

# TYNWALD

## Tinvaal



# ORDER PAPER

## Claare Obbyr

DOUGLAS  
TUESDAY 16<sup>TH</sup> MARCH 2004  
at 10.30 am

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

Civil Aviation - Airline Passenger Capacity Contribution Grant Policy -  
Airline Passenger Capacity Contribution Grant Policy of the  
Isle of Man Government dated 20<sup>th</sup> February 2004 [GC No 12/04]

Merchant Shipping (Miscellaneous Provisions) Act 1996 -  
Merchant Shipping (Fees) Regulations 2004 [SD No 91/04]

Dogs Act 1990 -  
Dog Licence Duty Order 2004 [SD No 99/04]

Coroners Act 1983 -  
Coroners Fees Order 2004 [SD No 2/04]

Witnesses' Allowances Act 1947 -  
Witnesses' Allowances Order 2004 [SD No 3/04]

Fees and Duties Act 1989 -  
High Court Fees Order 2004 [SD No 4/04]  
General Registry (Miscellaneous Fees) Order 2004 [SD No 5/04]  
Fees and Duties (Government Fees) Order 2004 [SD No 6/04]  
Work Permit (Fees) Order 2004 [SD No 128/04]

Government Departments Act 1987 -  
Statutory Boards Act 1987 -  
Waste Management Board (Revocation) Order 2004 [SD No 130/04]

- Income Tax Act 1995 -  
Income Tax (Non-Resident Tax Rates) (Trading Income) (Temporary Taxation) Order 2004 [*SD No 147/04*]
- Protected Cell Companies Act 2004 -  
Protected Cell Companies (Forms) Regulations 2004 [*SD 150/04*]
- Social Security Contributions and Benefits Act 1992 -  
Social Security Administration Act 1992 -  
Social Security Benefits Upating Order 2004 [*SD No 131/04*]
- Social Security Act 2000 -  
Social Security Fraud Act 2001 (Application) Order 2004 [*SD No 53/04*]  
Social Security Legislation (Application) (No. 5) Order 2004 [*SD No 133/04*]  
Social Security Legislation (Application) (No. 6) Order 2004 [*SD No 134/04*]  
Social Security Legislation (Application) (Amendment) (No. 4) Order 2004 [*SD No 135/04*]
- Pension Schemes Act 1995 -  
Pension Schemes Legislation (Application) Order 2004 [*SD No 136/04*]
- Social Security Contributions and Benefits Act 1992 -  
Family Income Supplement (General) (Amendment) (No. 2) Regulations 2004 [*SD No 137/04*]  
Income Support (General) (Isle of Man) (Amendment) (No. 2) Regulations 2004 [*SD No 138/04*]  
Income Support and Jobseeker's Allowance (Exceptional Needs Grants and Budgeting Loans) (Amendment) Regulations 2004 [*SD No 139/04*]  
Maternity and Funeral Expenses (General) (Isle of Man) (Amendment) Regulations 2004 [*SD No 140/04*]
- National Health Service Act 2001 -  
National Health Service (Optical Payments) Regulations 2004 [*SD No 19/04*]
- Student Awards Scheme 2004 -  
Student Awards Scheme 2004 [*GC No 08/04*]
- Wildlife and Conservation (Grants) Scheme 2004 -  
Wildlife and Conservation (Grants) Scheme 2004 [*GC No 9/04*]
- Reports -  
Report on Local Government Boundary Extensions by the Council of Ministers dated January 2004  
Report of the Independent Review of Services at Ramsey and District Cottage Hospital

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

National Health Service Act 2001 -  
National Health Service (Transitional Provisions) Regulations 2004  
[SD No 25/04]  
National Health Service (General Ophthalmic Services)  
Regulations 2004 [SD No 18/04]  
National Health Service (General Pharmaceutical Services)  
Regulations 2004 [SD No 20/04]

Summary Jurisdiction Act 1989 -  
Summary Jurisdiction (International Criminal Court) (Forms)  
Rules 2004 [SD No 105/04]  
Summary Jurisdiction (Matrimonial Proceedings) Rules  
[SD No 104/04]

High Court Act 1991 -  
Rules of the High Court (Matrimonial Proceedings) 2004  
[SD No 103/04]

Wildlife Act 1990 -  
Wildlife Act 1990 (Variation of Schedules) Order 2004 [SD No 129/04]

Value Added Tax Act 1996 -  
Value Added Tax (Reduced Rate) Order 2004 [SD No 127/04]

