

# TYNWALD

Tinvaal



## ORDER PAPER

Claare Obbyr

DOUGLAS  
TUESDAY 21st OCTOBER 1997  
at 10.30 am

### 1. To lay before the Court -

Policy Review 1997

Gaming (Amendment) Act 1984 -

Certification of Premises (Application Fees) Order 1997 (*SD No 322/97*)  
Controlled Machines (Suppliers' Licences) (Fees) Order 1997  
(*SD No 349/97*)

Social Security Act 1982 -

Social Security Act 1982 (Amendment) Order 1997 (*SD No 491/97*)  
Social Security Legislation (Application) (No.4) Order 1997  
(*SD No 492/97*)  
Social Security Legislation (Application) (No.5) Order 1997  
(*SD No 493/97*)  
Social Security (Recovery of Benefits) Act 1997 (Application) Order 1997  
(*SD No 494/97*)  
Social Security Administration (Fraud) Act 1997 (Application) Order 1997  
(*SD No 495/97*)  
Child Support (Application) Order 1997 (*SD No 496/97*)  
Social Security Legislation (Application) (No.7) Order 1997  
(*SD No 498/97*)  
Social Security Contributions and Benefits Act 1992 (Application)  
(Amendment) Order 1997 (*SD No 499/97*)

Social Security Act 1982 : Child Support Act 1995 -  
Social Security Legislation (Application) (No.6) Order 1997  
(SD No 497/97)

Pension Schemes Act 1995 -  
Pensions Act 1995 (Application) Order 1997 (SD No 501/97)  
Pensions Schemes Legislation (Application) (No.2) Order 1997  
(SD No 502/97)

Judicature (Matrimonial Causes) Act 1976 -  
Matrimonial Causes (Pensions) Regulations 1997 (SD No 503/97)

Supplementary Benefits Act 1976 -  
Social Security Legislation (Application) (Supplementary Benefits)  
(Amendment) Order 1997 (SD No 500/97)  
Supplementary Benefits (Miscellaneous Amendments) Regulations 1997  
(SD No 504/97)

Casino Act 1986 -  
Casino Regulations 1997 (SD No 76/97)

Gaming, Betting and Lotteries Act 1988 -  
Society Lotteries Order 1997 (SD No 347/97)  
Small Gaming and Amusements Order 1997 (SD No 348/97)

Licensing Act 1995 -  
Drinking in Public Places (Designated Place) (Onchan) Order 1997 (SD  
No 479/97)  
Drinking in Public Places (Designated Places) (Port Erin) Order 1997 (SD  
No 478/97)

Video Recordings Act 1995 -  
Video Recordings (Registration) Regulations 1997 (SD No 201/97)  
Video Recordings (Exemption) Regulations 1997 (SD No 203/97)

Fishing Vessels (Safety Provisions) (Isle of Man) Act 1974 -  
Fishing Vessels (Safety Provisions) Subsidiary Legislation (Application)  
Order 1997 (SD No 490/97)

Financial Supervision Act 1988 -  
Banking Business (Compensation of Depositors) (Amendment No.2)  
Regulations 1997 (SD No 396/97)

Payment of Members' Expenses Act 1989 -  
Members of Tynwald (Annual Sums) (Designation of Office) Order 1997  
(SD No 509/97)

Legal Aid Act 1986 -  
Criminal Legal Aid Order 1997 (*SD No 505/97*)

Customs and Excise Management Act 1986 : Value Added Tax Act 1996 -  
Distress for Value Added Tax and Other Indirect Taxes Regulations 1997  
(*SD No 421/97*)

Value Added Tax Act 1996 -  
Value Added Tax 1996 (Amendment) (No.2) Order 1997 (*SD No 446/97*)

Customs and Excise Act 1993 : Pool Betting (Isle of Man) Acts 1961 to 1970 -  
Pool Betting Duty (Variation) Order 1997 (*SD No 419/97*)

