

TYNWALD

Tinvaal



ORDER PAPER

Claare Obbyr

DOUGLAS

TUESDAY 18TH NOVEMBER 2003

at 10.30 am

1. To lay before the Court -

Licence -

Licence granted to Manx Telecom Limited on 27 October 2003 under Section 5 of the Telecommunications Act 1984

Data Protection Act 2002 -

Data Protection (Fees) (No. 2) Regulations 2003 *[SD No 780/03]*

Data Protection (Subject Access) (No. 2) Regulations 2003 *[SD No 786/03]*

Registration of Electors Act 1984 -

Registration of Electors Regulations 2003 *[SD No 700/03]*

Jury Act 1980 -

Lists of Jurors Regulations 2003 *[SD No 785/03]*

Onchan District Act 1986 -

Onchan District (Differential Rating) Order 2003 *[SD No 747/03]*

Social Security Act 2000 -

Social Security Administration Act 1992 (Application) (Amendment) (No. 4) Order 2003 *[SD No 788/03]*

Social Security Contributions and Benefits Act 1992 (Application) (Amendment) (No. 6) Order 2003 *[SD No 789/03]*

Social Security Act 1998 (Application) (Amendment) (No. 2) Order 2003 *[SD No 790/03]*

Social Security Administration Act 1992 (Application) (Amendment) (No. 3) Order 2003 *[SD No 787/03]*

Social Security Legislation (Application) (No. 20) Order 2003
[SD No 794/03]
Social Security Legislation (Application) (No. 21) Order 2003
[SD No 795/03]
Social Security Legislation (Application) (No. 22) Order 2003
[SD No 796/03]
Social Security Legislation (Application) (No. 23) Order 2003
[SD No 797/03]

Social Security Contributions and Benefits Act 1992 -
Income Support and Jobseeker's Allowance (Exceptional Needs Grants
and Budgeting Loans) Regulations 2003 [SD No 791/03]
Family Income Supplement (General) (Amendment) (No. 3)
Regulations 2003 [SD No 792/03]
Income Support (General) (Isle of Man) (Amendment) (No. 6)
Regulations 2003 [SD No 793/03]

Misuse of Drugs Act 1976 -
Misuse of Drugs Regulations (Application) Order 2003 [SD No 705/03]

Reports -
Report of the Department of Local Government and the Environment
on the Implementation of Charges for Waste Disposal, October 2003
Jurby Village - a discussion document, Department of Local
Government and the Environment, October 2003
Strategic Direction of Isle of Man Post Office, November 2003
Report on the *FV Suzanna* Downed by Mr & Mrs Spadoni of Port Erin

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

European Community -
European Communities Secondary Legislation July - September 2003
[GC No 32/03]
European Communities Secondary Legislation October 2003
[GC No 33/03]

Appointed Day Order -
Data Protection Act 2002 (Appointed Day) (No. 2) Order 2003
[SD No 701/03]

2. Questions -

See Question Paper.

3. Local Authority and Government Housing Eviction Consultative Body -

Statement by the Minister for Local Government and the Environment.

4. Proposals for the future use of the road between Kewaigne and Richmond Hill -

Statement by the Minister for Transport.

5. Upgrading the Infrastructure at Jurby -

The Minister for Local Government and the Environment to move -

That Tynwald -

- (a) approves the expenditure of a sum not exceeding £841,000 to facilitate the provision of infrastructure facilities in respect of electricity, water and drainage services in support of the recommendations in the Report on the Jurby Study dated October 2003;
- (b) authorises the Treasury to expend during the year ending 31st March 2004 from the Capital Transactions Account a sum not exceeding £841,000; and
- (c) approves of and sanctions borrowings not exceeding £841,000 being made by Government, such borrowings to be repaid within a period of 30 years.

6. Prison Redevelopment Programme -

The Minister for Home Affairs to move -

That Tynwald approves - in relation to the proposed scheme to develop a new prison on the preferred site at Jurby - expenditure of a sum not exceeding £815,000 for the remainder of the pre-contract professional fees.

