

TYNWALD Tinvaal



ORDER PAPER Claare Obbyr

DOUGLAS
Tuesday 16th July 2019
at 10.30 am

1. To lay before the Court –

Government Departments Act 1987

Transfer of Road Transport Licensing Functions Order 2019
[\[SD No 2019/0296\]](#) [\[MEMO\]](#)

Airports and Civil Aviation Act 1987

Civil Aviation (Investigation of Air Accidents and Incidents) Order 2019
[\[SD No 2019/0267\]](#) [\[MEMO\]](#)

Building Control Act 1991

Building (Amendment) Regulations 2019 [\[SD No 2019/0276\]](#) [\[MEMO\]](#)

Health and Safety at Work etc. Act 1977

Ionising Radiation (Application) Order 2019 [\[SD No 2019/0281\]](#) [\[MEMO\]](#)

Health and Safety at Work etc. Act 1974 (of the UK Parliament)

Ionising Radiation (Basic Safety Standards and Justification of Practices)
Regulations 2019 [\[SD No 2019/0283\]](#) [\[MEMO\]](#)

Ionising Radiation (Medical Exposure) Regulations 2019 [\[SD No 2019/0282\]](#)
[\[MEMO\]](#)

Fair Trading Act 1996

Fair Trading (Exclusion of Course of Conduct) (Milk Pricing) Order 2019
[\[SD No 2019/0278\]](#) [\[MEMO\]](#)

European Union and Trade Act 2019

European Union and Trade Act 2019 (Deficiencies) (DEFA) (No. 7) Regulations 2019 [[SD No 2019/0280](#)] [[MEMO](#)]
European Union and Trade Act 2019 (Deficiency) (Dormant Assets) Regulations 2019 [[SD No 2019/0235](#)] [[MEMO](#)]

European Communities (Isle of Man) Act 1973

European Communities (Consumer Protection) (Application) Order 2019 [[SD No 2019/0277](#)] [[MEMO](#)]
European Union (Cyber Attack Sanctions) Order 2019 [[SD No 2019/0287](#)] [[MEMO](#)]

Proceeds of Crime Act 2008

Proceeds of Crime Act (Compliance with International Standards) (No.2) Order 2019 [[SD No 2019/0263](#)] [[MEMO](#)]

Fair Trading Act 1996

Fair Trading (Exclusion of Course of Conduct) (Sea Services) Order 2019 [[SD No 2019/0272](#)] [[MEMO](#)]

Local Government Act 1985

Port Erin (Boundary Extension) Order 2019 [[SD No 2019/0269](#)] [[MEMO](#)]

Highways Act 1986

Highway Diversion (Public Right of Way 265, Billown, Malew) Order 2019 [[SD No 2019/0294](#)] [[MEMO](#)]
Highway Closure (Bradda Close, Port Erin) Order 2019 [[SD No 2019/0295](#)] [[MEMO](#)]

Social Security Contributions and Benefits Act 1992 (of the UK Parliament)

Income Support (General) (Isle of Man) (Amendment) (No. 2) Regulations 2019 [[SD No 2019/0257](#)] [[MEMO](#)]
Employed Person's Allowance (General) (Amendment) (No. 2) Regulations 2019 [[SD No 2019/0258](#)] [[MEMO](#)]

Social Security Act 2000

Social Security Legislation (Benefits) (Application) (Amendment) Order 2019 [[SD No 2019/0259](#)] [[MEMO](#)]
Social Security Legislation (Benefits) (Application) (No. 5) Order 2019 [[SD No 2019/0260](#)] [[MEMO](#)]

Income Tax Act 1970

Income Tax (Substance Requirements) (Amendment) Order 2019 [[SD No 2019/0271](#)] [[MEMO](#)]

Credit Unions Act 1993

Credit Unions (Deferred Shares) Order 2019 [[SD No 2019/0268](#)] [[MEMO](#)]

Customs and Excise Act 1993

Export Control (Amendment) (EU Exit) Regulations 2019 (Application) (No. 2) Order 2019 [[SD No 2019/0264](#)] [[MEMO](#)]

