

**REPORT OF PROCEEDINGS OF  
TYNWALD COURT**

**St John's, Monday, 5th July 1999  
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 QC), Hon C M Christian, Messrs E A Crowe, D F K Delaney, J R Kniveton, E G Lowey, Dr E J Mann, 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); Mr R E Quine OBE (Ayre); Mr J D Q Cannan (Michael); Mrs H Hannan (Peel); Hon W A Gilbey (Glenfaba); Hon 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); Mr J P Shimmin and Hon 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.

**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 a Division of the Queen's Colour Squadron, assembled on the fairfield with the Band of the Royal Air Force Regiment.

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 Chaplain of the House of Keys; the Lord Bishop gave the blessing.

Also present were: Senator J Michael Forrestall (Canada); Mr Arthur Donahoe QC (Commonwealth Parliamentary Association); Dr Rory O'Hanlon TD (Eire); Mr Sofus Poulsen (Faroe Islands); Mr de Vic G Carey (Guernsey); Mr Halldór Blöndal and Mr Friðrik Ólafsson (Iceland); Sir Philip Bailhache and Senator Frank Walker (Jersey); Ms Jorunn Ringstad and Mr Hans Brattestå (Norway); and The Rt Hon the Lord Williams of Mostyn QC, Mr Nick Hawkins MP and The Rt Hon Baroness Strange (United Kingdom).

**Tynwald Court Procession**

After the service, the first procession to Tynwald 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 Chaplain 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 pheiaagh 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. **Agriculture and Fisheries (Miscellaneous Provisions) Act** which makes it an offence to make false statements to obtain subsidies and amends Acts concerned with sea-fisheries, wild animals and animal health.
1. **Slattys Eirinys as Eeastagh (Caghlaaghyn dy Chiarailyn)** ta croo yn loght dy yannoo breagyn er-chee dy gheddyn cooney argidoil, as ta lhasaghey ny Slattysyn ta bentyn rish eeastagh-marrey, beyn feie, as slaynt beyn.
2. **Criminal Justice (Money Laundering Offences) Act** which amends the Prevention of Terrorism Act 1990 and establishes new offences in relation to the laundering of the proceeds of crime.
2. **Slattys Cairys Kimmee (Loghtyn dy Nieceaghyn Argid)** ta lhasaghey Slattys Lhietta Tranlaase-Agglee nuy cheead jeig, kiare feed as jeih, as ta croo loghtyn noa bentyn rish nieceaghyn leagh kimmeeys.
3. **Police Powers and Procedures Act** which makes provision for the powers and duties of the police and for persons in police detention and for evidence in criminal proceedings.
3. **Slattys Pooaraghyn as Aghtyn y Phollys** ta kiarail son pooaraghyn as curmyn ny meoiryn-shee as son sleih fo ghllass ec y phollys, as son feanish ayns cooishyn kimmeeys.
4. **Criminal Justice (Exclusion of Non-Resident Offenders) Act** which enables criminal courts to make orders excluding certain non-resident offenders from the Island.
4. **Slattys Cairys Kimmee (Eebyrt Joarreeyn Loghtagh)** ta cur pooar da quaiylyn kimmagh dy chur sarey nagh jig shiartanse dy loghtee, nagh vel cummal oc ayns shoh, er-ash gys yn Ellan.
5. **Public Order Act** which creates new offences relating to public order.
5. **Slattys Ymmyrkey-Bea yn Theay** ta croo loghtyn noa bentyn rish ymmyrkey-bea yn theay.

6. **Street Traders (Amendment) Act** which enables local authorities to control trading on open ground adjacent to streets.
6. **Slattys Creckeyderyn 'sy Traid (Lhiasaghey)** ta cur pooar da barrantee ynnydoil dy ghurneil dellal er thaloo lhome rish lhiattee straidyn.

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

**Gow Tastery:** Tra hig fer er ny Slattyssyn shoh heose, shegin cur huc earroo ny bleeaney nuy cheead jeig, kiare feed as hoght-jeig.

7. **Road Traffic Act** which amends the law on driving or being in charge of vehicles while under the influence of drink or drugs.
7. **Slattys Troailtys-Raaidey** ta lhiasaghey'n leigh bentyn rish imman ny reill carbid choud's ta fer fo greme jough ny druggaghyn.
8. **Sewerage Act** which makes new provision for the construction and maintenance of sewers and sewage disposal works and for the drainage of premises and the disposal of trade effluent.
8. **Slattys Sornaigys** ta kiarail ass-y-noa son troggal as freayll seose sornaigyn as obbraghyn-glennee sornaigys, as son tayrn ersooyl sornaigys veih thieyn, as son geddyn rey rish sooslagh broghe.
9. **European Communities (Amendment) Act** which makes provision consequent on the treaty signed at Amsterdam on 2 October 1997.
9. **Slattys ny Boodeeyssyn Oarpagh (Lhiasaghey)** ta kiarail son y chonaant hie er goaill rish ec Amsterdam, y nah laa jeh Jerrey Fouyir, nuy cheead jeig, kiare feed as shiaght-jeig.
10. **Children and Young Persons (Protection from Tobacco and Liquor) Act** which amends the law on the sale or supply of tobacco and liquor to minors.
10. **Slattys Cloan as Sleih Aegey (Coadey noi Tombagey as Jough Lajer)** ta lhiasaghey'n leigh ta bentyn rish creck ny feaysley tombagey as jough lajer da sleih fo eash.
11. **Statistics Act** which enables the Treasury to obtain the information necessary to appreciate economic trends and to disseminate information in the form of statistics.
11. **Slattys Steat-choontey** ta cur cair da'n Tashtey dy haglym lheid y fysseree as lhiggys da Reiltys beoyn yn arrys-thie y aashnagh, as fysseree y skeayley ayns cummey steat-choontey.

**Note:** In citing the foregoing Acts, the year 1999 requires to be added.

**Gow Tastery:** Tra hig fer er ny Slattyssyn shoh heose, shegin cur huc earroo ny bleeaney nuy cheead jeig, kiare feed as nuy-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 Graham Crowe and Jackie Cooper on behalf of the Association of Braddan Residents concerning constituency representation in regard to ministerial appointments.

The petition of Andrew Charles Richard Jessopp concerning government appointments and the investigation of complaints against the government.

The petition of David McWilliams concerning training opportunities for disabled people.

The petition of Arthur Derek Radcliffe concerning planning and land zoning.

The petition of David Newton concerning the importation of pigmeat and pigmeat products.

The petition of Nicola Smith concerning compensation for negligence by advocates.

The petition of Nicola Smith concerning the format of legal documents.

**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, 13th July at 10.30 a.m. in Douglas.

*The House adjourned.*