Hydrocarbon Oil Duties Act 1986 -  
Hydrocarbon Oil Duties Act 1986 (Amendment) (No.2) Order 1997 (*SD No 445/97*)

Customs and Excise Act 1993 -  
Dual-Use and Related Goods (Export Control) (Amendment No.3)  
Regulations 1997 (Application) Order 1997 (*SD No 444/97*)

High Court Act 1991 : Judicature (Matrimonial Causes) Act 1976 -  
Matrimonial Causes (Amendment) Rules 1997 (*SD No 408/97*)

High Court Act 1991 -  
Rules of the High Court of Justice (Amendment) 1997 (*SD No 510/97*)

Pension Supplement Scheme 1996 -  
Pension Supplement Scheme 1996 (Amendment) Scheme 1997  
(*SD No 36/97*)

TV Licence (Refunds) Scheme 1990 -  
T.V. Licence (Refunds) Scheme 1990 (Amendment) Scheme 1997 (*GC No 8/97*)

Department of Local Government and the Environment -  
House Repair and Modernisation Scheme 1997 (*GC No 37/97*)  
Roof Space Insulation Scheme 1997 (*GC No 38/97*)  
Residential Property (Rewiring) Scheme 1997 (*GC No 39/97*)

Appointed Day Order -  
Value Added Tax 1996 (Enforcement of Debts) (Appointed Day) Order  
1997 (*SD 420/97*)

Reports -  
Report by the Council of Ministers on Presidence at the Tynwald  
Ceremony at St John's.

Report of the Select Committee on the Petition for Redress of Grievance of Kurt Thomas Sharp.  
Final Report of the Select Committee on the Petition for Redress of Grievance of Charles Brian Mallon.  
Report of the Select Committee on the Petition for Redress of Grievance of Paul and Hilary Fletcher.

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

Child Custody Act 1987 -

Child Abduction and Custody (Parties to Conventions) (Amendment) (No.2) Order 1997 (*SD No 511/97*)

Manx Museum and National Trust Act 1959 -

Metal Detectors (Protected Area) (Rushen Abbey) Order 1997 (*SD No 477/97*)

Value Added Tax Act 1996 -

Value Added Tax (Place of Supply of Services) (Amendment) Order 1997 (*SD No 450/97*)

Value Added Tax (Increase of Registration Limits) Order 1997 (*SD No 447/97*)

Value Added Tax (Special Provisions) (Amendment) Order 1997 (*SD No 448/97*)

Value Added Tax (Reverse Charge) (Anti-Avoidance) Order 1997 (*SD No 449/97*)

Value Added Tax (Terminal Markets) (Amendment) Order 1997 (*SD No 452/97*)

Value Added Tax (Cars) (Amendment) Order 1997 (*SD No 453/97*)

Value Added Tax (Amendment) (No.2) Regulations 1997 (*SD No 451/97*)

Currency Act 1992 -

Currency (Millennium Crowns) Order 1997 (*SD No 371/97*)

Currency (Explorers Crowns) (No.2) Order 1997 (*SD No 372/97*)

Currency (Year of the Ocean Crowns) Order 1997 (*SD No 373/97*)

Customs and Excise Acts 1986 -

Excise Duties Order 1997 (*SD No 418/97*)

Medicines Act 1976 -

Prescription Only Medicines (Human Use) Order 1997 (*SD No 486/97*)

Medicines (Sale or Supply) (Miscellaneous Provisions) (Application) Regulations 1997 (*SD No 487/97*)

Isle of Man Medicines Commission -

Public Notice (*Public Notice No 22/97*)

Criminal Law, England and Wales : Criminal Law, Northern Ireland : Criminal Law, Scotland -

Transfer of Prisoners (Isle of Man) Order 1997 (*SI 1997 No. 1579*)

Broadcasting -

Broadcasting Act 1996 (British Broadcasting Corporation - Transmission Network) (Isle of Man) Order 1997 (*SI 1997 No. 1756*)

Appointed Day Orders -

Video Recordings Act 1995 (Appointed Day) (No.2) Order 1997 (*SD No 200/97*)

Law Reform Act 1997 (Appointed Day) (No.1) Order 1997 (*SD No 426/97*)

Timeshare Act 1996 (Appointed Day) Order 1997 (*SD No 366/97*)

Reports and Accounts -

Gaelic Broadcasting Committee Report to the Council of Ministers for the year ended 31st March 1997.