Customs (Consequential Amendments) (EU Exit) Regulations 2019 (Application) (No. 2) Order 2019 [[SD No 2019/0265](#)] [[MEMO](#)]

Statistics of Trade (Customs and Excise) Regulations (Application) (No. 2) Order 2019 [[SD No 2019/0266](#)] [[MEMO](#)]

Export Control (Amendment) Order 2019 (Application) Order 2019 [[SD No 2019/0300](#)] [[MEMO](#)]

Dormant Assets Act 2019

Dormant Assets (Licenceholder) (Exemption) Order 2019 [[SD No 2019/0238](#)] [[MEMO](#)]

Insider Dealing Act 1998

Insider Dealing (Regulated Markets) (No. 2) Order 2019 [[SD No 2019/0303](#)] [[MEMO](#)]

Reports

Securing Added Value and Efficiencies (SAVE) Report [[GD No 2019/0042](#)] [[MEMO](#)]

Chief Constable's Annual Report 2018-2019 [[GD No 2019/0027](#)]

Isle of Man Steam Packet Company – Re-financing Interim Report [[GD No 2019/0038](#)]

Report to Tynwald on progress towards developing a Childcare Strategy for the Isle of Man [[GD No 2019/0041](#)]

The remaining items are not the subject of motions on the Order Paper

Documents subject to no procedure

Building Control Act 1991

Building Control (Approved Documents) Order 2019 [[SD No 2019/0279](#)] [[MEMO](#)]

Currency Act 1992

Currency (Peter Pan) 50p Coin Collection Order 2019 [[SD No 2019/0001](#)]

Bank Holidays Act 1989
Bank Holidays Order 2019 [[SD No 2019/0304](#)]

Dormant Assets Act 2019
Dormant Assets (Notices) Order 2019 [[SD No 2019/0237](#)]

Documents subject to negative resolution

European Communities (Isle of Man) Act 1973
Nationality, Immigration and Asylum Act 2002 (of the UK Parliament)
Immigration (European Economic Area) (Amendment) Regulations 2019
[[SD No 2019/0247](#)] [[MEMO](#)]

Immigration Act 1971 (of the UK Parliament)
Immigration (Control of Entry Through Republic of Ireland) (Amendment)
Order 2019 [[SD No 2019/0248](#)] [[MEMO](#)]

Financial Services Act 2008
Financial Services Disputes (Definition) Order 2019 [[SD No 2019/0289](#)]
[[MEMO](#)]

Customs and Excise Management Act 1986
Customs and Excise Management Act 1986 (Enforcing Authority) Order
2019 [[SD No 2019/0302](#)] [[MEMO](#)]

Value Added Tax Act 1996
Value Added Tax (Finance) (Revocation) Order 2019 [[SD No 2019/0309](#)]
[[MEMO](#)]
Value Added Tax (Section 55A) (Specified Services) Order 2019
[[SD No 2019/0299](#)] [[MEMO](#)]

European Communities (Isle of Man) Act 1973
Cyber Attack Sanctions Regulations 2019 [[SD No 2019/0288](#)] [[MEMO](#)]

Appointed Day Order

Dormant Assets Act 2019
Dormant Assets Act 2019 (Appointed Day) Order 2019 [[SD No 2019/0234](#)]

Reports

Armed Forces Covenant [[GC No 2019/0006](#)]

Response to Tynwald Commissioner Case TCA1801 [[GD No 2019/0036](#)]

Policing Plan 2019-2020 [[GD No 2019/0031](#)]

Report of the Police Complaints Commissioner for the year ended 31st March 2019 [[GD No 2019/0030](#)]

Single Use Plastic Reduction Plan for the Isle of Man Community [[GD No 2019/0040](#)]

Isle of Man Government Preservation of War Memorials Committee Annual Report July 2019 [[GD No 2019/0034](#)]

Tynwald Commissioner for Administration Second Annual Report July 2019 [[PP No 2019/0104](#)]

Detailed Government Accounts 2018-19 [[GD No 2019/0037](#)]

Financial Provisions and Currency Act 2011 Annual Report to July 2019 [[GD No 2019/0039](#)]

First Report of the Environment and Infrastructure Policy Review Committee for the Session 2018-2019 – Harbours Strategy Volume 1 [[PP No 2019/0102\(1\)](#)]

First Report of the Environment and Infrastructure Policy Review Committee for the Session 2018-2019 – Harbours Strategy Volume 2 [[PP No 2019/0102\(2\)](#)]

2. Questions

See Question Paper

3. Cold, Hunger, Homelessness

Statement by the Minister for Policy and Reform.

