh eile atá in áitíocht de ghnáth leis an teach cónaithe, ar talamh é atá tánaisteach nó cúntach leis, agus ar gá é mar thaitneamhacht nó mar áis leis, agus nach bhfuil á úsáid nó á fhorbairt go príomha chun críocha tráchtála.

<sup>8</sup> ach gan san áireamh:

(a) saoráidí taistil, cóiríocht mhaireachtála, béilí nó siamsaíocht arna soláthar

(j) laistigh den Stát, nó

(iii) le linn agus chun críocha:

- chomhlíonadh fheidhmeanna an duine mar shealbhóir poist fostaíochta shainithe, nó



- cheird, shlí bheatha, fhostaíocht, ghairm nó obair eile an duine (seachas sealbhóir poist fostaíochta ainmnithe);
- (e) saoráidí taistil, cóiríocht mhaireachtála, béilí nó siamsaíocht arna soláthar don duine ag gaol nó ag páirtneir sibhialta nó ag cara leis an duine, nó do chéile an duine, nó do pháirtneir sibhialta nó do leanbh leis an duine nó do leanbh le céile an duine, sa chás gur bhronntanas don duine, agus ar chúiseanna pearsanta agus sin amháin, a rinneadh an soláthar sin, murar rud réasúnta é a shamhlú, dá nglacfaí leis na saoráidí sin, leis an gcóiríocht sin, leis na béilí sin, nó leis an tsiamsaíocht sin, go bhféadfadh an glacadh sin tionchar a imirt ar an duine agus é nó í ag comhlíonadh a fheidhmeanna nó a feidhmeanna mar shealbhóir poist fostaíochta shainithe;
- (f) saoráidí taistil, cóiríocht mhaireachtála, béilí nó siamsaíocht arna sholáthar don duine, uair amháin nó níos mó ná uair amháin ag an duine céanna le linn na tréimhse a chuimsítear sa ráiteas seo, saor in aisce murar mhó ná €650 praghas tráchtála nó go comhiomlán praghsanna tráchtála na saoráidí, na cóiríochta, na mbéilí nó na siamsaíochta; nó
- (g) saoráidí taistil, cóiríocht mhaireachtála, béilí nó siamsaíocht arna soláthar don duine uair amháin nó níos mó ná uair amháin ag an duine céanna le linn na tréimhse a chuimsítear sa ráiteas seo, ar phraghas nó ar phraghsanna a bhí níos lú ná an praghas tráchtála nó na praghsanna tráchtála de mhéid nach mó ná €650.

<sup>2</sup> ach gan a chur san áireamh:

(i) bronntanas don duine ó ghaol nó ó pháirtneir sibhialta nó ó chara leis an duine nó le céile an duine nó le páirtneir sibhialta an duine nó le leanbh leis an duine nó le leanbh le céile an duine, ar chúiseanna pearsanta agus sin amháin, murar rud é dá nglacadh an duine an bronntanas go bhféadfadh sé tionchar ábhartha a imirt air nó uirthi agus é nó í ag comhlíonadh a fheidhmeanna nó a feidhmeanna mar shealbhóir poist fostaíochta shainithe; agus

(ii) bronntanas a tugadh don duine, nó bronntanais a tugadh don duine ag an duine céanna, le linn na tréimhse a chuimsítear sa ráiteas, nár mhó luach nó luach comhiomlán na maoine ar ábhar an bhronntanais nó na mbronntanas é ná €650 tráth ar bith le linn na tréimhse a chuimsítear sa ráiteas seo.

<sup>10</sup> seachas maoin arna soláthar nó arna tabhairt ar iasacht, nó seirbhís arna soláthar do dhuine ag gaol ag páirtneir sibhialta nó ag cara leis an duine, nó le céile an duine, le páirtneir sibhialta nó le leanbh an duine nó le leanbh chéile an duine, sa chás gur bhronntanas don duine, agus ar chúiseanna pearsanta agus sin amháin, a bhí sa soláthar nó san iasacht sin, murar rud é dá nglacfaí leis an maoin nó an iasacht nó an tseirbhís go bhféadfadh an glacadh sin tionchar ábhartha a imirt air nó uirthi agus é nó í ag comhlíonadh a fheidhmeanna nó a feidhmeanna mar shealbhóir poist fostaíochta shainithe.

<sup>11</sup> sa mhéid is go mbaineann na seirbhísí in (ii) agus (iii) le seirbhísí dlí nó leighis (lena n-áirítear seirbhísí síciatracha nó síceolaíocha), is leordhóthanach a rá gur soláthraíodh

seirbhísí den sórt sin duit nó do dhuine (nach gá a shainaithint) nach foláir duit ráiteas a thabhairt ina leith.

<sup>12</sup> i gcás ar bith ina mbeidh feidhm phost fostaíochta ainmnithe le comhlíonadh, agus ina mbeidh eolas iarbhír ag sealbhóir phost fostaíochta ainmnithe go bhfuil leas ábhartha i ní lena mbaineann an fheidhm aige/aici féin nó ag duine gaolmhar, de réir bhrí an Achta um Eitic in Oifigí Poiblí 1995 agus alt 97 den Acht um Páirtnéireacht Shibhialta agus um Chearta agus Oibleagáidí Áirithe de chuid Comhchónaitheoirí 2010, ullmhóidh sé nó sí ráiteas i scríbhinn maidir leis na fíricí sin agus cuirfidh faoi bhráid an údaráis chuí don phost é, agus ní chomhlíonfaidh sé nó sí an fheidhm ach amháin má bhíonn cúiseanna dosháraithe ann a éilíonn air nó uirthi sin a dhéanamh. Má tá sé beartaithe aige/aici an fheidhm a chomhlíonadh, ullmhóidh sé nó sí ráiteas i scríbhinn maidir leis na cúiseanna dosháraithe thuasluaite agus cuirfidh faoi bhráid an údaráis chuí don phost é.

