



IONSTRAIMÍ REACHTÚLA.

I.R. Uimh. 33 de 2023

AN tORDÚ TURASÓIREACHTA, CULTÚIR, EALAÍON, GAELTACHTA,
SPÓIRT AGUS MEÁN (FEIDHMEANNA AIRE A THARMLIGEAN), 2023

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AN tORDÚ TURASÓIREACHTA, CULTÚIR, EALAÍON, GAELTACHTA,
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Ar iarraidh a fháil ón Aire Turasóireachta, Cultúir, Ealaíon, Gaeltachta, Spóirt agus Meán (arna oiriúnú leis an Ordú Cultúir, Oidhreachta agus Gaeltachta (Ainm na Roinne agus Teideal an Aire a Athrú), 2020 (I.R. Uimh. 403 de 2020)), agus i bhfeidhmiú na gcumhachtaí a thugtar dóibh le halt 2(1) den Acht Airí agus Rúnaithe (Leasú) (Uimh. 2), 1977 (Uimh. 28 de 1977), ordáonn an Rialtas leis seo mar a leanas:

1. An tOrdú Turasóireachta, Cultúir, Ealaíon, Gaeltachta, Spóirt agus Meán (Feidhmeanna Aire a Tharmligean), 2023 is teideal don Ordú seo.
2. Déantar cumhachtaí (seachas an chumhacht chun cion a ionchúiseamh) agus dualgais an Aire Turasóireachta, Cultúir, Ealaíon, Gaeltachta, Spóirt agus Meán a thugtar di—
 - (a) le hAchtanna an Oireachtas nó leis na reachtanna a bhí i bhfeidhm i Saorstát Éireann díreach roimh an dáta a tháinig an Bunreacht i ngníomh agus a lean i bhfeidhm de bhua Airteagal 50 den Bhunreacht, nó fúthu, ar Achtanna nó reachtanna iad a shonraítear i gCuid 1 den Sceideal,
 - (b) le forálacha na nAchtanna den Oireachtas a shonraítear i gCuid 2 den Sceideal, nó fúthu, agus
 - (c) faoi na hionstraimí a shonraítear i gCuid 3 den Sceideal, a tharmligean chuiig Pádraig Ó Donnabháin, Aire Stáit ag an Roinn Turasóireachta, Cultúir, Ealaíon, Gaeltachta, Spóirt agus Meán.

AN SCEIDEAL

Cuid 1

Achtanna na dTithe (Gaeltacht), 1929 go 2001

An tAcht Airí agus Rúnaithe (Leasú), 1956 (Uimh. 21 de 1956)

An tAcht um Údarás na Gaeltachta, 1979 (Uimh. 5 de 1979), seachas alt 6

Achtanna na dTeangacha Oifigiúla, 2003 agus 2021

Acht na Gaeltachta, 2012 (Uimh. 34 de 2012)

Cuid 2

Cuid VI agus Cuid VIII (a mhéid a bhaineann sí le Cuid VI) den Acht um Chomhaontú na Breataine-na hÉireann, 1999 (Uimh. 1 de 1999)

Alt 2 (a mhéid a bhaineann sé leis na feidhmeanna dá dtagraítear i mír (e), i mír (f) (a mhéid a bhaineann an mhír sin le mír (e)) agus i mír (g) d'fho-alt (1) den alt sin) den Acht um Ghnóthaí Pobail, Tuaithe agus Gaeltachta (Forálacha Ilghnéitheacha), 2007 (Uimh. 32 de 2007)

Alt 33(3)(c) den Acht um Pleanáil agus Forbairt, 2000 (Uimh. 30 de 2000)

Cuid 3

Airteagail 28(1)(o), 179(2)(p) agus 295(l)(q)(i) de na Rialacháin um Pleanáil agus Forbairt, 2001



ARNA THABHAIRT faoi Shéala Oifigiúil an Rialtais

24 Eanáir, 2023.

LEO VARADKAR,
Taoiseach.