Thirtieth Report of the Criminal Injuries Compensation Tribunal for the year ended 31st March 1997.

Manx Electricity Authority Annual Report and Accounts for the year ended 31st March 1997.

Isle of Man National Transport Limited Report and Financial Statements for the year ended 31st March 1997.

Radio Manx Limited Financial Statements for the year ended 31st March 1997.

Laxey Glen Mills Limited Financial Statements for the year ended 31st March 1997.

Isle of Man Limited (A Company Incorporated in the United Kingdom) Directors' Report and Financial Statements for the year ended 31st March 1997.

Isle of Man Census Report 1996, Volumes 1 and 2.

Immigration -

Statements of Change in Immigration Rules (*SD No 4/97*)

European Communities -

European Communities Instruments circulated during June 1997 (*GC No 30/97*), July 1997 (*GC No 33/97*) and August 1997 (*GC No 35/97*)

## **2. Questions -**

See Question Paper

## **3. Policy Review 1997 -**

The Chief Minister to move -

That Tynwald receive the Policy Review 1997 and

- (a) approve the Review as a statement of policies; and
- (b) endorse, as a general strategy, the provisional programme of legislation, revenue and capital expenditure and other initiatives contained therein.

**4. Residential Homes for the Elderly -**

Statement by the Minister for Health and Social Security.

**5. Villa Marina Refurbishment -**

Statement by the Minister for Local Government and the Environment.

**6. Export of Live Food Animals -**

Statement by the Minister for Agriculture, Fisheries and Forestry.

**7. Gaming (Amendment) Act 1984 -**

The Minister for Home Affairs to move -

That the Certification of Premises (Application Fees) Order 1997 be approved.

**8. Gaming (Amendment) Act 1984 -**

The Minister for Home Affairs to move -

That the Controlled Machines (Suppliers' Licences) (Fees) Order 1997 be approved.

**9. Social Security Act 1982 -**

The Minister for Health and Social Security to move -

That the Social Security Act 1982 (Amendment) Order 1997 be approved.

**10. Social Security Act 1982 -**

The Minister for Health and Social Security to move -

That the Social Security Legislation (Application) (No.4) Order 1997 be approved.

**11. Social Security Act 1982 -**

The Minister for Health and Social Security to move -

That the Social Security Legislation (Application) (No.5) Order 1997 be approved.

**12. Social Security Act 1982 -**

The Minister for Health and Social Security to move -

That the Social Security (Recovery of Benefits) Act 1997 (Application) Order 1997 be approved.

**13. Social Security Act 1982 -**

The Minister for Health and Social Security to move -

That the Social Security Administration (Fraud) Act 1997 (Application) Order 1997 be approved.

**14. Social Security Act 1982 -**

The Minister for Health and Social Security to move -

That the Child Support (Application) Order 1997 be approved.

**15. Social Security Act 1982 : Child Support Act 1995 -**

The Minister for Health and Social Security to move -

That the Social Security Legislation (Application) (No.6) Order 1997 be approved.

**16. Social Security Act 1982 -**

The Minister for Health and Social Security to move -

That the Social Security Legislation (Application) (No.7) Order 1997 be approved.

**17. Social Security Act 1982 -**

The Minister for Health and Social Security to move -

That the Social Security Contributions and Benefits Act 1992 (Application) (Amendment) Order 1997 be approved.