### **Breis Eolais**

Tá breis eolais ar riachtanais na nAchtanna um Eitic agus breis sainmhínithe cuí eile leagtha amach i dtreoirínte Choimisiúin um Chaighdeáin in Oifigí Poiblí do sheirbhísigh poiblí ar chomhlíonadh na bhforálacha sna hAchtanna um Eitic in Oifigí Poiblí 1995 agus 2001. Sa bhreis ar na treoirínte, féadfaidh seirbhísigh poiblí tuilleadh eolais nó comhairle a fháil ón gCoimisiún um Chaighdeáin in Oifigí Poiblí (teil: 01 639 5666; ríomhphost: [info@sipo.ie](mailto:info@sipo.ie)) ar fhoráil ar bith den reachtaíocht nó feidhmiú forála den sórt sin i gcás áirithe ar bith.

Designated positions of employment.

**18.**—(1) In this section "relevant authority", in relation to a person who occupies or occupied a designated position in a public body, means such person or persons as may stand determined for the time being by the Minister in relation to the position.

(2) A person who occupies or occupied a designated position in a public body—

( a ) shall, subject to *section 20 (3)*, in each year during any part of which he or she occupies or occupied the position, prepare and furnish to the relevant authority for the position a statement in writing of—

- (i) the interests of the person, and
- (ii) the interests of which he or she has actual knowledge of his or her spouse or a child of the person or of his or her spouse, during the appropriate period specified in *section 20 (1)* which could materially influence the person in or in relation to the performance of the functions of the position by reason of the fact that such performance could so affect those interests as to confer on or withhold from the person or the spouse or child a substantial benefit, and

( b ) in any case where such a function falls to be performed and he or she has actual knowledge that he or she or a connected person has a material interest in a matter to which the function relates—

- (i) shall, as soon as may be, prepare and furnish to the relevant authority a statement in writing of those facts,
- (ii) shall not perform the function unless there are compelling reasons requiring him or her to do so, and
- (iii) shall, if he or she proposes to perform the function, prepare and furnish to the relevant authority, before or, if that is not reasonably practicable, as soon as may be after such performance, a statement in writing of the compelling reasons aforesaid.

(3) ( a ) A person who, during any period, holds or held or occupies or occupied an office or position specified in *paragraph (b)* shall be deemed for the purposes of this Act to be a person who, during that period, occupies or occupied a designated position in a public body.

( b ) The offices and positions referred to in *paragraph*

( a ) are—

(i) the office of Comptroller and Auditor General,

(ii) the office of Ombudsman,

(iii) the office of Data Protection Commissioner,

(iv) the office of Director of Consumer Affairs, and

(v) such other (if any) offices or positions (other than the office of judge of any court) established by or under statute as may (if, but only if, the Minister considers it necessary in the public interest to do so) be prescribed.

( c ) *Subsection (4)* shall not apply to a person who holds or held an office specified in *subparagraphs (i) to (iv) of paragraph (b)*.

(4) There shall be deemed to be included in the terms of the employment of a person in a designated position referred to in *subsection (2)* a term that the person shall comply with that subsection.

***Comhairleoirí Speisialta Airí (roimn 19)***

*(Níl leagan Gaeilge den bhfoirm seo ar fáil fós.)*

## Ethics in Public Office Acts 1995 and 2001

### - Special Advisers -

#### Statement of Interests for the purposes of Section 19 of the

#### Ethics in Public Office Act 1995

The disclosure requirements of the Ethics in Public Office Act 1995 apply to any special adviser appointed pursuant to the Public Service Management Act 1997 and to any special adviser within the meaning of section 19 of the Ethics in Public Office Act 1995 (including ministerial personal appointees), where the remuneration of the special adviser or ministerial personal appointee exceeds the second long service increment point of the higher executive officer standard (non-personal pension contribution) scale in the Civil Service.

Please complete in **BLOCK CAPITALS**

<b>Name:</b>	
<b>Position Held:</b>	
<b>Department:</b>	
<b>Date of Appointment:</b>	
<b>Period comprehended by this Statement</b> (i.e. 1 January to 31 December or part thereof):	
<b>Address for correspondence:</b>	

In relation to each of the following disclosable interests, you should state any interest held **by you** that could materially influence<sup>1</sup> you in or in relation to the performance of your official functions. **It will not be necessary to specify the amount or monetary value of any interest or the remuneration of any trade, profession, employment, vocation or other.** Explanatory notes on certain of the required statements are attached. **This statement will be laid before each House of the Oireachtas.**

**1. OCCUPATIONAL INCOME, ETC.**

Details of any remunerated trade, profession, employment, vocation or other occupation (other than the special advisership described on the first page of this statement), the remuneration from which exceeded €2,600, during the period comprehended by this statement, should be listed here.

<b>Description of Occupation</b>	<b>Business Address</b>

**2. SHARES, ETC.**

Details of any holding of shares in, or bonds or debentures of, or other like investments in, a particular company or other enterprise or undertaking, where the aggregate value of the holding exceeded €13,000 at any time during the period comprehended by this statement, should be listed here<sup>2</sup>.

<b>Type of Holding</b>	<b>Where held</b>	<b>Nature of Business</b>

**3. DIRECTORSHIPS**

Details of any directorship or shadow directorship of any company<sup>3</sup> held during the period comprehended by this statement should be listed here<sup>4</sup>.

<b>Type of Directorship</b>	<b>Business Address</b>	<b>Nature of Business</b>

**4. LAND (EXCLUDING PRIVATE HOME<sup>5</sup>)**

Details of any interest in land where the value of such interest exceeded €13,000 at any time during the period comprehended by this statement should be listed here, including

-

(i) any contract entered into for the purchase of land, whether or not a deposit or part payment has been made under the contract; and

(ii) any option held to purchase land, whether or not any consideration has been paid in respect thereof, or land in respect of which such an option has been exercised but has not yet been conveyed.