Insurance Act 1986 -  
Insurance (Protected Cell Companies) Regulations 2004 [SD No 149/04]

Local Government Act 1985 -  
Statutory Rate of Interest Order 2004 [SD No 141/04]

Social Security Pensions Act 1975 -  
Pensions Increase (Annual Review) Order 2004 [SD No 164/04]

Customs and Excise Act 1993 -  
Finance Act 2003 -  
Customs (Contravention of a Relevant Rule) Regulations 2004  
[SD No 58/04]

Betting Act 1970 -  
Betting Duty (General) (Amendment) Regulations 2004 [SD No 15/04]

Burials Act 1986 -  
Burial Grounds (Maximum Rate) Order 2004 [SD No 169/04]

Road Traffic Act 1985 -  
Breath Test and Analysis (Approval of Devices) Instrument 2004  
[SD No 168/04]

Social Security Act 2000 -  
Social Security Fraud Act 2001 -  
Code of Practice about the use of Information Powers under the Social  
Security Fraud Act 2001 (as that Act of Parliament has effect in the  
Isle of Man) [SD No 132/04]

European Communities -  
European Community Secondary Legislation February 2004  
[GC No 13/04]

Appointed Day Orders -  
National Health Service Act 2001 (Appointed Day) (No. 3) Order 2004  
[SD No 26/04]  
Protected Cell Companies Act 2004 (Appointed Day) Order 2004  
[SD No 148/04]

Reports -  
Annual Report of the Gaelic Broadcasting Commission for the year  
ended 31<sup>st</sup> March 2003

**2. Questions -**

See Question paper.

**3. Select Committee on the Petitions for Redress of Grievance of David Arthur Newton -**

Statement by the Chairman (Mr Quayle) of the Select Committee on the  
Petitions for Redress of Grievance of David Arthur Newton.

**4. Local Government Boundary Extensions -**

The Chief Minister to move -

That the Report by the Council of Ministers dated January 2004 be received,  
and the recommendation approved.

**5. Independent Review of the Services at Ramsey and District Cottage Hospital -**

The Minister for Health and Social Security to move -

That Tynwald is of the opinion that the recommendations contained in the  
Report of the Independent Review of Services at Ramsey and District Cottage  
Hospital be adopted by the Department of Health and Social Security as the  
framework for the future development of services at Ramsey and District  
Cottage Hospital, subject to clinical considerations and the availability of  
resources.

**6. Energy from Waste Facility -**

The Chief Minister to move -

That Tynwald is of the opinion that a more transparent means of regulating the Energy from Waste Facility is to have the regulatory functions transferred from the Department of Local Government and the Environment to another Department of Government and directs the Council of Ministers to determine the most appropriate Department to achieve such regulation.

**7. Civil Aviation - Airline Passenger Capacity Contribution Grant Policy -**

The Minister for Transport to move -

That the Airline Passenger Capacity Contribution Grant Policy of the Isle of Man Government dated 20<sup>th</sup> February 2004 be approved. *[GC 12/04]*

