

**REPORT OF PROCEEDINGS OF
TYNWALD COURT**

**St. John's, Monday, 6th July 1998
at 11.00 a.m.**

Present:

The President of Tynwald (the Hon Sir Charles Kerruish OBE LLD (hc) CP). In the Council: The Lord Bishop (the Rt Rev Noël Debroy Jones), the Attorney-General (Mr W J H Corlett), Hon C M Christian, Messrs E A Crowe, D F K Delaney, J R Kniveton, E G Lowey, Messrs J N Radcliffe and G H Waft, with Mr T A Bawden, Clerk of the Council.

In the Keys: The Speaker (the Hon N Q Cringle) (Rushen); Mr L I Singer and Hon A R Bell (Ramsey); Hon R E Quine OBE (Ayre); Mr J D Q Cannan (Michael); Hon H Hannan (Peel); Mr W A Gilbey (Glenfaba); Mr S C Rodan (Garff); Hon D North (Middle); Mr P Karran, Hon R K Corkill and Mr G T Cannell (Onchan); Messrs J R Houghton and R W Henderson (Douglas North); Hon D C Cretney and Mr A C Duggan (Douglas South); Mr R P Braidwood and Mrs B J Cannell (Douglas East); Messrs J P Shimmin and A F Downie (Douglas West); Hon J A Brown (Castletown); Hon D J Gelling (Malew and Santon); Sir Miles Walker CBE LLD (hc) and Mrs P M Crowe (Rushen); with Prof T StJ N Bates, Clerk of Tynwald.

The Lord Bishop took the prayers.

Inspection Of The Guard Of Honour By The Lieutenant-Governor

Prior to a service in St. John's Church, the Lieutenant-Governor inspected a guard of honour drawn from the Ship's Company of HMS Nottingham, assembled on the fairfield with the Band of Her Majesty's Royal Marines, Scotland.

The Lieutenant-Governor then placed a wreath on the National War Memorial.

Church Service

The service, held in the Royal Chapel, was conducted by the Rev Paul Bennett and the lesson was read by the hon. member for Castletown, Hon J A Brown, and prayers and the Grace were said in Manx by Rev R E Cubbon, MBE; the Lord Bishop gave the blessing.

Also present were: Mr Flemming R Jacobs (Denmark); Miss Brigitte Langenhagen (European Parliament); Mr Finnbogi Ísakson and Miss Súsanna Danielsen (Faroe Islands); Mr Sturla Böðvarsson (Iceland); Senator Brian Mullooly (Ireland); Dr Brian Stowell (Isle of Man); Mr Svein Ludvigsen (Norway); Sir Andrew Fleming Green, Rear Admiral A Mike Gregory, Sir William Purves, Rt Hon the Lord David Waddington, Ms Joan Walley and Mr Mike Warwick (United Kingdom).

Tynwald Court Procession

After the service, the first procession to Tynwald Hill took place in the following order: four sergeants of the Isle of Man Constabulary; the coroners; the Senior Salvation Army Officer; the Ministers of the Free Churches; the Chairman of the Isle of Man District of the Methodist Church; the Roman Catholic Dean; the beneficed clergy; the Tynwald Minister; the Vicar-General; the Archdeacon; the Chairman of the Peel Town Commissioners; the Chairman of the Ramsey Town Commissioners; the Chairman of the Castletown Town Commissioners;

the Mayor of Douglas; the Chief Registrar; a representative of the Commission of the Peace; the Captains of the Parishes; yn Lhaihder; the Chief Constable; the High Bailiff; the Second Deemster.

The Tynwald Court procession followed immediately on the first procession in the following order: two messengers of the House of Keys; the Clerk of Tynwald, Secretary of the House of Keys and Counsel to the Speaker; the Members of the House of Keys; the Chief Minister; the Speaker of the House of Keys; a messenger of the House of Keys; the Clerk of the Legislative Council; the elected Members of the Legislative Council; the Attorney-General; the First Deemster and Clerk of the Rolls; the Lord Bishop; the President of Tynwald; two messengers of the Legislative Council; the Sword of State; His Excellency the Lieutenant-Governor; the Officers in personal attendance on His Excellency; the Surgeon to the Household; a detachment of the Isle of Man Constabulary.

The Manx National Standard entered the procession at the west door immediately after the Surgeon to the Household and preceded the President of Tynwald to the foot of the Hill.

Before reaching the War Memorial the processions halted and aligned themselves on each side of the processional way to enable the Lieutenant-Governor to pass through and lead the processions, now re-formed in reverse order, to Tynwald Hill. When the procession reached the Hill the church choir and the Manx Festival Chorus, accompanied by the band, sang the United Kingdom national anthem.