<b>Property Address</b>	<b>Purpose for which used</b>



**5. TRAVEL, ACCOMMODATION, MEALS, ETC.**

Details of travel facilities, living accommodation, meals or entertainment supplied during the period comprehended by this statement, free of charge or at a price that was less than the commercial price or prices, should be listed here<sup>6</sup>.

<b>Full Description</b>	<b>Name and Address of Supplier</b>

**6. OTHER REMUNERATED POSITIONS**

Details of any remunerated positions held as a political or public affairs lobbyist, consultant or adviser during the period comprehended by this statement, should be listed here.

<b>Full Description of Position</b>	<b>Name and Address of Person / Company / Organisation</b>

## **7. PUBLIC SERVICE CONTRACTS**

Details of any contract to which the person concerned was a party, or was in any other way, directly or indirectly interested, for the supply of goods or services to a Minister of the Government, or a public body during the period comprehended by this statement, if the value of the goods or services supplied exceeded €6,500 or, in case other goods or services were supplied under such a contract if the aggregate of their value and the value aforesaid exceeded €6,500, should be listed here.

<b>Description of Contract and Interest</b>	<b>Name and Address of Contractor</b>	<b>Minister / Public Body Concerned</b>

## **8. GIFTS, PROPERTY & SERVICES**

Details of:

- (i) any gift given during the period comprehended by this statement<sup>7</sup>;
- (ii) property supplied or lent, or a service supplied to the person, once or more than once by the same person, during the period comprehended by this statement, for a consideration or considerations, or at a price or prices less than the commercial consideration or considerations, or the commercial price or prices, by more than €650; and
- (iii) property lent, or a service supplied to the person, once or more than once by the same person, during the period comprehended by this statement, free of charge if the commercial consideration or considerations, or the commercial price or prices was, or were more than €650<sup>8</sup>;

should be listed here<sup>9</sup>.

Full Description of Gift, Property and/or Service	Name and Address of Benefactor, Supplier and/or Lender

**9. OTHER INTERESTS**

In line with the provisions of Section 30 of the Ethics in Public Office Act 1995, voluntary statements in respect of any interests not specified in the Second Schedule to that Act (i.e. other than those specified at 1. to 8. above), and which are held by you may be listed here if it is considered that such interests could materially influence you in or in relation to the performance of your official duties.

**OBLIGATIONS TO DISCLOSE A MATERIAL INTEREST IN AN OFFICIAL FUNCTION AND NOT TO ENGAGE IN CERTAIN ACTIVITIES**

I am also aware of the obligations placed on me by sections 19(3)(a)(ii)<sup>10</sup> and 19(3)(a)(iii)<sup>11</sup> of the Ethics in Public Office Act 1995 and of the requirement to furnish a statement of interests not later than 28 days from the date on which the office holder to whom I act as a special adviser ceases to hold that office.

I understand that this form will be laid before the Oireachtas and that, under the Standing Orders relative to Public Business of Dáil Éireann and also of Seanad Éireann, it is considered public.

Signed: \_\_\_\_\_ Date: \_\_\_\_\_

## NOTES

<sup>1</sup> which could materially influence you in or in relation to the performance of the functions of a special adviser by reason of the fact that such performance could so affect those interests as to confer on or withhold from you a substantial benefit,

<sup>2</sup> "holding" does not include money in a current, deposit or other similar account with a financial institution.

<sup>3</sup> "company" means any body corporate;

<sup>4</sup> "shadow directorship" means the position held by a person who is a shadow director within the meaning of the Companies Acts 1963 to 1990, or, in the case of a public body that is not a company (within the meaning of the Companies Act 1963) and is specified in subparagraph (8), (9), (10), (11), or (12), or stands prescribed for the purposes of subparagraph (13), of paragraph 1 of the First Schedule to the Ethics in Public Office Act 1995, the position held by the person in accordance with whose instructions or directions, the members of the body, or the members of the board or other body that controls manages or administers that body, are accustomed to act.

<sup>5</sup> but excluding any interest in land consisting of any private home of the person or of his or her spouse or civil partner, that is to say, a building or part of a building that is occupied by the person or his or her spouse or a child of the person or of the spouse as a separate dwelling and any garden or other land usually occupied with the dwelling, being land that is subsidiary or ancillary to it, is required for its amenity or convenience and is not being used or developed primarily for commercial purposes.

<sup>6</sup> but excluding:

- (a) travel facilities, living accommodation, meals or entertainment provided -
  - (i) within the State, or
  - (ii) in the course and for the purpose of:
    - the performance of the functions of the person as a special adviser, or
    - the trade, profession, employment, vocation or other occupation of the person (other than as a special adviser); or
- (b) travel facilities, living accommodation, meals or entertainment supplied to the person by a relative or civil partner or friend of the person, or of his or her spouse or civil partner, or of a child of the person or of his or her spouse, where such supply was in the nature of a gift to the person and for personal reasons only, unless the acceptance of such facilities, accommodation, meals or entertainment might reasonably be seen to have been capable of influencing him or her in the performance of his or her functions as a special adviser;
- (c) travel facilities, living accommodation, meals or entertainment supplied to the person, once or more than once by the same person during the period comprehended by this statement, free of charge if the commercial price, or the aggregate of the commercial prices, of the facilities, accommodation, meals or entertainment did not exceed €650; or
- (d) travel facilities, living accommodation, meals or entertainment supplied to the person, once or more than once by the same person during the period comprehended by this statement, at a price or prices less than the commercial price or prices by not more than €650.

<sup>7</sup> but excluding:

- (i) a gift given to the person by a relative or civil partner or friend of the person or of his or her spouse or civil partner or of a child of the person or his or her spouse for purely personal reasons only,

unless the acceptance of the gift by the person could have materially influenced him or her in the performance of his or her functions as a special adviser; and

(ii) a gift given to the person, or gifts given to the person by the same person, during the period comprehended by the statement, as respects which the value, or the aggregate value, of the property the subject of the gift or gifts did not exceed €650 at any time during the period comprehended by the statement.

