

**REPORT OF PROCEEDINGS OF
TYNWALD COURT**

**St John's, Thursday 5th July 2001
at 11.00 a.m.**

Present:

The President of Tynwald (Hon N Q Cringle). In the Council: The Lord Bishop (the Rt Rev Noël Debroy Jones), the Attorney-General (Mr W J H Corlett QC), Hon Mrs 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 (Hon J D Q Cannan) (Michael); Mr L I Singer and Hon A R Bell (Ramsey); Mr R E Quine OBE (Ayre); 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 and Mr J Rimington (Rushen); with Mr R B M Quayle, Acting Clerk of Tynwald.

Inspection of the Guard of Honour by H E the Lieutenant-Governor

Prior to a service in St John's Church, His Excellency the Lieutenant-Governor Air Marshal I Macfadyen CB OBE FRAeS inspected a Guard of Honour drawn from HMS Ramsey and HMS Vigilant assembled on the fairfield with the band of the Royal Air Force College.

His Excellency then placed a wreath on the National War Memorial.

Church Service

The service, held in the Royal Chapel, was conducted by Rev G Breffitt, and the prayers in Manx were read by the Chaplain of the House of Keys. The Lord Bishop gave the blessing.

Also present as Guests of Honour were: Mr Ben Briscoe (Éire); Mr Ísólfur Gylfi Pálmason (Iceland); Mr Peter Lawson (New Zealand); Sir John Gorman (Northern Ireland); Mrs Kirsti Kolle Grøndahl (Norway); Mr George Reid (Scotland); Mr Rick Evans, Professor the Lord McColl of Dulwich, Commodore J E V Madgwick, the Lord Mayor of Westminster Councillor H C J Marshall, Ms Dawn Primarolo, Mr Geoffrey Tattersall, Mrs Norma Williams and Ms H E Williamson (United Kingdom); Professor Phil Williams (Wales); Mr Malachy Cornwell-Kelly (Clerk of Tynwald Designate); Mr and Mrs M Barraclough, Sir Michael and Lady Beetham, Mrs P A Rowan, Mr Bruno Schroder and The Baroness Suzanne von Maltzahn (Personal Guests of His Excellency).

Tynwald Court Procession

After the service, the first procession to Tynwald took place in the following order: two 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 Chairmen of the Castletown, Peel and Ramsey Town Commissioners; the Chairmen of the Laxey, Onchan, Port Erin and Port St Mary Village 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; and the High Bailiff.

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

Acting 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 Second Deemster; 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 His Excellency to pass through and lead the processions, now re-formed in reverse order, to Tynwald Hill. When the procession had reached the Hill and those in it had taken up their positions, the church choir and the Manx Festival Chorus, accompanied by the band, sang the British 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 (Dr B Stowell): 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 Coroners of Glenfaba and Michael, Mr G V H Havercroft, of Middle, Mr M P Kelly, of Ayre and Garff, Mr J R Quilleash, and of Rushen, Mr M A Wrigley, 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 His Excellency, the Coroners 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 enacted during the past year and which have received Her Gracious Majesty's assent.

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

1. **Income Tax Act** which amends the Income Tax Act 1970 and confirms certain temporary taxation orders.
1. **Slattys Keesh Cheet-stiagh** ta lhiasaghey Slattys Keesh Cheet-stiagh nuy cheead jeig, three-feed as jeih, as ta niartaghey paart dy oardaghyn-keesh tammyltagh.
2. **Shops Act** which abolishes the regulation of shop hours on Sunday and makes provision for the rights of shop workers.
2. **Slattys ny Shappyn** ta mooghey ny reillyn bentyn rish ooryn-foslee er y Doonaght as ta kiarail son cairyn obbreeyn-shap.
3. **Electronic Transaction Act** which facilitates electronic transactions.
3. **Slattys Obbraghey Leghtronagh** ta gaashaghey obbraghey leghtronagh.
4. **European Communities (Amendment) Act** which amends section 2A of the European Communities (Isle of Man) Act 1973.
4. **Slattys ny Boodeeyssyn Oarpagh (Lhiasaghey)** ta lhiasaghey aynag 2A jeh'n Clattys Boodeeyssyn Oarpagh (Ellan Vannin) nuy cheead jeig, three-feed as three-jeig.
5. **Agricultural (Miscellaneous Provisions) Act** which provides for fixed term agricultural tenancies and amends the Wildlife Act 1990 and the Sea- Fisheries Act 1971 and amends the import controls on certain agricultural products and makes provision for fees.
5. **Slattys Eiryns (Caghlaaghyn dy Chiarailyn)** ta kiarail son tannystyssyn anchorrageh, as ta lhiasaghey Slattys Cretooryn Fe•e nuy cheead jeig, kiare-feed as jeih, as Slattys Eeastagh-marrey nuy cheead jeig, three-feed as 'nane-jeig, as ta lhiasaghey gurneilys paart dy chooid ta cheet stiagh son vondeish eirinee, as ta kiarail son yeeillyssyn.
6. **Police (Amendment) Act** which amends the Police Act 1993.
6. **Slattys ny Meoiryn-shee (Lhiasaghey)** ta lhiasaghey Slattys ny Meoiryn-shee nuy cheead jeig, kiare-feed as three-jeig.
7. **Protection from Harassment Act** which makes provision for protecting persons from harassment and similar conduct.
7. **Slattys Coadey noi Boirey** ta kiarail son coadey sleih noi boirey as y lheid.
8. **Corporate Services Providers Act** which provides for the licensing and regulation and supervision of persons who provide certain services in relation to bodies corporate.
8. **Slattys Chebbalee Shirveishyn Corpagh** ta kiarail son kied as reill as oaseirys y lhie orroosyn ta chebbal shirveishyn ennagh da sheshaghtyn corpagh.
9. **Retirement Benefits Schemes** which makes provision for the registration and regulation of certain retirement benefits schemes.