**8. Merchant Shipping (Miscellaneous Provisions) Act 1996 -**

The Minister for Trade and Industry to move -

That the Merchant Shipping (Fees) Regulations 2004 be approved. *[SD No 91/04]*

**9. Dogs Act 1990 -**

The Minister for the Treasury to move -

That the Dog Licence Duty Order 2004 be approved. *[SD No 99/04]*

**10. Coroners Act 1983 -**

The Minister for the Treasury to move -

That the Coroners Fees Order 2004 be approved. *[SD No 2/04]*

**11. Witnesses Allowances Act 1947 -**

The Minister for the Treasury to move -

That the Witnesses Allowances Order 2004 be approved. *[SD No 3/04]*

**12. Fees and Duties Act 1989 -**

The Minister for the Treasury to move -

That the High Court Fees Order 2004 be approved. *[SD No 4/04]*

- 13. Fees and Duties Act 1989 -**  
The Minister for the Treasury to move -  
That the General Registry (Miscellaneous Fees) Order 2004 be approved.  
*[SD No 5/04]*
- 14. Fees and Duties Act 1989 -**  
The Minister for the Treasury to move -  
That the Fees and Duties (Government Fees) Order 2004 be approved.  
*[SD No 6/04]*
- 15. Fees and Duties Act 1989 -**  
The Minister for the Treasury to move -  
That the Work Permit (Fees) Order 2004 be approved. *[SD No 128/04]*
- 16. Government Departments Act 1987 -  
Statutory Boards Act 1987 -**  
The Chief Minister to move -  
That the Waste Management Board (Revocation) Order 2004 be approved.  
*[SD No 130/04]*
- 17. Income Tax Act 1995 -**  
The Minister for the Treasury to move -  
That the Income Tax (Non-Resident Tax Rates) (Trading Income) (Temporary Taxation) Order 2004 be approved. *[SD No 147/04]*
- 18. Protected Cell Companies Act 2004 -**  
The Minister for the Treasury to move -  
That the Protected Cell Companies (Forms) Regulations 2004 be approved.  
*[SD No 150/04]*
- 19. Social Security Contributions and Benefits Act 1992 -  
Social Security Administration Act 1992 -**  
The Minister for Health and Social Security to move -  
That the Social Security Benefits Up-rating Order 2004 be approved.  
*[SD No 131/04]*

**20. Social Security Act 2000 -**

The Minister for Health and Social Security to move -

That the Social Security Fraud Act 2001 (Application) Order 2004 be approved. *[SD No 53/04]*

**21. Social Security Act 2000 -**

The Minister for Health and Social Security to move -

That the Social Security Legislation (Application) (No. 5) Order 2004 be approved. *[SD No 133/04]*

**22. Social Security Act 2000 -**

The Minister for Health and Social Security to move -

That the Social Security Legislation (Application) (No. 6) Order 2004 be approved. *[SD No 134/04]*

**23. Social Security Act 2000 -**

The Minister for Health and Social Security to move -

That the Social Security Legislation (Application) (Amendment) (No. 4) Order 2004 be approved. *[SD No 135/04]*

**24. Pension Schemes Act 1995 -**

The Minister for Health and Social Security to move -

That the Pension Schemes Legislation (Application) Order 2004 be approved. *[SD No 136/04]*

**25. Social Security Contributions and Benefits Act 1992 -**

The Minister for Health and Social Security to move -

That the Family Income Supplement (General) (Amendment) (No. 2) Regulations 2004 be approved. *[SD No 137/04]*

**26. Social Security Contributions and Benefits Act 1992 -**

The Minister for Health and Social Security to move -

That the Income Support (General) (Isle of Man) (Amendment) (No. 2) Regulations 2004 be approved. *[SD No 138/04]*

**27. Social Security Contributions and Benefits Act 1992 -**

The Minister for Health and Social Security to move -

That the Income Support and Jobseeker's Allowance (Exceptional Needs Grants and Budgeting Loans) (Amendment) Regulations 2004 be approved. [SD No 139/04]

**28. Social Security Contributions and Benefits Act 1992 -**

The Minister for Health and Social Security to move -

That the Maternity and Funeral Expenses (General) (Isle of Man) (Amendment) Regulations 2004 be approved. [SD No 140/04]

**29. National Health Service Act 2001 -**

The Minister for Health and Social Security to move -

That the National Health Service (Optical Payments) Regulations 2004 be approved. [SD No 19/04]

**30. Student Awards Scheme 2004 -**

The Minister for Education to move -

That the Student Awards Scheme 2004 be approved. [GC No 08/04]

**31. Wildlife and Conservation (Grants) Scheme 2004 -**

The Minister for Agriculture, Fisheries and Forestry to move -

That the Wildlife and Conservation (Grants) Scheme 2004 be approved. [GC No 9/04]

**32. Communications Commission -**

The Chief Minister to move -

That Tynwald approves the appointment of the following persons as members of the Communications Commission for a period of three years, commencing on the 1<sup>st</sup> April 2004 -

Brigadier N A Butler CBE  
Mr R W Leonard  
Mr B Pover  
Mr N Cordwell  
Mr J O'Keefe

**33. Supervisory Powers of the Department of Local Government and the Environment -**

**The Hon Member for Rushen (Mr Gawne) to move -**

That Tynwald appoints a Select Committee of three Members, with powers to take written and oral evidence pursuant to sections 3 and 4 of the Tynwald Proceedings Act 1876, to investigate the supervisory powers of the Department of Local Government and the Environment in respect of any powers vested in the Department to supervise and oversee Local Authorities, evaluate the adequacy of such powers, and report back to Tynwald by October 2004.

**34. NHS Dental Service -**

**The Hon Member for Michael (Mr Cannan) to move -**

Tynwald requests the Department of Health and Social Security to take all necessary steps to provide a NHS Dental Service that meets the need of the residents of the Isle of Man.