<sup>8</sup> other than property supplied or lent or a service supplied to a person by a relative or civil partner or friend of the person or of his or her spouse or civil partner or of a child of the person or of his or her spouse where such supply or loan was in the nature of a gift to the person and for personal reasons only unless the acceptance of the property or loan or the service by the person could have materially influenced him or her in the performance of his or her functions as a special adviser.

<sup>2</sup> insofar as services in (ii) and (iii) relate to legal or medical services (including psychiatric or psychological services), it is only necessary to state that such services were supplied to you or to a person (who need not be identified) in respect of whom you are required to make a statement.

<sup>10</sup> in any case where a function as a special adviser falls to be performed and the special adviser has actual knowledge that he or she, or a connected person within the meaning of the Ethics in Public Office Act 1995 and section 97 of the Civil Partnership and Certain Rights and Obligations of Cohabitants Act 2010, has a material interest in a matter to which the function relates, he or she shall prepare and furnish to the office holder who appointed the special adviser, or on whose behalf the appointment was made, and to the Standards in Public Office Commission a statement in writing of those facts and shall not perform the function unless there are compelling reasons requiring him or her to do so. If the special adviser proposes to perform the function, he or she shall prepare and furnish to the office holder and to the Standards Commission a statement in writing of the compelling reasons aforesaid.

<sup>11</sup> If the remuneration of a special adviser exceeds a prescribed amount (currently the second long service increment point of the higher executive officer standard (non-personal pension contribution) scale in the Civil Service), the special adviser shall undertake not to engage in any trade, profession, vocation or other occupation, whether remunerated or otherwise, which might reasonably be seen to be capable of interfering or being incompatible with the performance by the person of his or her functions as a special adviser.

#### **Additional information**

Additional information on the requirements of the Ethics Acts and further relevant definitions are set out in the Standards in Public Office Commission's guidelines for public servants on compliance with the provisions of the Ethics in Public Office Acts 1995 and 2001. In addition to the guidelines, public servants may seek information or advice from the Standards in Public Office Commission (tel: 01 639 5666; e-mail: [info@sipo.ie](mailto:info@sipo.ie)) concerning any provision of the legislation or the application of any such provision in any particular case.

## ETHICS IN PUBLIC OFFICE ACT 1995 SECTION 19

Special advisers.

**19.—(1)** In this section “special adviser” means a person who—

(a) occupies or occupied a position to which section 7(1)(e) of the *Public Service Management (Recruitment and Appointments) Act 2004* relates, having been selected for appointment to that position by an office holder personally otherwise than by means of a competitive procedure, or

(b) is or was employed under a contract for services by an office holder, having been selected for the award of the contract by an office holder personally otherwise than by means of a competitive procedure,

and whose function or principal function as such a person is or was to provide advice or other assistance to or for the office holder.

(2) The period for which a person acting as a special adviser occupies the excluded position concerned or is employed under the contract for services concerned shall end not later than the date on which the office holder to whom he or she is acting as a special adviser ceases to hold the office by reference to which he or she is an office holder.

(3) (a) If the remuneration of a person as a special adviser exceeds a prescribed amount, then—

(i) subject to *section 20 (3)*, in each year during any part of which the person is a special adviser, he or she shall prepare and furnish to the office holder concerned and the Commission a statement in writing of—

(I) the interests of the person, and

(II) the interests of which he or she has actual knowledge of his or her spouse or civil partner or a child of the person or of his or her spouse, during the appropriate period specified in *section 20 (1)* which could materially influence the person in or in relation to the performance of his or her functions as a special adviser by reason of the fact that such performance could so affect those interests as to confer on or withhold from the person or the spouse or civil partner or child a substantial benefit,

(ii) in any case where such a function falls to be performed and he or she has knowledge that he or she or a connected person has a material interest in a matter to which the function relates, he or she—

(I) shall, as soon as may be, prepare and furnish to the office holder and to the Commission a statement in writing of those facts,

(II) shall not perform the function unless there are compelling reasons requiring him or her to do so, and

(II) shall, if he or she proposes to perform the function, prepare and furnish to the office holder and the Commission, before or, if that is not reasonably possible, as soon as may be after such performance, a statement in writing of the compelling reasons aforesaid,

and

(iii) the person shall undertake not to engage in any trade, profession, vocation or other occupation, whether remunerated or otherwise, which might reasonably be seen to be capable of interfering or being incompatible with the performance by the person of his or her functions as a special adviser.

(b) Different amounts may be prescribed under *paragraph (a)* in relation to different categories of special adviser.

(4) An office holder shall, in respect of a person who acts or acted as a special adviser to him or her, lay the following documents before each House of the Oireachtas, that is to say—

(a) a copy of the contract, or a statement in writing of the terms and conditions, under which the person acts or acted as a special adviser,

(b) a copy of any statement under *subsection (3) (a) (i)* of the interests of the person furnished to the office holder,

(c) a statement as to whether the person is a relative of the office holder, and

(d) if *subsection (3)* applies to the person, a statement of the qualifications of the person relevant to his or her functions as a special adviser.

(6) There shall be deemed to be included in the terms on which a person who is acting as a special adviser to an office holder occupies the excluded position concerned or is employed under the contract for services concerned—

(a) a term that the period for which the person occupies the excluded position or is employed under the contract for services shall end not later than the date on which the office holder ceases to hold the office by reference to which he or she is an office holder, and

(b) if *subsection (3)* applies to the person, a term that he or she shall comply with that subsection.

(7) Subsection (4) shall be complied with not later than 60 days after the person concerned was appointed to act as a special adviser and, in case a document referred to in paragraph (b) of that subsection is furnished to the office holder concerned at any time after the expiration of the period aforesaid, not later than 60 days after that time, and such compliance shall, in a case where the office holder concerned dies or becomes incapacitated, be effected by the Taoiseach.

