



**LEGISLATIVE COUNCIL  
OFFICIAL REPORT**

**RECORTYS OIKOIL  
Y CHOONCEIL SLATTYSSAGH**

**P R O C E E D I N G S**

**D A A L T Y N**

**(HANSARD)**

**Douglas, Tuesday, 11th March 2008**

**Present:****The Hon. President of the Council (The Hon. N Q Cringle, OBE)**

The Attorney General (Mr W J H Corlett QC),  
 Mr D Butt, Mrs C M Christian, Mr E A Crowe, Mr A F Downie,  
 Mr E G Lowey, Mr J R Turner and Mr G H Waft,  
 with Mr J King, Clerk of the Council.

**Her Majesty's First Deemster and Clerk of the Rolls (His Honour J M Kerruish QC)****Business transacted**

	<i>Page</i>
Procedural .....□	221
Swearing-in of the newly elected Member of the Legislative Council, Mrs Clare Margaret Christian .....	221
Swearing-in of the newly elected Member of the Legislative Council, Mr Edmund George Lowey .....	222
Swearing-in of the newly elected Member of the Legislative Council, Mr Juan Richard Turner .....	222
Statement of thanks and welcome by the President.....	223

*The Council adjourned at 10.16 a.m.*

# Legislative Council

*The Council met at 10.00 a.m.*

[MR PRESIDENT *in the Chair*]

## Procedural

**The President:** Good morning, Hon. Members.

It is my very great pleasure this morning to welcome to the Legislative Council His Honour, the First Deemster. We are here this morning particularly, Hon. Members, to put the Legislative Council back into some semblance of order regarding our numerical count. It is important that we are following our procedures in that we have a quorum for our proceedings.

It is doubly important, insofar as this morning we are faced with, shortly, a sitting of Tynwald Court, and for Tynwald Court to operate, although we did make provision within our Standing Orders, it is much more satisfactory, certainly from my position in the Chair and, I think, in the position of everyone, that our Legislative Council be strong in numbers.

So this morning, it is with great pleasure indeed that, once again, I invite the First Deemster, who this morning will be swearing in three new Members, to the Legislative Council. With that welcome, sir, can I ask that you conduct the swearing-in.

**The First Deemster (His Honour M Kerruish QC):** Thank you very much, Mr President.

What we propose to do is that each new Member will come forward individually. I will read the warrant; the oaths will be administered; then the *Liber Juramentorum* will be signed; and then I will hand the warrant to the President.

### Swearing-in of the newly elected Member of the Legislative Council, Mrs Clare Margaret Christian

*The Clerk led Mrs Christian to stand before the First Deemster.*

**The First Deemster:** If I may read the warrant relevant to Mrs Christian. The warrant is signed by the Hon. Stephen Charles Rodan, Speaker of the House of Keys, and is dated 7th March 2008.

'At the sitting of the House of Keys held at Douglas on Tuesday, 4th March 2008, Clare Margaret Christian was elected to serve as a Member of the Legislative Council until 28th February 2013. The said Clare Margaret Christian, since her election, has signified to me in writing her willingness to accept the office and has given an address to which all communications may be sent. Therefore, I, Stephen Charles Rodan, Speaker of the House of Keys, in exercise of the authority vested in me by the Isle of Man Constitution Acts 1919 to 2006, this day certify

Clare Margaret Christian to be an elected Member of the Legislative Council until 28th February 2013.'

That is the warrant.

Mrs Christian, are you happy to take the Oath?

**Mrs Christian:** Yes.

**The First Deemster:** May I ask you to take the Testament. I will read, and if you follow after me:

I, Clare Margaret Christian, do swear by Almighty God that I will be faithful and bear true allegiance to Her Majesty Queen Elizabeth II, her heirs and successors. So help me, God.

*Mrs Christian took the first oath, phrase by phrase, as administered to her.*

**The First Deemster:** Now, the second oath is actually administered:

You shall well and truly serve as a Member of the Legislative Council of this Isle, according to the statute in that case made and provided. You shall use your best endeavours to maintain the laws and customs of this Isle, and shall justly and truly deliver your opinion and do right in all matters which shall be put unto you, without favour or affection, affinity or consanguinity, love or fear, reward or gain, or for any hope thereof, but in all things you shall deal uprightly and justly and do wrong to no man. So help you, God.