Fencing The Court

The Lieutenant-Governor: Learned Deemster, direct the Court to be fenced.

The First Deemster (His Honour T W Cain): Coroner of Glenfaba Sheading and yn Lhaihder, fence the Court.

The Coroner of Glenfaba (Mr G H R Havercroft): I fence this Court of Tynwald in the name of our most gracious Sovereign Lady the Queen. I charge that no person do quarrel, brawl or make any disturbance and that all persons do answer to their names when called.

I charge this audience to witness this Court is fenced. I charge this audience to witness this Court is fenced. I charge this whole audience to bear witness this Court is now fenced.

Yn Lhaihder (Mr J C Crellin): Ta mish cur yn Whaiyl shoh fo harey ayns ennym Chiarn Vannin, nagh jean peiagh erbee troiddey, baggyrt ny jannoo boiranys erbee, as dy jean dy chooilley pheigh freggyrt tra vees eh er ny eam.

Ta mee cur recortys er yn eanish shoh dy vel yn Whaiyl shoh fo harey. Ta mee cur recortys er yn eanish shoh dy vel yn Whaiyl shoh fo harey. Ta mee cur recortys er yn clane eanish shoh dy vel yn Whaiyl shoh nishtagh fo harey.

Swearing In Of Coroners

The First Deemster: Incoming coroners, take the oath in ancient form to execute your offices for the ensuing year, and receive your staves of office from the hands of His Excellency the Lieutenant-Governor.

The coroners of Glenfaba and Michael, Mr G H R Havercroft, of Ayre and Garff, Mr J R Quilleash, of Middle, Mr M P Kelly, and of Rushen, Mr M H Gawne, then proceeded up the Hill and took the Oath on bended knee.

The First Deemster: By that book and by the holy contents thereof and by the wonderful works that God hath miraculously wrought in heaven above and in the earth beneath in six days and seven nights, you shall without respect of favour of friendship, love or gain, consanguinity or affinity, envy or malice, well and truly execute the office of coroner for each sheading to which you have been appointed for the ensuing year. So help you God.

Having received their staves of office from the Lieutenant-Governor, the coroners then resumed their places.

Promulgation Of Acts

The Lieutenant-Governor: Learned Deemsters, I exhort you to proclaim to the people in ancient form such laws as have been exacted during the past year and which have received Her Gracious Majesty's assent.

Abstracts of the Acts passed were then read alternately by Deemster Corrin in English and by Deemster Cain in Manx, as follows:

- 1 **Law Reform Act** which makes provision amending the law relating to tort, defamation, damages for personal injury, interest on judgment debts and awards, the appointment and retirement of trustees, covenants in conveyances of land and pension benefits in relation to matrimonial proceedings, and transfers certain functions to the Chief Registrar.
- 1 **Slattys Lhiasaghey'n Leigh** ta kiarail son lhiasaghey'n leigh bentyn rish aggairyn, luney, cooilleeney son skielley da sleih, use er feeaghyn as briwnyssyn ny quaiylyn, pointeil barrantee as nyn lhiggey sheese, conaantyn jeant ayns livrey harrish cheer as cair vondeish penshynyn ayns immeeaghtyn-poosee, as ta livrey harrish curmyn ennagh gys yn Ard-recortysser.
- 2 **Lloyds TSB Act** which carries into effect the transfer to and vesting in Lloyds TSB Bank (Isle of Man) Limited of the undertakings of Lloyds Bank Plc and TSB Bank plc.
- 2 **Slattys Lloyds TSB** ta cur ayns bree livreys dellalyn Lloyds Bank Plc as TSB plc gys Lloyds TSB Bank (Isle of Man) Limited as ad y chiangley cooidjagh ayn.
- 3 **National Westminster Bank Plc Act** which transfers the Isle of Man undertaking of National Westminster Bank Plc to NatWest Offshore Limited.
- 3 **Slattys National Westminster Bank Plc** ta livrey harrish dellal National Westminster Bank Plc ayns Ellan Vannin gys NatWest Offshore Limited.
- 4 **Statute Law Revision Act** which makes minor amendments to certain enactments and repeals certain spent and obsolete enactments.
- 4 **Slattys Lhiasaghey'n Leigh Scruit** ta jannoo caghlaaghyn beggey ayns leighaghyn ennagh, as mooghey leighaghyn ennagh ta ro-henn as marroo.