**18. Supplementary Benefits Act 1976 -**

The Minister for Health and Social Security to move -

That the Social Security Legislation (Application) (Supplementary Benefits) (Amendment) Order 1997 be approved.

**19. Pension Schemes Act 1995 -**

The Minister for Health and Social Security to move -

That the Pensions Act 1995 (Application) Order 1997 be approved.

**20. Pension Schemes Act 1995 -**

The Minister for Health and Social Security to move -

That the Pensions Schemes Legislation (Application) (No.2) Order 1997 be approved.

**21. Judicature (Matrimonial Causes) Act 1976 -**

The Minister for Health and Social Security to move -

That the Matrimonial Causes (Pensions) Regulations 1997 be approved.

**22. Supplementary Benefits Act 1976 -**

The Minister for Health and Social Security to move -

That the Supplementary Benefits (Miscellaneous Amendments) Regulations 1997 be approved.

**23. Casino Act 1986 -**

The Minister for Home Affairs to move -

That the Casino Regulations 1997 be approved.

**24. Gaming, Betting and Lotteries Act 1988 -**

The Minister for Home Affairs to move -

That the Society Lotteries Order 1997 be approved.

**25. Gaming, Betting and Lotteries Act 1988 -**

The Minister for Home Affairs to move -

That the Small Gaming and Amusements Order 1997 be approved.

**26. Licensing Act 1995 -**

The Minister for Home Affairs to move -

That the Drinking in Public Places (Designated Place) (Onchan) Order 1997 be approved.

**27. Licensing Act 1995 -**

The Minister for Home Affairs to move -

That the Drinking in Public Places (Designated Places) (Port Erin) Order 1997 be approved.

**28. Video Recordings Act 1995 -**

The Minister for Home Affairs to move -

That the Video Recordings (Registration) Regulations 1997 be approved.

**29. Video Recordings Act 1995 -**

The Minister for Home Affairs to move -

That the Video Recordings (Exemption) Regulations 1997 be approved.

**30. Fishing Vessels (Safety Provisions) (Isle of Man) Act 1974 -**

The Minister for Trade and Industry to move -

That the Fishing Vessels (Safety Provisions) Subsidiary Legislation (Application) Order 1997 be approved.

**31. Financial Supervision Act 1988 -**

The Minister for the Treasury to move -

That the Banking Business (Compensation of Depositors) (Amendment No.2) Regulations 1997 be approved.

**32. Payment of Members' Expenses Act 1989 -**

The Minister for the Treasury to move -

That the Members of Tynwald (Annual Sums) (Designation of Office) Order 1997 be approved.

**33. Legal Aid Act 1986 -**

The Minister for the Treasury to move -

That the Criminal Legal Aid Order 1997 be approved.

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

The Minister for the Treasury to move -

That the Value Added Tax 1996 (Enforcement of Debts) (Appointed Day) Order 1997 be approved.

**35. Customs and Excise Management Act 1986 : Value Added Tax Act 1996 -**

The Minister for the Treasury to move -

That the Distress for Value Added Tax and Other Indirect Taxes Regulations 1997 be approved.

**36. Customs and Excise Act 1993 : Pool Betting (Isle of Man) Acts 1961 to 1970 -**

The Minister for the Treasury to move -

That the Pool Betting Duty (Variation) Order 1997 be approved.

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

The Minister for the Treasury to move -

That the Value Added Tax 1996 (Amendment) (No.2) Order 1997 be approved.

**38. Hydrocarbon Oil Duties Act 1986 -**

The Minister for the Treasury to move -

That the Hydrocarbon Oil Duties Act 1986 (Amendment) (No.2) Order 1997 be approved.

**39. Customs and Excise Act 1993 -**

The Minister for the Treasury to move -

That the Dual-Use and Related Goods (Export Control) (Amendment No.3) Regulations 1997 (Application) Order 1997 be approved.