**Mrs Christian:** I shall.

**The First Deemster:** Now, if I may, the *Liber Juramentorum* reads:

'On this day the Oath of Allegiance and the foregoing oath was taken by and administered to Clare Margaret Christian, sworn into office as a Member of the Legislative Council by virtue of warrant of election dated 7th day of March 2008.'

Mrs Christian, could I ask you to sign, please.

*Mrs Christian signed the Liber Juramentorum, witnessed by the First Deemster.*

**The First Deemster:** Mr President, Mrs Christian's warrant is here, sir. It has been duly enrolled, and the oaths have been administered. She is now an elected Member of the Council.

**The President:** Mrs Christian, I have great pleasure in presenting you now with the Standing Orders of the Legislative Council and the warrant.

**Mrs Christian:** Thank you, sir.

**The President:** I am sure you will enjoy your time back in the Legislative Council.

*The Clerk conducted Mrs Christian to her seat.*

## Procedural

### Swearing-in of the newly elected Member of the Legislative Council, Mrs Clare Christian

**Swearing-in of the newly elected  
Member of the Legislative Council,  
Mr Edmund George Lowey**

*The Clerk led Mr Lowey to stand before the First Deemster.*

**The First Deemster:** Morning, Mr Lowey.

If I may read the warrant. The warrant is signed by the Hon. Stephen Charles Rodan, Speaker of the House of Keys.

*'At the sitting of the House of Keys held at Douglas on Tuesday, 4th March 2008, Edmund George Lowey was elected to serve as a Member of the Legislative Council until 28th February 2013. The said Edmund George Lowey, since his election, has signified to me in writing his willingness to accept the office and has given an address to which all communications may be sent. Therefore, I, Stephen Charles Rodan, Speaker of the House of Keys, in exercise of the authority vested in me by the Isle of Man Constitution Acts 1919 to 2006, this day certify Edmund George Lowey to be an elected Member of the Legislative Council until 28th February 2013.'*

It is dated 7th March 2008. That is the warrant, Mr Lowey  
Are you happy to take the Oath?

**Mr Lowey:** I am, sir.

**The First Deemster:** Hold the Testament. I am going to read out, and if you repeat after me:

I, Edmund George Lowey, do swear by Almighty God that I will be faithful and bear true allegiance to Her Majesty Queen Elizabeth II, her heirs and successors. So help me, God.

*Mr Lowey took the first oath, phrase by phrase, as administered to him.*

**The First Deemster:** Now, I administer the oath to elected Members of Council – if you could retain the Testament, I would be grateful.

You shall well and truly serve as a Member of the Legislative Council of this Isle, according to the statute in that case made and provided. You shall use your best endeavours to maintain the laws and customs of this Isle, and shall justly and truly deliver your opinion and do right in all matters which shall be put unto you, without favour or affection, affinity or consanguinity, love or fear, reward or gain, or for any hope thereof, but in all things you shall deal uprightly and justly and do wrong to no man. So help you, God.

**Mr Lowey:** I shall.

**The First Deemster:** Those are the oaths.

If I may, the *Liber Juramentorum* entry reads – it is dated today:

*'On this day the Oath of Allegiance and the foregoing oath was taken by and administered to Edmund George Lowey, sworn into office as a Member of the Legislative Council by virtue of warrant of election dated 7th day of March 2008.'*

Mr Lowey, could I ask you, please, to sign.

*Mr Lowey signed the Liber Juramentorum, witnessed by the First Deemster.*

**The First Deemster:** Mr President, Mr Lowey's warrant is in order. It has been duly enrolled. The oaths have been administered in custom, and he is now an elected Member of this Council.

**The President:** Mr Lowey, similarly to Mrs Christian, I have great pleasure indeed in presenting you with a copy of the Standing Orders of the Legislative Council and your warrant, sir.

**Mr Lowey:** Thank you, sir.

*The Clerk conducted Mr Lowey to his seat.*

**Swearing-in of the newly elected  
Member of the Legislative Council,  
Mr Juan Richard Turner**

*The Clerk led Mr Turner to stand before the First Deemster.*

**The First Deemster:** If I may, I will read the warrant of certification of election to this Council. It is signed by the Hon. Stephen Charles Rodan, Speaker of the House of Keys. The warrant reads:

*'At the sitting of the House of Keys held at Douglas on Tuesday, 4th March 2008, Juan Richard Turner was elected to serve as a Member of the Legislative Council until 28th February 2013. The said Juan Richard Turner, since his election, has signified to me in writing his willingness to accept the office and has given an address to which all communications may be sent. Therefore, I, Stephen Charles Rodan, Speaker of the House of Keys, in exercise of the authority vested in me by the Isle of Man Constitution Acts 1919 to 2006, this day certify Juan Richard Turner to be an elected Member of the Legislative Council until 28th February 2013.'*

It is dated 5th March 2008.