4. Funding of Nursing and Residential Care

Statement by the Minister for Policy and Reform.

5. Update on Isle of Man Post Office

Statement by the Chairman of the Isle of Man Post Office.

6. Select Committee on Poverty

Statement by the Chairman of the Select Committee on Poverty (Mr Speaker).

7. Securing Added Value and Efficiencies Programme (SAVE) Report

The Minister for the Treasury to move –

That Tynwald:

1. receives the SAVE Report [[GD No 2019/0042](#)] [[MEMO](#)] and notes the ongoing progress for each project;
2. supports the principle of the creation of an Isle of Man Government owned arm's length organisation to take responsibility for the operation of the Isle of Man Airport, noting the establishment of a transformation team, led by the Cabinet Office; and
3. that a detailed implementation plan, a detailed governance structure and an operating model are returned to Tynwald for approval by April 2020.

8. Chief Constable's Annual Report

The Minister for Home Affairs to move –

That the Chief Constable's Annual Report 2018-2019 [[GD No 2019/0027](#)] be received.

9. Isle of Man Steam Packet Company – Re-financing Options Interim Report

The Treasury Minister to move –

That Tynwald receives the Isle of Man Steam Packet Company – Re-financing Interim Report July 2019 [[GD No 2019/0038](#)] on re-financing options for the Government Loan to the Isle of Man Steam Packet Company and notes that a further update and recommendation will be brought to Tynwald in October 2019.

10. Early Years Childcare in the Isle of Man

The Minister for Education, Sport and Culture to move that –

That Tynwald receive the Report [[GD No 2019/0041](#)] and approve the Recommendations:

1. to extend the pre-school credit to childminders (no extra cost and improves flexibility);
2. to review the Employment legislation and suggest enhancements for it to be more family friendly;
3. to undertake further work to incentivise Under 2 Childcare provision;

4. to investigate ways to change workplace culture to enable more support for parents with young children particularly around flexible working;
5. to establish a system of exit interviews for childminders;
6. to develop a clear pathway to extend pre-school credit to 2-3-year olds;
7. to review wraparound care and out of school holiday provision and suggest ways to increase provision, specifically outside of Douglas;
8. to publicise the extended financial support for nurseries from the Department for Enterprise;
9. to progress work on an interdepartmental Early Years strategy underpinned by a management information system; and
10. to develop a clear Early Years Pathway for children with SEND extending the remit to include those children with Additional Educational Needs such as ACES.

11. Financial Motion – Isle of Man Ferry Terminal, Liverpool

The Minister for Infrastructure to move –

That Tynwald approves of the Department of Infrastructure incurring expenditure not exceeding £26,800,000 in respect of the construction of a new Isle of Man Ferry Terminal and associated facilities at Princes Half-Tide Dock, Liverpool. [[MEMO](#)]

[Reference: Isle of Man Budget 2019/20 [[GD No 2019/0001](#)], ‘Liverpool Ferry Terminal’ on pages 32 and 103 under the heading ‘Appendix 5 – Full Capital Programme including 2019/20 Approvals’ – Ports, DOI]

12. Government Departments Act 1987

The Minister for Policy and Reform to move –

That the Transfer of Road Transport Licensing Functions Order 2019 [[SD No 2019/0296](#)] [[MEMO](#)] be approved.

13. Airports and Civil Aviation Act 1987

The Minister for Enterprise to move –

That the Civil Aviation (Investigation of Air Accidents and Incidents) Order 2019 [[SD No 2019/0267](#)] [[MEMO](#)] be approved.

14. Building Control Act 1991

The Minister for Environment, Food and Agriculture to move –

That the Building (Amendment) Regulations 2019 [[SD No 2019/0276](#)] [[MEMO](#)] be approved.