- 5 **Cruelty to Animals Act** which makes provision for the prevention of cruelty to animals and the protection of animals used for scientific procedures.
- 5 **Slattys Dewilys noi Beilyn** ta kiarail son lhiettal dewilys noi beilyn as coadey beilyn ta goll fo immeeaghtyn skiandagh.
- 6 **Road Traffic (Amendment) Act** which relaxes certain parking restrictions.
- 6 **Slattys Troailtys-Raaidey (Lhiasaghey)** ta geddrymaghey paart dy ny reillyn noi faagail carryn er y raad.
- Note: In citing the foregoing Acts, the year 1997 requires to be added.
- Gow Tастey: Tra hig fer er ny Slattysyn shoh heose, shegin cur huc earroo ny bleeaney nuy cheead jeig, kiare feed as shiaght jeig.
- 7 **Recreation and Leisure Act** which confers on the Department of Tourism and Leisure powers to provide recreational and entertainment facilities and enables such powers to be conferred on local authorities.
- 7 **Slattys Ooraghey as Traa-seyr** ta livrey da'n Rheyynn Thurryssid as Traa-seyr pooar dy chiarail caaghyn dy ooraghey as goaill soylley, as ta lowal lheid y phooar shen dy v'er ny chur da lught-reill ynnadoil.
- 8 **Insider Dealing Act** which concerns the regulation of insider dealing.
- 8 **Slattys Dellal Cheusthie** ta bentyn rish gurneil dellal cheusthie.
- 9 **Mental Health Act** which re-enacts with amendments the law relating to mentally disordered persons.
- 9 **Slattys Slaynt Inchynagh** ta cheet harrish as lhiasaghey'n leigh bentyn rish sleih baanrit.
- 10 **Banking Act** which concerns the regulation of banking and investment business and amends the law relating to companies and bills of exchange.
- 10 **Slattys Bankaght** ta bentyn rish gurneil dellal bankaght as baighey-argid, as ta lhiasaghey'n leigh bentyn rish sheshaghtyn-dellal as billaghyn-coonree.
- 11 **Brewers (Amendment) Act** which amends the Brewers' Act 1874 and enables the Treasury to grant exemptions from that Act.
- 11 **Slattys ny Imleyderyn (Lhiasaghey)** ta lhiasaghey Slattys ny Imleyderyn hoght cheead jeig, three feed as kiare jeig, as ta lhiggey da'n Tashtey dy chur seyrnsys veih'n Clattys shen.
- 12 **Companies (Transfer of Domicile) Act** which permits the continuation and discontinuation of companies.
- 12 **Slattys Sheshaghtyn-dellal (Caghlaa dy Chummaltys)** ta lowal da sheshaghtyn dy hannaghtyn as dy scuirr.

Note: In citing the foregoing Acts, the year 1998 requires to be added.

Gow Tастey: Tra hig fer er ny Slattysyn shoh heose, shegin cur huc earroo ny bleeaney nuy cheead jeig, kiare feed as hoght jeig.

Petitions For Redress

The First Deemster: Has Your Excellency any further commands?

The Lieutenant-Governor: If any person wishes to present a petition let him now come forward.

The following petitions for redress were presented to the Clerk of Tynwald at the foot of the Hill:

The petition of Jill Dugdale regarding the establishment of a village community for the mentally handicapped.

The petition of John Armstrong Maddrell regarding the Tynwald procedure for the handling of petitions of redress of grievance.

The Lieutenant-Governor: In accordance with standing order 6.8, I shall refer these petitions to the Standing Orders Committee of Tynwald, who will report thereon at their earliest convenience.

A fanfare was then sounded and the troops were called to attention, after which the church choir and the Manx Festival Chorus, accompanied by the band, sang the Manx national anthem.

The Lieutenant-Governor: Tynwald will adjourn to the Church and complete such business as remains to be transacted.

The procession left the Hill, and Tynwald then adjourned to St. John's Church.

Captioning Of Acts

The Lieutenant-Governor: Mr. President and Members of the Council, Mr. Speaker and Members of the House of Keys, we shall now caption the Acts just promulgated on Tynwald Hill.

The Acts were then captioned by the Lieutenant-Governor, the Speaker and the President of the Council using the traditional quill pens.

The Council adjourned.

House Of Keys

The House sat immediately at the conclusion of Tynwald Court.

The Speaker: Hon. members, I call upon the hon. member for Malew and Santon, Mr Gelling.

Mr Gelling: Mr Speaker, I beg to move:

That all Bills and other business before the House remaining unfinished at this date be suspended and continued at the same stage at the first sitting of the House in the next legislative year.

Sir Miles Walker: Mr Speaker, I beg to second.

The Speaker: I will put the motion to the House. Will those in favour please say aye; against, no. The ayes have it. The ayes have it.

Hon. members, that concludes the business before the House. The House will now stand adjourned to Tynwald on Tuesday, 14th July at 10.30 a.m. in Douglas.

The House adjourned.