Mr Turner, are you happy to take the oaths?

**Mr Turner:** Yes, I am, sir.

**The First Deemster:** The first oath is the Oath of Allegiance. I will read, if you repeat after me:

I, Juan Richard Turner, do swear by Almighty God that I will be faithful and bear true allegiance to Her Majesty Queen Elizabeth II, her heirs and successors. So help me, God.

*Mr Turner took the first oath, phrase by phrase, as administered to him.*

**The First Deemster:** Now, the second oath I administer:

You shall well and truly serve as a Member of the Legislative Council of this Isle, according to the statute in that case made and provided. You shall use your best endeavours to maintain the laws and customs of this Isle, and shall justly and truly deliver your opinion and do

right in all matters which shall be put unto you, without favour or affection, affinity or consanguinity, love or fear, reward or gain, or for any hope thereof, but in all things you shall deal uprightly and justly and do wrong to no man. So help you, God.

**Mr Turner:** I shall.

**The First Deemster:** Those are the oaths, so if I may, the *Liber Juramentorum* entry reads:

'On this day the Oath of Allegiance and the foregoing oath was taken by and administered to Juan Richard Turner, sworn into office as a Member of the Legislative Council by virtue of warrant of election dated 5th day of March 2008.'

Mr Turner, could you sign, please.

*Mr Turner signed the Liber Juramentorum, witnessed by the First Deemster.*

**The First Deemster:** Mr President, the warrant is in due form; it has been duly enrolled. The oaths have been taken and administered by Mr Turner. He is therefore entitled to take his place in the Council.

**The President:** Again, Mr Turner, I have much pleasure in presenting you with the Standing Orders of the Legislative Council and with your warrant. I am sure you too will enjoy being back at the Legislative Council table.

**Mr Turner:** Thank you.

*The Clerk conducted Mr Turner to his seat.*

#### **Statement of thanks and welcome by the President**

**The President:** Now, Hon. Members, I did say at the outset that it was important that we try to keep the numbers of the Legislative Council as practical as possible. I appreciate very much indeed that we are in the hands of the other

place when it comes to the election of the Members of the Legislative Council.

Nevertheless, Your Honour, three new Members have been returned to the Legislative Council this morning, and I welcome indeed the expertise and the knowledge which each holds, whether it be Mr Lowey, who is the longest serving of the Members of the Legislative Council; Mrs Christian who is well known to us at this table for working her way through the legislation in a detailed manner; or Mr Turner, who only joined us comparatively recently, but nevertheless has earned his spurs without any question whatsoever.

It may be a little bit of a nicety at this time, sir, if I was to say that Grandfather Tommy is celebrating his 83rd birthday this morning, and has been witnessing Mr Turner taking the Oath of Allegiance this morning with particular pleasure!

So it is, I am sure, on behalf of your colleagues here in the Legislative Council, my pleasure to welcome back to the Legislative Council Mrs Christian, Mr Lowey and Mr Turner.

In doing that, Your Honour, can I say once again to you a very big and sincere thank you. Sometimes we tend to think that these things just happen. I think for anybody who comes in front of His Honour, in the arc of this table, takes the Testament in their right hand, to swear an Oath of Allegiance both to Her Majesty and to the people of the Isle of Man, it has a meaning. There is no question about that.

Your Honour, the manner in which you conduct with dignity these proceedings this morning is important. I certainly thank you most sincerely, sir, for the manner in which you do it and, in fact, the opportunity which you take, on a number of occasions now, probably to disrupt your day, but nevertheless when it fits in with the proceedings of Tynwald Court and the Legislative Council. So a very sincere thank you for conducting what is a most important part in the life of a Member who becomes a full serving Member, for a five-year term, of the Legislative Council.

Thank you very much, sir.

**The First Deemster:** Thank you.

*The Council adjourned at 10.16 a.m.*