

# **TYNWALD**

## **Tinvaal**



# **ORDER PAPER**

## **Claare Obbyr**

**DOUGLAS**  
**TUESDAY 19th MAY 1998**  
**at 10.30 am**

**1. To lay before the Court -**

Fees and Duties Act 1989 : Companies (Transfer of Domicile) Act 1998 -  
Companies (Transfer of Domicile) (Fees and Duties) Order 1998  
*[SD No 228/98]*

National Health Service (Isle of Man) Act 1948 -  
National Health Service (Isle of Man) (Charges) (Amendment)  
Regulations 1998 *[SD No 196/98]*

Value Added Tax Act 1996 -  
Value Added Tax Act 1996 (Amendment) Order 1998 *[SD No 204/98]*  
Value Added Tax (Supply of Services) (Amendment) Order 1998  
*[SD No 205/98]*

Pension Schemes Act 1995 -  
Pension Schemes Legislation (Application) (No. 2) Order 1998 *[SD No 192/98]*

Fishing Vessels Schemes 1998 -  
Fishing Vessels (Support) Scheme 1998 *[GC No 15/98]*  
Fishing Vessels (Financial Assistance) (Amendment) Scheme 1998  
*[GC No 14/98]*

Report -  
Report of the Department of Health and Social Security on possible  
amendments to Supplementary Benefit rules in relation to capital  
resources for those in residential and nursing homes.

**Note** - the following items are not the subject of motions on the Order Paper.

Value Added Tax Act 1996 -

Value Added Tax (Place of Supply of Services) (Amendment) Order 1998 [SD No 211/98]

Value Added Tax (Sport, Sports Competitions and Physical Education) Order 1998 [SD No 206/98]

Value Added Tax (Cars) (Amendment) Order 1998 [SD No 208/98]

Value Added Tax (Special Provisions) (Amendment) Order 1998 [SD No 207/98]

Value Added Tax (Increase of Consideration for Fuel) Order 1998 [SD No 210/98]

Value Added Tax (Increase of Registration Limits) Order 1998 [SD No 212/98]

Value Added Tax (Amendment) (No.4) Regulations 1998 [SD No 209/98]

Wage and Salary Agreements -

Wage and Salary Agreements for the year ended 31st March 1998

Medicines Act 1976 -

Medicines (Pharmacy and General Sale - Exemption) (Amendment) (Application) Order 1998 [SD No 112/98]

Superannuation Act 1984 -

Superannuation (Clerk of Tynwald's Department) (No.2) Determination 1998 [SD No 237/98]

Airports and Civil Aviation Act 1987 : Air Navigation (No.2) Order 1995 -

Air Navigation (Restriction of Flying) (Tynwald Day) Regulations 1998 [SD No 231/98]

Air Navigation (Restriction of Flying) (Exhibition of Flying) Regulations 1998 [SD No 232/98]

Reports -

Report of the Isle of Man Delegation to the Conference of Peripheral Maritime Regions of Europe 1997

United Nations Convention against torture and other cruel, inhuman or degrading treatment - Second Periodic Report from the Isle of Man Government of the measures taken to implement the obligations resulting from the Convention.

## **2. Questions -**

See Question Paper.

## **3. Fees and Duties Act 1989**

## **Companies (Transfer of Domicile) Act 1998 -**

The Minister for the Treasury to move -

That the Companies (Transfer of Domicile) (Fees and Duties) Order 1998 [SD No 228/98] be approved.

## **4. National Health Service (Isle of Man) Act 1948 -**

The Minister for Health and Social Security to move -

That the National Health Service (Isle of Man) (Charges) (Amendment) Regulations 1998 [SD No 196/98] be approved.

## **5. New Hospital -**

The Minister for Health and Social Security to move -

WHEREAS on 6th April 1993, and 19th October 1994, Tynwald approved of the Department of Health and Social Security (hereinafter referred to as "the Department") incurring, respectively, preliminary development and pre-contract expenditure totalling £4,637,200 in respect of the development of a new hospital

AND WHEREAS on 12th July 1996, Tynwald, subject to the granting of all necessary planning approvals, approved of the proposals from the Department for the provision of a new hospital on land at the Ballamona estate within a sum not exceeding £93,485,700 comprising -

- an estimated total construction cost at March 1996 prices of £65,761,300
- an allowance for inflationary and other market effects through to the year 2002/3 of £27,724,400

AND WHEREAS for various reasons arising since then, particularly delays in securing detailed planning approvals, estimated costs (including the projected requirement for future inflationary and other market effects) have risen by £13,564,100 to a total cost of £111,687,000

NOW THEREFORE Tynwald authorises the Department to incur, if necessary, additional expenditure out of the Capital Transactions Account on

the new hospital scheme not exceeding £13,564,100 comprising -

- an estimated total construction cost increase, primarily at March 1996 prices of £5,124,500
- an estimated increase in the required allowance for inflationary and other market effects through to the year 2003/4 of £8,439,600

**6. Douglas Transport Plan - Harbour Bridge and Water Retention (Construction) -**

The Minister for Transport to move -

That Tynwald authorises the Department of Transport to undertake works for the construction of a Harbour Bridge and Water Retention Structure at Douglas Inner Harbour for a sum not exceeding £3,186,500.