**40. High Court Act 1991 : Judicature (Matrimonial Causes) Act 1976 -**

HM Attorney General to move -

That the Matrimonial Causes (Amendment) Rules 1997 be approved.

**41. High Court Act 1991 -**

HM Attorney General to move -

That the Rules of the High Court of Justice (Amendment) 1997 be approved.

**42. Pension Supplement Scheme 1996 -**

The Minister for Health and Social Security to move -

That the Pension Supplement Scheme 1996 (Amendment) Scheme 1997 be approved.

**43. TV Licence (Refunds) Scheme 1990 -**

The Minister for Health and Social Security to move -

That the TV Licence (Refunds) Scheme 1990 (Amendment) Scheme 1997 be approved.

**44. House Repair and Modernisation Scheme 1997 -**

The Minister for Local Government and the Environment to move -

That the House Repair and Modernisation Scheme 1997 be approved.

**45. Roof Space Insulation Scheme 1997 -**

The Minister for Local Government and the Environment to move -

That the Roof Space Insulation Scheme 1997 be approved.

**46. Residential Property (Rewiring) Scheme 1997 -**

The Minister for Local Government and the Environment to move -

That the Residential Property (Rewiring) Scheme 1997 be approved.

**47. Sword Bearer -**

The Chief Minister to move -

That Mrs Bernadette McCabe be appointed Tynwald Sword Bearer for the period ending 30th April 2002.

**48. Isle of Man War Pensions Committee -**

The Chief Minister to move -

That Tynwald approves the appointment of Mr George Francis Moughtin as a member of the Isle of Man War Pensions Committee for the remainder of the term of appointment of the Committee due to end on 15th July 2002.

**49. Presidency at the Tynwald Ceremony at St John's -**

The Chief Minister to move -

That the Report of the Council of Ministers on Presidency at the Tynwald Ceremony at St John's be received and that the Council of Ministers report no later than the April 1998 sitting on the implications of the Constitution (Amendment) Bill 1997 for the Tynwald Ceremony.

**50. Select Committee on the Petition for Redress of Grievance of Kurt Thomas Sharp -**

Mr Downie to move -

That the Report of the Select Committee on the Petition for Redress of Grievance of Kurt Thomas Sharp be received and its recommendation adopted.

**51. Select Committee on the Petition for Redress of Grievance of Charles Brian Mallon -**

Mr Corkill to move -

That the Final Report of the Select Committee on the Petition for Redress of Grievance of Charles Brian Mallon be received.

**52. Select Committee on the Petition for Redress of Grievance of Paul and Hilary Fletcher -**

Mr Speaker to move -

That the Report of the Select Committee on the Petition for Redress of Grievance of Paul and Hilary Fletcher be received and its recommendations adopted.

**53. Night Club Security Staff -**

Mr Corkill to move -

That the Department of Home Affairs report with recommendations on the proposal contained in the Petition for Redress of Lea Helwich presented at Tynwald assembled at St John's on Tynwald Day 1997, that night club establishments be required to employ security staff of good character and with specified training.

**54. Petition for Redress of Constance May Cain and James Hannay -**

Mr Singer to move -

That a Select Committee of three Members be appointed to consider and report on the Petition for Redress presented by Constance May Cain and James Hannay at Tynwald assembled at St John's on Tynwald Day 1997.

**55. Petition for Redress of Mabel Catherine Lewin -**

Mrs Cannell to move -

That a Select Committee of five Members be appointed to consider and report on the Petition for Redress presented by Mabel Catherine Lewin at Tynwald assembled at St John's on Tynwald Day 1997.

**56. Rushen Abbey -**

A Member of the Manx Museum and National Trust (Mr Speaker) to move -

That Tynwald is of the opinion that Rushen Abbey is of such national and historic importance that Tynwald should establish a Select Committee to consider the options for acquiring the site of Rushen Abbey for the nation, in order that it may be protected and preserved for future generations, and this Select Committee should report back to the January 1998 sitting of Tynwald.