**STATUTORY INSTRUMENT S.I. No 698 of 2004  
as amended by S.I. No 145 of 2008**

**Ethics in Public Office (Designated Positions in Public Bodies) Regulations 2004,  
as amended by Ethics in Public Office (Designated Positions in Public  
Bodies)(Amendment) Regulations 2008**

AND WHEREAS it is appropriate to prescribe the amount of remuneration of a person as special adviser, for the purposes of section 19(3)(a):

5. The amount of the salary at the second long service increment point of the higher executive officer standard (non-personal pension contribution) scale in the Civil Service is prescribed for the purposes of section 19(3)(a) of the Act.



*Comhairleoirí Speisialta Airí (Céile agus Clann) (roinn 19)*

## Achtanna um Eitic in Oifig Phoiblí 1995 agus 2001

### - Comhairleoirí Speisialta - Leasanna Breise

#### Ráiteas le Comhairleoir Speisialta i dtaobh leasanna céile nó páirtí sibhialta, linbh nó linbh chéile, chun críocha Alt 19 den Acht um Eitic in Oifig Phoiblí 1995

Baineann forálacha na nAchtanna Eitice maidir le inclárú le haon chomhairleoir speisialta ceapaithe de réir an Achta um Seirbhíse Poiblí 1997 agus aon chomhairleoir speisialta cuimsithe ag alt 19 den Acht um Eitice in Oifigí Phoiblí 1995 (daoine a cheapann an t-Aire go pearsanta san áireamh) ar mór a luach saothair ná an dara pointe breisióchta fadseirbhíse ar scála caighdeánach (ranníocaíochta neamhphearsanta pinsin) ardoifigigh feidhmiúcháin sa Státseirbhís.

#### Comhlánaigh I GCEANN LITREACHA MÓRA le do thoil

<b>Ainm:</b>	
<b>An Post a Shealbháitear:</b>	
<b>Roinn:</b>	
<b>Dáta Ceapacháin:</b>	
<b>An Tréimhse a Chuimsítear sa Ráiteas seo (i.e. ó 1 Eanáir go 31 Nollaig nó aon chuid den tréimhse seo):</b>	
<b>Seoladh le haghaidh Comhfhreagrais:</b>	

Maidir le gach ceann de na leasanna incláraithe seo a leanas, ba chóir duit aon leas a lua atá, ar feadh d'eolais iarbhír, **ag do chéile<sup>1</sup> nó páirtí sibhialta<sup>2</sup>, ag leanbh leat, nó ag leanbh le do chéile**, a d'fhéadfadh tionchar ábhartha<sup>3</sup> a imirt ort i gcomhlíonadh d'fheidhmeanna oifigiúla nó maidir lena gcomhlíonadh. **Ní gá méid nó luach airgid aon leasa nó luach saothair aon**

**cheirde, ghairme, fhostaíochta, slí bheatha nó oibre eile a áirítear sa ráiteas seo a shonrú.**

Tá nótaí míniúcháin ar chuid de na ráitis riachtanacha ag gabháil leis seo.

1. **IONCAM OIBRE, ETC.**

Ba chóir sonraí maidir le haon cheird, ghairm, fhostaíocht, slí bheatha, nó obair eile lenar bhain luach saothair ar mhó é ná €2,600 le linn na tréimhse a chuimsítear sa ráiteas seo, a liostú anseo.

<b>Ainm an Duine<sup>4</sup></b>	<b>Gaolmhaireacht Leat</b>	<b>Cineál Slí Bheatha</b>	<b>Seoladh Gnó</b>

2. **SCAIREANNA, ETC.**

Ba chóir sonraí maidir le haon sealúchas scaireanna i gcuideachta shonrach, nó bannaí nó bintiúir de chuid na cuideachta nó aon infheistíochtaí den sórt sin inti nó i bhfiontar nó i ngnóthas eile sa chás gur mhó luach comhiomlán an tsealúchais ná €13,000 tráth ar bith le linn na tréimhse atá cuimsithe sa ráiteas seo, a liostú anseo<sup>5</sup>.

<b>Ainm an Duine</b>	<b>Gaolmhaireacht Leat</b>	<b>Saghas Sealúchais</b>	<b>Áit Sealbhaithe</b>	<b>Cineál Gnó</b>

### 3. STIÚRTHÓIREACHTAÍ

Ba chóir sonraí maidir le haon stiúirthóireacht nó chúlstiúirthóireacht ar aon chuideachta<sup>6</sup> a sealbhaíodh le linn na tréimhse a chuimsítear sa ráiteas seo a liostú anseo<sup>7</sup>.

Ainm an Duine	Gaolmhaireacht Leat	Cineál Stiúirthóireachta	Seoladh Gnó	Cineál Gnó

### 4. TALAMH (GAN DO PHRÍOMH-THEACH FÉIN SAN ÁIREAMH)<sup>8</sup>

Ba chóir sonraí a liostú anseo maidir le haon leas i dtalamh sa chás gur mhó luach an leasa sin ná €13,000 tráth ar bith le linn na tréimhse a chuimsítear sa ráiteas seo, agus san áireamh –

- (i) aon chonradh a rinneadh chun talamh a cheannach, cibé acu ar íocadh nó nár íocadh éarlais nó páirtíocaíocht faoin gconradh; agus
- (ii) aon rogha arna sealbhú chun talamh a cheannach, cibé acu ar íocadh nó nár íocadh aon chomaoin maidir leis sin, nó talamh a ndearnadh rogha den sórt sin a fheidhmiú ina leith ach nach bhfuil tíolactha fós.

Ainm an Duine	Gaolmhaireacht Leat	Seoladh na Maoine	Feidhm na Maoine

## 5. TAISTEAL, CÓIRÍOCHT, BÉILÍ, ETC.

Ba chóir sonraí maidir le saoráidí taistil, cóiríocht mhaireachtála, béilí nó siamsaíocht a soláthraíodh le linn na tréimhse a chuimsítear sa ráiteas seo, a bhí saor in aisce nó ar phraghas ba lú ná an praghas tráchtála nó na praghsanna tráchtála, a liostú anseo<sup>9</sup>.