15. Health and Safety at Work Etc. Act 1977

The Minister for Environment, Food and Agriculture to move –

That the Ionising Radiation (Application) Order 2019 [[SD No 2019/0281](#)] [[MEMO](#)] be approved.

16. Health and Safety at Work etc. Act 1974 (an Act of Parliament)

The Minister for Environment, Food and Agriculture to move –

That the Ionising Radiation (Basic Safety Standards and Justification of Practices) Regulations 2019 [[SD No 2019/0283](#)] [[MEMO](#)] be approved.

17. Health and Safety at Work etc. Act 1974 (an Act of Parliament)

The Minister for Environment, Food and Agriculture to move –

That the Ionising Radiation (Medical Exposure) Regulations 2019 [[SD No 2019/0282](#)] [[MEMO](#)] be approved.

18. Fair Trading Act 1996

The Minister for Environment, Food and Agriculture to move –

That the Fair Trading (Exclusion of Course of Conduct) (Milk Pricing) Order 2019 [[SD No 2019/0278](#)] [[MEMO](#)] be approved.

19. European Union and Trade Act 2019

The Minister for Environment, Food and Agriculture to move –

That the European Union and Trade Act 2019 (Deficiencies) (DEFA) (No. 7) Regulations 2019 [[SD No 2019/0280](#)] [[MEMO](#)] be approved.

20. European Communities (Isle of Man) Act 1973

The Chairman of the Isle of Man Office of Fair Trading (Mr Perkins) to move –

That the European Communities (Consumer Protection) (Application) Order 2019 [[SD No 2019/0277](#)] [[MEMO](#)] be approved.

21. Proceeds of Crime Act 2008

The Minister for Home Affairs to move –

That the Proceeds of Crime Act (Compliance with International Standards) (No.2) Order 2019 [[SD No 2019/0263](#)] [[MEMO](#)] be approved.

22. Fair Trading Act 1996

The Minister for Infrastructure to move –

That the Fair Trading (Exclusion of Course of Conduct) (Sea Services) Order 2019 [[SD No 2019/0272](#)] [[MEMO](#)] be approved.

23. Local Government Act 1985

The Minister for Infrastructure to move –

That the Port Erin (Boundary Extension) Order 2019 [[SD No 2019/0269](#)] [[MEMO](#)] be approved.

24. Highways Act 1986

The Minister for Infrastructure to move –

That the Highway Diversion (Public Right of Way 265, Billown, Malew) Order 2019 [[SD No 2019/0294](#)] [[MEMO](#)] be approved.

25. Highways Act 1986

A Member of Infrastructure (Mr Moorhouse) to move –

That the Highway Closure (Bradda Close, Port Erin) Order 2019 [[SD No 2019/0295](#)] [[MEMO](#)] be approved.

26. Social Security Contributions and Benefits Act 1992 (of the UK Parliament)

A Member of the Treasury (Mr Peake) to move –

That the Income Support (General) (Isle of Man) (Amendment) (No. 2) Regulations 2019 [[SD No 2019/0257](#)] [[MEMO](#)] be approved.

27. Social Security Contributions and Benefits Act 1992 (of the UK Parliament)

A Member of the Treasury (Mr Peake) to move –

That the Employed Person's Allowance (General) (Amendment) (No. 2) Regulations 2019 [[SD No 2019/0258](#)] [[MEMO](#)] be approved.

28. Social Security Act 2000

A Member of the Treasury (Mr Peake) to move –

That the Social Security Legislation (Benefits) (Application) (Amendment) Order 2019 [[SD No 2019/0259](#)] [[MEMO](#)] be approved.

29. Social Security Act 2000

A Member of the Treasury (Mr Peake) to move –

That the Social Security Legislation (Benefits) (Application) (No. 5) Order 2019 [[SD No 2019/0260](#)] [[MEMO](#)] be approved.

30. European Communities (Isle of Man) Act 1973

The Minister for the Treasury to move –

That the European Union (Cyber Attack Sanctions) Order 2019 [[SD No 2019/0287](#)] [[MEMO](#)] be approved.

31. Income Tax Act 1970

The Minister for the Treasury to move –

That the Income Tax (Substance Requirements) (Amendment) Order 2019 [[SD No 2019/0271](#)] [[MEMO](#)] be approved.