NÓTA MÍNIÚCHÁIN

(*Ní cuid den Ionstraim an nóta seo ná ní ceart a mheas gur míniú dlíthiúil uirthi é.*)

Déantar foráil san Acht Airí agus Rúnaithe (Leasú) (Uimh. 2), 1977, inter alia, le cumhachtaí agus dualgais a tharmligean ó Airí go hAirí Stáit ar mhodh Ordaithe Rialtais. Déantar Orduithe den sórt sin de ghnáth nuair atáthar ag súil go gcomhlíonfaidh Aire Stáit feidhmeanna reachtúla thar ceann Aire. Ba chóir a thabhairt faoi deara go bhfuil gach cumhacht nó dualgas tarmligthe go fóill á dílsiú nó á dhílsiú in Aire an Rialtais i gcomhthráth leis an Aire Stáit agus féadfaidh ceachtar acu iad a fheidhmiú nó a chomhlíonadh. Déantar foráil san Ordú seo do tharmligean na bhfeidhmeanna a bhaineann leis an nGaeilge agus an nGaeltacht ón Aire Turasóireachta, Cultúir, Ealaíon, Gaeltachta, Spóirt agus Meán chuig an Aire Stáit le freagracht as an nGaeilge agus an nGaeltacht.

Official Translation / Tiontú Oifigiúil



STATUTORY INSTRUMENTS.

S.I. No. 33 of 2023

TOURISM, CULTURE, ARTS, GAELTACHT, SPORT AND MEDIA
(DELEGATION OF MINISTERIAL FUNCTIONS) ORDER 2023

Official Translation / Tiontú Oifigiúil

S.I. No. 33 of 2023

TOURISM, CULTURE, ARTS, GAELTACHT, SPORT AND MEDIA
(DELEGATION OF MINISTERIAL FUNCTIONS) ORDER 2023

The Government, on the request of the Minister for Tourism, Culture, Arts, Gaeltacht, Sport and Media (as adapted by the Culture, Heritage and the Gaeltacht (Alteration of Name of Department and Title of Minister) Order 2020 (S.I. No. 403 of 2020)), and in exercise of the powers conferred on them by section 2(1) of the Ministers and Secretaries (Amendment) (No. 2) Act 1977 (No. 28 of 1977), hereby order as follows:

1. This Order may be cited as the Tourism, Culture, Arts, Gaeltacht, Sport and Media (Delegation of Ministerial Functions) Order 2023.

2. The powers (other than the power to prosecute an offence) and duties of the Minister for Tourism, Culture, Arts, Gaeltacht, Sport and Media, conferred on her –

- (a) by or under the Acts of the Oireachtas or statutes which were in force in Saorstát Éireann immediately before the date of the coming into operation of the Constitution and which continued in force by virtue of Article 50 of the Constitution specified in Part 1 of the Schedule,
- (b) by or under the provisions of the Acts of the Oireachtas specified in Part 2 of the Schedule, and
- (c) under the instruments specified in Part 3 of the Schedule, are delegated to Patrick O'Donovan, Minister of State at the Department of Tourism, Culture, Arts, Gaeltacht, Sport and Media.

SCHEDULE

Part 1

Housing (Gaeltacht) Acts 1929 to 2001

Ministers and Secretaries (Amendment) Act 1956 (No. 21 of 1956)

Údarás na Gaeltachta Act 1979 (No. 5 of 1979), other than section 6

Official Languages Acts 2003 and 2021

Gaeltacht Act 2012 (No. 34 of 2012)

Part 2

Part VI and Part VIII (in so far as it relates to Part VI) of the British-Irish Agreement Act 1999 (No. 1 of 1999)

Section 2 (in so far as it relates to the functions referred to in paragraph (e), paragraph (f) (in so far as that paragraph relates to paragraph (e)) and paragraph (g) of subsection (1) of that section) of the Community, Rural and Gaeltacht Affairs (Miscellaneous Provisions) Act 2007 (No. 32 of 2007)

Section 33(3)(c) of the Planning and Development Act 2000 (No. 30 of 2000)

Part 3

Articles 28(1)(o), 179(2)(p) and 295(1)(q)(i) of the Planning and Development Regulations 2001



GIVEN under the Official Seal of the Government,
24 January, 2023.

LEO VARADKAR,
Taoiseach.

EXPLANATORY NOTE

(This note is not part of the Instrument and does not purport to be a legal interpretation.)

The Ministers and Secretaries (Amendment) (No. 2) Act, 1977, provides, inter alia, for the delegation of powers and duties from Ministers to Ministers of State by way of a Government Order. Such Orders are normally made where a Minister of State is expected to carry out statutory functions on behalf of a Minister. It should be noted that every power or duty delegated continues to be vested in the Minister of the Government concurrently with the Minister of State and may be exercised or performed by either. This Order provides for the delegation of functions relating to the Irish Language and the Gaeltacht by the Minister for Tourism, Culture, Arts, Gaeltacht, Sport and Media to the Minister of State with responsibility for Gaeilge and the Gaeltacht.

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