Ainm an Duine	Gaolmhaireacht Leat	Cur Síos Iomlán	Ainm agus Seoladh an tSoláthraí

## 6. POIST EILE LE LUACH SAOTHAIR

Ba chóir aon phoist lenar bhain luach saothair mar bhrústocaire, mar shainchomhairleoir nó mar chomhairleoir um polaitíocht nó um ghnóthaí poiblí, a sealbhaíodh le linn na tréimhse a chuimsítear sa ráiteas seo, a liostú anseo.

Ainm an Duine	Gaolmhaireacht Leat	Cur Síos Iomlán ar an bPost	Ainm agus Seoladh an Duine/na Cuideachta/na hEagraíochta

## 7. CONARTHAÍ SEIRBHÍSE POIBLÍ

Ba chóir sonraí a liostú anseo maidir le haon chonradh inar pháirtí an duine lena mbaineann, nó a raibh leas aige nó aici ar aon slí eile ann, go díreach nó go hindíreach, chun earraí nó seirbhísí a sholáthar d'Aire den Rialtas, nó do chomhlacht poiblí le linn na tréimhse a chuimsítear sa ráiteas seo, más rud é gur mhó luach na n-earraí nó na seirbhísí a soláthraíodh ná €6,500 nó, sa chás gur soláthraíodh earraí nó seirbhísí eile faoi chonradh den sórt sin agus gur mhó ná €6,500 go comhiomlán a luach sin agus luach na n-earraí agus na seirbhísí réamhráite.

<b>Ainm an Duine</b>	<b>Gaolmhaireacht Leat</b>	<b>Cur Síos ar Chonradh agus Leas</b>	<b>Ainm agus Seoladh an Chonraitheora</b>	<b>Aire/Comhlacht lena mBaineann</b>

## 8. BRONNTANAIS, MAOIN & SEIRBHÍSÍ

Ba chóir sonraí maidir le:

- (i) haon bhronntanas a tugadh le linn na tréimhse a chuimsítear sa ráiteas seo<sup>10</sup>;
- (ii) maoin a soláthraíodh nó a tugadh ar iasacht, nó seirbhís a soláthraíodh don duine, uair amháin nó níos mó ná uair amháin ag an duine céanna, le linn na tréimhse a chuimsítear sa ráiteas seo, ar chomaoin nó chomaoineacha, nó ar phraghas nó praghsanna ar lú é nó iad ná an chomaoin tráchtála nó na comaoineacha tráchtála, nó an praghas tráchtála nó na praghsanna tráchtála, de mhéid ba mhó ná €650; agus
- (iii) maoin a tugadh ar iasacht nó seirbhís a soláthraíodh don duine, uair amháin nó níos mó ná uair amháin ag an duine céanna, le linn na tréimhse a chuimsítear sa ráiteas seo, saor in aisce má ba mhó ná €650<sup>7</sup> an chomaoin tráchtála nó na comaoineacha tráchtála, nó an praghas tráchtála nó na praghsanna tráchtála<sup>11</sup>;

a liostú anseo<sup>12</sup>.

Ainm an Duine	Gaolmhaireach Leat	Cur Síos Iomlán ar Bhrontanas, Mhaoin agus/nó Sheirbhís	Ainm agus Seoladh an Bhrontóra, an tSoláthraí agus/nó an Iasachtóra

## 9. LEASANNA EILE

Ag teacht le forálacha Alt 30 den Acht um Eitic in Oifig Phoiblí 1995, is féidir ráitis dheonacha maidir le haon leasanna nach bhfuil sonraithe sa Dara Sceideal leis an Acht sin (i.e. seachas na cinn ag 1. go 8. thuas), agus atá **i seilbh do chéile nó páirtí sibhialta, nó i seilbh linbh leat nó linbh le do chéile**, a liostú anseo má mheastar go bhféadfadh na leasanna sin tionchar ábhartha a imirt ort i gcomhlíonadh d'fheidhmeanna oifigiúla nó maidir lena gcomhlíonadh.

Ainm an Duine	Gaolmhaireacht Leat	Mionsonraí Leasa

Síniú: \_\_\_\_\_

Dáta: \_\_\_\_\_



## NÓTAÍ

<sup>1</sup> Ní chuimsíonn “*céile*”, mar a bhaineann sé le duine aonair, céile nach bhfuil ina chonaí leis an duine.

<sup>2</sup> Ciallaíonn “*páirtí sibhialta*”, mar a bhaineann sé le duine aonair, páirtí sibhialta mar atá cuimsithe in san *Acht um Páirtnéireacht Shibhialta agus um Chearta agus Oibleagáidí Áirithe de chuid Comhchónaitheoirí 2010*, ach ní chuimsíonn sé páirtí sibhialta nach bhfuil ina chónaí leis an duine.

<sup>3</sup> a d’fhéadfadh tionchar ábhartha a imirt ort i gcomhlíonadh d’fheidhmeanna oifigiúla nó maidir lena gcomhlíonadh mar chomhairleoir speisialta de bhrí go bhféadfadh an comhlíonadh sin dul i gcion ar na leasanna sin chun sochar substaintiúil a bhronnadh nó a chosc ar do chéile nó páirtí sibhialta nó ar leanbh leat nó ar leanbh le do chéile.

<sup>4</sup> Ciallaíonn “*an duine*”, mar a bhaineann sé leatsa, do chéile nó do pháirtí sibhialta nó do leanbh nó leanbh do chéile.

<sup>5</sup> Ní chuimsíonn “*sealúchas*” airgead i gcuntas reatha, i gcuntas taisce nó ina leithéid eile de chuntas in institiúid airgeadais.

<sup>6</sup> Ciallaíonn “*comhlacht*” aon chomhlacht corpraithe.