9. **Slattys Skeimyn Vondeish son Sleih Iurg Obbyr** ta kiarail ass-y-noa son recortyssey as gurneil paart dy skeimyn son vondeish sleih erreish daue v'er scuirr veih obbyr.
10. **Body Piercing of Minors Act** which regulates the body-piercing of minors.
10. **Slattys Thoylley Corp Sleih fo-Eash** ta gurneil thoylley corp sleih fo-eash.
11. **Employment (Sex Discrimination) Act** which is to prevent discrimination between men and women in relation to employment.
11. **Slattys Failley (Reih eddyr Deiney as Mraane)** ta dy lhiittal briwnys neuchiart liorish failleyder eddyr deiney as mraane.

Note: in citing the foregoing Acts, the year 2000 requires to be added.

Gow Tasty: Tra hig fer er ny Slattysyn shoh heose, shegin cur huc earroo ny bleeaney feed cheead.

12. **Human Rights Act** which gives further effect to rights and freedoms guaranteed under the European Convention on Human Rights.
12. **Slattys Cairyn Sheelnaue** ta coyrt bree sodjey da ny cairyn as seyrnys t'er nyn niartaghey liorish y Chonaant Oarpagh er Cairyn Sheelnaue.
13. **Contracts (Rights of Third Parties) Act** which makes provision for the enforcement of contractual terms by third parties.
13. **Slattys Conaantyn (Cairyn y Trass Olt)** ta kiarail dy bee ec y trass olt cair dy jed gialdynyn y chonaant er chooilleeney.
14. **Adoption (Amendment) Act** which provides for giving effect to a convention on protection of children and co-operation in respect of intercountry adoption and makes further provision in relation to adoption with an international element.
14. **Slattys Doltanyn (Lhiasaghey)** ta kiarail son bree y chur da conaant dy choadey cloan as dy chooney lesh doltanys harrish caglieeyn, as ta kiarail ny sodjey son doltanys eddyrashoonagh.
15. **Criminal Justice Act** which amends the criminal law.
15. **Slattys Cairys Kimmeeagh** ta lhiasaghey'n leigh kimmeeagh.
16. **Matrimonial Proceedings Act** which re-enacts Part I of the Judicature (Matrimonial Causes) Act 1976 and Part III of the Matrimonial Proceedings Act 1986 and makes new provision for the sharing of pensions on the dissolution or annulment of marriage and enables reciprocal provision to be made for the enforcement of certain financial orders.
16. **Slattys Immeeaghtyn Poosee** ta cheet harrish y nah ayn jeh Slattys ny Quaiylyn (Cooishyn Banshey) nuy cheead jeig, three-feed as shey-jeig, as y trass ayn jeh Slattys Immeeaghtyn Poosee nuy cheead jeig, kiare-feed as shey, as ta kiarail ass-y-noa son rheyann argid-pohlldal tra hed poosey er feaysley ny er mooghey, as croo saase dy chur ayns bree caagh-y-cheilley paart dy oardaghyn argidoil.
17. **Rehabilitation of Offenders Act** which provides for the rehabilitation of offenders who have not been convicted of any serious offence for periods of years and penalises the publication of spent convictions.
17. **Slattys Cur er-ash Goo-Mie** ta kiarail son cur er ash goo-mie da sleih loghtagh nagh vel er nyn mriwnys dy v'er chur rish loght trome erbee rish earroo dy vleeantyn, as myrgheddin ta gobbal fer erbee dy ockley magh nyn shenn loghtyn.