[Reference: Item No. 18 under the heading "Transport" on page 10 of the Isle of Man Budget 1998/99, and as detailed in the Capital Estimates 1998/99 to 2002/03 (New Schemes - Highways) on page 103 of the Isle of Man Budget 1998/99]

**7. Supplementary Authorities -**

The Minister for the Treasury to move -

That Tynwald -

- (i) authorises the Treasury to expend in respect of the year ended 31st March 1998, from the Capital Transactions Account sums not exceeding £1,301,933 in payment of the items set out in column 6 of the Schedule hereto; and
- (ii) approves the expenditure totalling £4,021 detailed in column 7 of the Schedule hereto -

**SCHEDULE - CAPITAL AUTHORITIES FOR 1997/98**

1	2	3	4	5	6	7
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Department	Item	Project	Vote 1997/98 £	Actual 1997/98 £	Excess 1997/98 £	Additional Amount to be Authorised for Project £
Education	1	Cooil New School	2,314,50	2,420,83	106,332	-
	2	Laxey School Extension	0	2	4,021	4,021
Health & Social Security	3	Obstetric/Paediatric Unit Northern Community	-	7,410	7,410	-
	4	Hospital:			50,616	-
	5	- Mechanical & Electrical	182,800	233,416	36,086	-
	6	Services	-	36,086		-
		- Adaptations			25,805	-
	7	Ballamona Demolition, Centre Block	95,400	121,205	16,736	-
			22,800	39,536		-
Local Government & the Environment	8	ESMI Units Ballamona	-	7,697	7,697	-
	9	Office Relocation Phase A			53,261	-
Tourism & Leisure	10	MER Shed, Derby Castle	203,430	256,691	401,332	-
	11	NSC Phase 2b Construction	2,162,65	2,563,98		-
	12		0	2	44,247	-
					8,100	-
Transport	13	Ro Ro Ramp Construction	-	44,247	13,698	-
		Foxdale Drainage	-	8,100		-
Borrowing Authorities	14	IRIS Stage 2 Design Fees	78,360	92,058	526,592	-
		Local Authority Loans	2,000,00	2,526,59		-
			0	2		-
			7,099,94	8,401,87	1,301,93	4,021
			0	3	3	

## Notes

- Column 6 shows the Supplementary Capital Vote required to authorise the overspending of the Vote occurring in the last Financial Year. However, it does not imply that the total cost of the project approved by Tynwald is overspent.
- Column 7 shows any overspending of the project against the total cost of the project previously approved by Tynwald. (One project, Laxey School Extension, exceeded the total cost approved by Tynwald in 1997/98, but further funds for that project were Voted for 1998/99 in the March 1998 Budget.)

## 8. Value Added Tax Act 1996 -

The Minister for the Treasury to move -

That the Value Added Tax Act 1996 (Amendment) Order 1998

*[SD No 204/98]* be approved.

**9. Value Added Tax Act 1996 -**

The Minister for the Treasury to move -

That the Value Added Tax (Supply of Services) (Amendment) Order 1998 *[SD No 205/98]* be approved.

**10. Pension Schemes Act 1995 -**

The Minister for Health and Social Security to move -

That the Pension Schemes Legislation (Application) (No. 2) Order 1998 *[SD No 192/98]* be approved.

**11. Fishing Vessels (Support) Scheme 1998 -**

The Minister for Agriculture, Fisheries and Forestry to move -

That the Fishing Vessels (Support) Scheme 1998 *[GC No 15/98]* be approved.

**12. Fishing Vessels (Financial Assistance) -**

The Minister for Agriculture, Fisheries and Forestry to move -

That the Fishing Vessels (Financial Assistance) (Amendment) Scheme 1998 *[GC No 14/98]* be approved.

**13. United Nations Personnel Act 1997 (of Parliament) -**

The Chief Minister to move -

That Her Majesty be requested to direct by Order in Council that the provisions of the United Nations Personnel Act 1997 (of Parliament) shall extend to the Isle of Man with appropriate exceptions, adaptations and modifications.

**14. Plant Varieties Act 1997 (of Parliament) -**

The Chief Minister to move -

That Her Majesty be requested to direct by Order in Council that the

provisions of the Plant Varieties Act 1997 (of Parliament) shall extend to the Isle of Man with appropriate exceptions, adaptations and modifications.

**15 . Wireless Telegraphy Act 1998 (of Parliament) -**

The Chief Minister to move -

That Her Majesty be requested to direct by Order in Council that the provisions of the Wireless Telegraphy Act 1998 (of Parliament) shall extend to the Isle of Man with appropriate exceptions, adaptations and modifications.

**16. Supplementary Benefit rules relating to persons in Residential and Nursing Homes -**

The Minister for Health and Social Security to move -

That the Department of Health and Social Security be invited to progress legislation to implement the recommendations contained in the report to Tynwald on possible amendments to Supplementary Benefit rules in relation to Capital Resources for those in Residential and Nursing Homes.