<sup>7</sup> is éard is brí le “*cúlstiúrthóireacht*” an post atá arna shealbhú ag duine ar cúlstiúrthóir é nó í faoi bhrí Achtanna na gCuideachtaí 1963 go 1990, nó, i gcás comhlachta phoiblí nach cuideachta é (faoi bhrí Acht na gCuideachtaí 1963) agus atá sonraithe i bhfomhír (8), (9), (10), (11), nó (12), nó atá forordaithe chun críocha fhomhír (13) de mhír 1 den Chéad Sceideal leis an Acht um Eitic in Oifig Phoiblí 1995, an post atá arna shealbhú ag an duine ar de réir a threoracha nó a orduithe is gnách le comhaltaí an chomhlachta feidmhiú, nó le comhaltaí an bhoird nó comhlachta eile a rialaíonn, a bhainistíonn, nó a riarann an comhlacht, feidmhiú.

<sup>8</sup> ach gan san áireamh aon leas i dtalamh ar teach cónaithe príobháideach an duine nó chéile nó páirtí sibhialta an duine é, is é sin le rá, foirgneamh nó cuid d’fhoirgneamh atá in áitíocht an duine, nó in áitíocht chéile an duine, nó in áitíocht linbh leis an duine nó in áitíocht linbh le céile an duine mar áit chónaithe ar leith agus aon ghairdín nó talamh eile atá in áitíocht de ghnáth leis an teach cónaithe, ar talamh é atá tánaisteach nó cúntach leis, agus ar gá é mar thaitneamhacht nó mar áis leis, agus nach bhfuil á úsáid nó á fhorbairt go príomha chun críocha tráchtála.

<sup>2</sup> ach gan san áireamh:

(a) saoráidí taistil, cóiríocht mhaireachtála, béilí nó siamsaíocht arna soláthar

(i) laistigh den Stát, nó

(ii) le linn agus chun críocha:

- chomhlíonadh fheidhmeanna an duine i gcás gur ball don Dáil nó don Seanad an duine nó gur sealbhóir oifige é nó go bhfuil sé ina stiúrthóir ainmnithe nó go bhfuil post ainmnithe aige nó gur comhairleoir speisialte é; nó
- cheird, shlí bheatha, fhostaíocht, ghairm nó obair eile an duine seachas an duine bheith fostaithe mar bhall den Dáil nó den Seanad, mar sealbhóir oifige, mar sealbhóir stiúrthóireacht

ainmnithe, mar sealbhóir post ainmnithe nó mar chomhairleoir speisialta; nó

- (iii) i gcás go bhfuil an duine ina bhall den Dáil nó den Seanad nó gur sealbhóir oifige é, áiseanna taistil, áiseanna maireachtála, béilí nó siamsaíocht curtha ar fáil ag an Aontas Idir-Parlaiminte, nó ag aon ceann eile de na heagrais a fhéadfaí a bheith sonraithe ag an gCoiste um Leasa na mBall ag pé Teach go bhfuil an duine ina bhall de, i dtreoirlínte foilsithe aige, nó ag aon eagrais stát nó rialtas go bhfuil an Stát nó an Rialtas ina bhall de nó comhghlacaithe leis.
- (b) saoráidí taistil, cóiríocht mhaireachtála, béilí nó siamsaíocht arna soláthar don duine ag gaol nó páirtí sibhialta nó ag cara leis an duine, nó le céile nó páirtí sibhialta an duine, nó le leanbh leis an duine nó le leanbh le céile an duine, sa chás gur bhronntanas don duine, agus ar chúiseanna pearsanta agus sin amháin, murar rud réasúnta é a shamhlú, dá nglacfaí leis na saoráidí sin, leis an gcóiríocht sin, leis na béilí sin nó leis an tsiamsaíocht sin, go bhféadfadh an glacadh sin tionchar a imirt ar an duine agus é nó í ag comhlíonadh a fheidhmeanna nó a feidhmeanna mar chomhairleoir speisialta;
- (c) saoráidí taistil, cóiríocht mhaireachtála, béilí nó siamsaíocht arna soláthar don duine, uair amháin nó níos mó ná uair amháin ag an duine céanna le linn na tréimhse a chuimsítear sa ráiteas seo, saor in aisce murar mhó ná €650 praghas tráchtála nó go comhiomlán praghsanna tráchtála na saoráidí, na cóiríochta, na mbéilí nó na siamsaíochta; nó
- (d) saoráidí taistil, cóiríocht mhaireachtála, béilí nó siamsaíocht arna soláthar don duine, uair amháin nó níos mó ná uair amháin ag an duine céanna le linn na tréimhse a chuimsítear sa ráiteas seo, ar phraghas nó ar phraghsanna a bhí níos lú ná an praghas tráchtála nó na praghsanna tráchtála de mhéid nach mó ná €650.

<sup>10</sup> ach gan a chur san áireamh -

(i) bronntanas don duine ó ghaol nó páirtí sibhialta nó ó chara leis an duine nó le céile nó páirtí sibhialta an duine nó le leanbh leis an duine nó le leanbh le céile an duine, ar chúiseanna pearsanta agus sin amháin, murar rud é dá nglacadh an duine an bronntanas go bhféadfadh sé tionchar ábhartha a imirt air nó uirthi agus é nó í ag comhlíonadh a fheidhmeanna nó a feidhmeanna mar chomhairleoir speisialta; agus

(ii) bronntanas a tugadh don duine, nó bronntanais a tugadh don duine ag an duine céanna, le linn na tréimhse a chuimsítear sa ráiteas, nár mhó luach nó luach comhiomlán na maoine ar ábhar an bhronntanais nó na mbronntanas é ná €650 tráth ar bith le linn na tréimhse a chuimsítear sa ráiteas.