32. Credit Unions Act 1993

The Minister for the Treasury to move –

That the Credit Unions (Deferred Shares) Order 2019 [[SD No 2019/0268](#)] [[MEMO](#)] be approved.

33. Customs and Excise Act 1993

The Minister for the Treasury to move –

That the Export Control (Amendment) (EU Exit) Regulations 2019 (Application) (No. 2) Order 2019 [[SD No 2019/0264](#)] [[MEMO](#)] be approved.

34. Customs and Excise Act 1993

The Minister for the Treasury to move –

That the Customs (Consequential Amendments) (EU Exit) Regulations 2019 (Application) (No. 2) Order 2019 [[SD No 2019/0265](#)] [[MEMO](#)] be approved.

35. Customs and Excise Act 1993

The Minister for the Treasury to move –

That the Statistics of Trade (Customs and Excise) Regulations (Application) (No. 2) Order 2019 [[SD No 2019/0266](#)] [[MEMO](#)] be approved

36. Customs and Excise Act 1993

The Minister for the Treasury to move –

That the Export Control (Amendment) Order 2019 (Application) Order 2019 [[SD No 2019/0300](#)] [[MEMO](#)] be approved.

37. Dormant Assets Act 2019

The Minister for the Treasury to move –

That the Dormant Assets (Licenceholder) (Exemption) Order 2019 [[SD No 2019/0238](#)] [[MEMO](#)] be approved.

38. European Union and Trade Act 2019

The Minister for the Treasury to move –

That the European Union and Trade Act 2019 (Deficiency) (Dormant Assets) Regulations 2019 [[SD No 2019/0235](#)] [[MEMO](#)] be approved.

39. Insider Dealing Act 1998

The Minister for the Treasury to move –

That the Insider Dealing (Regulated Markets) (No. 2) Order 2019 [[SD No 2019/0303](#)] [[MEMO](#)] be approved.

40. Education Policy

The Hon Member for Garff (Mrs Caine) to move –

That Tynwald recognises the success of the healthcare review and the benefits of separating policy from service delivery and requires the Council of Ministers to ensure the same for education.

41. Isle of Man Government external representation

The Hon Member for Douglas South (Mrs Beecroft) to move –

That Tynwald is of the opinion that the Council of Ministers should examine the system for external representation of the Island, with the aim of guaranteeing that the Isle of Man is able to take primary responsibility for negotiating its commitments in external agreements; that it should consider amendment of the Island's legal status to give the Isle of Man independent recognition in international law, while retaining its precious links with the United Kingdom; and that the Council of Ministers should report to Tynwald on its conclusions and recommendations for achieving these changes by December 2019.

42. Regulation of cannabis for medicinal purposes

The Hon Member for Ramsey (Dr Allinson) to move -

That Tynwald notes the results of the recent consultation regarding medicinal cannabis; and is of the opinion that the Minister for Health and Social Care should lay regulations at or before the November 2019 sitting of Tynwald enabling the licensed cultivation of cannabis for medicinal use and export.

43. Minimum age for minimum wage

The Hon Member for Douglas East (Miss Bettison) to move –

That Tynwald believes that the 16-17 year old minimum wage band should be removed and that the adult minimum wage be applied to all workers from the age of 16; and that the Council of Ministers should work with the Minimum

Wage Committee to explore means of delivering this and report to Tynwald no later than January 2020.

44. Strategic Plan – Housing Units Figure

The Hon Member for Middle (Mr Shimmins) to move –

That Tynwald notes the updated evidence papers submitted in June 2019 by the Cabinet Office which reduce the number of housing units required under the Isle of Man Strategic Plan; and calls on the Minister for Policy and Reform to report in October 2019 on the reasons for the change in the number of housing units required under the Strategic Plan, with special reference to the division of housing between the four Area Plan regions; and further notes the urgency of amending the Strategic Plan to reflect the current assessment of the Island's needs.

45. Civil Service Terms and Conditions

The Hon Member for Onchan (Ms Edge) to move –

That the Structural Review of Civil Service Terms and Conditions Above Executive Officer Level [\[GD No 2018/0034\]](#) be received.