18. **Residence Act** which provides for the registration of residents and for regulating residence in the Island.
18. **Slattys Cummalrys** ta kiarail son recortyssey cummaltee as son gurneil cummalrys ayns yn Ellan.
19. **Betting Offices Act** which amends the law relating to betting.
19. **Slattys Oikyn Bettal** ta lhiasaghey'n leigh bentyn rish bettal.
20. **Food (Emergency Provisions) (Amendment) Act** which amends the Food (Emergency Provisions) Act 1986.
20. **Slattys Bee (Reillyn Traaghyn Gaueagh) (Lhiasaghey)** ta lhiasaghey Slattys Bee (Reillyn Traaghyn Gaueagh) nuy cheead jeig, kiare-feed as shey.
21. **Online Gambling Regulation Act** which provides for the regulation of certain forms of gambling carried on by means of telecommunications.
21. **Slattys Gurneil Bettal Chellinshagh** ta kiarail son gurneil paart dy chummaghyn dy vettal liorish chellinsh.
22. **Halifax International Act** which is to carry into effect the transfer to and vesting in Halifax International Limited of the undertaking of Halifax International (Isle of Man) Limited.
22. **Slattys Halifax International** ta cur ayns bree yn livrey as stowal er Halifax International Limited jeh thie-argid Halifax International (Isle of Man) Limited.
23. **Local Government (Miscellaneous Provisions) Act** which makes further provision for the alteration of boundaries of districts of local authorities and amends the Local Government (Entertainments) Act 1950 and confers additional powers on local authorities and their officers.
23. **Slattus Gurneilyn Ynnydagh (Caghlaaghyn dy Chiarailyn)** ta kiarail ny sodjey son caghlaa caglieeyn ardjyn fir-reill ynnydagh, as ta lhiasaghey Slattys Gurneil Ynnydagh (Gennallys) nuy cheead jeig, jeih as daeed, as ta cur poaraghyn sodjey da fir-reill ynnydagh as da nyn vir-oik.
24. **Genetically Modified Organisms Act** which restricts the import, acquisition, keeping, release and marketing in the Isle of Man of genetically modified organisms.
24. **Slattys Stoo-bio dy Ghooghys Caghlaait** ta lhiettal sleih veih cur lhieu stiagh geddyn, freayll, feaysley as chebbal dy chreck ayns Ellan Vannin stoo-bio dy ghooghys caghlaait.
25. **National Health Service Act** which re-enacts with amendments the enactments relating to health services.
25. **Slattys Shirveish Slaynt Ashoonagh** ta cheet harrish as lhiasaghey ny slattyssyn bentyn rish shirveishyn slaynt.
26. **Income Tax Act** which amends the Income Tax Acts and confirms a temporary taxation order.
26. **Slattys Keesh Cheet-stiagh** ta lhiasaghey ny Slattyssyn Keesh Cheet-stiagh as shickyraghey oardagh keesh tammyltagh.

Note: In citing the foregoing Acts, the year 2001 requires to be added.

Gow Tastery: Tra hig fer er ny Slattyssyn shoh heose, shegin cur huc earroo ny bleeaney feed cheead as 'nane.

Petitions for Redress of Grievance

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 of grievance were presented to the Clerk of Tynwald at the foot of the Hill:

The petition of Timothy John Cecil Barker concerning the duties delegated to the Planning Committee.

The petition of Terence Hatton Corrish concerning the Building Control Section of Douglas Corporation.

The petition of Clarence Henry Harrison, Nevelle Vakil and Dennis Cox concerning planning permission in Murrays Lake Village, Santon.

The petition of Helen Margaret Hyde concerning rates payable on properties by single occupants.

The petition of Andrew Charles Richard Jessopp concerning a government ministerial appointment and alleged conflict of interest.

The petition of Andrew Charles Richard Jessopp concerning Tynwald procedure for debating the Government's Policy Review document.

The petition of Andrew Charles Richard Jessopp concerning availability of Government information, the enforcement of legislation and Government-employed staff.

The petition of Andrew Charles Richard Jessopp concerning public nuisances under the Public Health Act 1990.

The petition of Lynwill Farms Limited concerning Government assistance to agriculture and support schemes.

The petition of Lynwill Farms Limited concerning the Farm and Horticultural Improvement Scheme 1999.

The petition of Joan Mann concerning the slaughter of poultry.

The petition of Mrs Audrey Mansell and Mrs Anthony Mansell concerning building contracts and compensation arrangements for property owners.

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 in the same order and following the same procedure as previously on its way to the Hill. 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 His Excellency, the President of the Council and the Speaker 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, there is no business before the House. The House will now stand adjourned to Tynwald on Tuesday, 10th July at 10.30 a.m. in Douglas. Thank you, hon. members.

The House adjourned.