<sup>11</sup> seachas maoín arna soláthar nó arna tabhairt ar iasacht, nó seirbhís arna soláthar do dhuine ag gaol nó páirtí sibhialta nó ag cara leis an duine, nó le céile an duine nó páirtí sibhialta, nó le leanbh leis an duine nó le leanbh le céile an duine, sa chás gur bhronntanas don duine, agus ar chúiseanna pearsanta agus sin amháin, a bhí sa soláthar nó san iasacht sin, murar rud é dá nglacfaí leis an maoín nó an iasacht nó an tseirbhís, go bhféadfadh an glacadh sin tionchar ábhartha a imirt ar an duine agus é nó í ag comhlíonadh a fheidhmeanna nó a feidhmeanna mar chomhairleoir speisialta.

<sup>12</sup> sa mhéid is go mbaineann na seirbhísí in (ii) agus (iii) le seirbhísí dlí nó leighis (lena n-áirítear seirbhísí síciatracha nó síceolaíochta), is leordhóthanach a rá gur soláthraíodh seirbhísí den sórt sin duit nó do dhuine (nach gá a shainaithint) nach foláir duit ráiteas a thabhairt ina leith.

**Breis eolais**

Tá breis eolais maidir le riachtanais na n-Achtanna Eitice agus tuilleadh sainmhinithe ábhartha leagtha amach i dtreoirlínte an Choimisiún um Chaighdeán in Oifigí Poiblí do sheirbhísigh poiblí maidir le comhlíonadh forálacha na n-Achtanna Eitice 1995 agus 2001. Chomh maith leis na treoirlínte, is féidir le seirbhísigh poiblí tuilleadh eolais nó comhairle a lorg ón gCoimisiún um Chaighdeán in Oifigí Poiblí (teil. 01 639 5666; r-phost: [info@sipo.ie](mailto:info@sipo.ie)) maidir le haon fhorál den reachtaíocht nó feidhmiú aon fhorál in aon chás ar leith.

## ETHICS IN PUBLIC OFFICE ACT 1995 SECTION 19

Special advisers.

**19.—(1)** In this section “special adviser” means a person who—

(a) occupies or occupied a position to which section 7(1)(e) of the *Public Service Management (Recruitment and Appointments) Act 2004* relates, having been selected for appointment to that position by an office holder personally otherwise than by means of a competitive procedure, or

(b) is or was employed under a contract for services by an office holder, having been selected for the award of the contract by an office holder personally otherwise than by means of a competitive procedure, and whose function or principal function as such a person is or was to provide advice or other assistance to or for the office holder.

(2) The period for which a person acting as a special adviser occupies the excluded position concerned or is employed under the contract for services concerned shall end not later than the date on which the office holder to whom he or she is acting as a special adviser ceases to hold the office by reference to which he or she is an office holder.

(3) (a) If the remuneration of a person as a special adviser exceeds a prescribed amount, then—

(i) subject to *section 20 (3)*, in each year during any part of which the person is a special adviser, he or she shall prepare and furnish to the office holder concerned and the Commission a statement in writing of—

(I) the interests of the person, and

(II) the interests of which he or she has actual knowledge of his or her spouse or civil partner or a child of the person or of his or her spouse, during the appropriate period specified in *section 20 (1)* which could materially influence the person in or in relation to the performance of his or her functions as a special adviser by reason of the fact that such performance could so affect those interests as to confer on or withhold

from the person or the spouse or civil partner or child a substantial benefit,

(ii) in any case where such a function falls to be performed and he or she has knowledge that he or she or a connected person has a material interest in a matter to which the function relates, he or she—

(I) shall, as soon as may be, prepare and furnish to the office holder and to the Commission a statement in writing of those facts,  
(II) shall not perform the function unless there are compelling reasons requiring him or her to do so, and  
(III) shall, if he or she proposes to perform the function, prepare and furnish to the office holder and the Commission, before or, if that is not reasonably possible, as soon as may be after such performance, a statement in writing of the compelling reasons aforesaid, and  
(iii) the person shall undertake not to engage in any trade, profession, vocation or other occupation, whether remunerated or otherwise, which might reasonably be seen to be capable of interfering or being incompatible with the performance by the person of his or her functions as a special adviser.  
(b) Different amounts may be prescribed under *paragraph (a)* in relation to different categories of special adviser.

(4) An office holder shall, in respect of a person who acts or acted as a special adviser to him or her, lay the following documents before each House of the Oireachtas, that is to say—  
(a) a copy of the contract, or a statement in writing of the terms and conditions, under which the person acts or acted as a special adviser,  
(b) a copy of any statement under *subsection (3) (a) (i)* of the interests of the person furnished to the office holder,  
(c) a statement as to whether the person is a relative of the office holder, and  
(d) if *subsection (3)* applies to the person, a statement of the qualifications of the person relevant to his or her functions as a special adviser.

(6) There shall be deemed to be included in the terms on which a person who is acting as a special adviser to an office holder occupies the excluded position concerned or is employed under the contract for services concerned—  
(a) a term that the period for which the person occupies the excluded position or is employed under the contract for services shall end not later than the date on which the office holder ceases to hold the office by reference to which he or she is an office holder, and  
(b) if *subsection (3)* applies to the person, a term that he or she shall comply with that subsection.

(7) Subsection (4) shall be complied with not later than 60 days after the person concerned was appointed to act as a special adviser and, in case a document referred to in paragraph (b) of that subsection is furnished to the office holder concerned at any time after the expiration of the period aforesaid, not later than 60 days after that time, and such compliance shall, in a case where the office holder concerned dies or becomes incapacitated, be effected by the Taoiseach.

**STATUTORY INSTRUMENT S.I. No 698 of 2004  
as amended by S.I. No 145 of 2008**

**Ethics in Public Office (Designated Positions in Public Bodies) Regulations 2004,  
as amended by Ethics in Public Office (Designated Positions in Public Bodies)  
(Amendment) Regulations 2008**

AND WHEREAS it is appropriate to prescribe the amount of remuneration of a person as special adviser, for the purposes of section 19(3)(a):

5. The amount of the salary at the second long service increment point of the higher executive officer standard (non-personal pension contribution) scale in the Civil Service is prescribed for the purposes of section 19(3)(a) of the Act.

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