[Reference: Item 7 under the heading “Home Affairs” on page 8 of the Isle of Man Budget 2003-04 and as detailed in the Estimates of Capital Payments 2003-04 to 2007-08 on page 62 of the Isle of Man Budget 2003-04]

7. Implementation of Charges for Waste Disposal -

The Minister for Local Government and the Environment to move -

That the Report of the Department of Local Government and the Environment, dated October 2003, on the implementation process regarding the charges for waste disposal be received.

8. Report on the Jurby Study -

The Minister for Local Government and the Environment to move -

That the Report, dated October 2003, entitled “Jurby Village - a discussion document” on proposed development in Jurby Village be received.

9. Strategic Direction of Isle of Man Post Office -

The Chairman of Isle of Man Post to move -

That the Report on the Strategic Direction of Isle of Man Post Office be received and the recommendations approved.

10. Telecommunications Act 1984 -

The Chairman of the Communications Commission to move -

That the Licence granted to Manx Telecom Limited on 27th October 2003 under Section 5 of the Telecommunications Act 1984 be approved.

11. Data Protection Act 2002 -

The Minister for the Treasury to move -

That the Data Protection (Fees) (No. 2) Regulations 2003 be approved.
[SD No 780/03]

12. Registration of Electors Act 1984 -

The Minister for the Treasury to move -

That the Registration of Electors Regulations 2003 be approved.
[SD No 700/03]

13. Jury Act 1980 -

The Minister for the Treasury to move -

That the Lists of Jurors Regulations 2003 be approved. *[SD No 785/03]*

14. Data Protection Act 2002 -

The Minister for the Treasury to move -

That the Data Protection (Subject Access) (No. 2) Regulations 2003 be approved. *[SD No 786/03]*

15. Onchan District Act 1986 -

The Minister for Local Government and the Environment to move -

That the Onchan District (Differential Rating) Order 2003 be approved.
[SD No 747/03]

16. Social Security Act 2000 -

The Minister for Health and Social Security to move -

That the Social Security Administration Act 1992 (Application) (Amendment) (No. 4) Order 2003 be approved. *[SD No 788/03]*

17. Social Security Act 2000 -

The Minister for Health and Social Security to move -

That the Social Security Contributions and Benefits Act 1992 (Application) (Amendment) (No. 6) Order 2003 be approved. *[SD No 789/03]*

18. Social Security Act 2000 -

The Minister for Health and Social Security to move -

That the Social Security Act 1998 (Application) (Amendment) (No. 2) Order 2003 be approved. *[SD No 790/03]*

19. 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) Regulations 2003 be approved. *[SD No 791/03]*

20. Social Security Act 2000 -

The Minister for Health and Social Security to move -

That the Social Security Administration Act 1992 (Application) (Amendment) (No. 3) Order 2003 be approved. *[SD No 787/03]*

21. Social Security Contributions and Benefits Act 1992 -

The Minister for Health and Social Security to move -

That the Family Income Supplement (General) (Amendment) (No. 3) Regulations 2003 be approved. *[SD No 792/03]*

22. 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. 6) Regulations 2003 be approved. *[SD No 793/03]*

23. Social Security Act 2000 -

The Minister for Health and Social Security to move -

That the Social Security Legislation (Application) (No. 20) Order 2003 be approved. *[SD No 794/03]*

24. Social Security Act 2000 -

The Minister for Health and Social Security to move -

That the Social Security Legislation (Application) (No. 21) Order 2003 be approved. *[SD No 795/03]*

25. Social Security Act 2000 -

The Minister for Health and Social Security to move -

That the Social Security Legislation (Application) (No. 22) Order 2003 be approved. *[SD No 796/03]*

26. Social Security Act 2000 -

The Minister for Health and Social Security to move -

That the Social Security Legislation (Application) (No. 23) Order 2003 be approved. *[SD No 797/03]*

27. Misuse of Drugs Act 1976 -

The Minister for Health and Social Security to move -

That the Misuse of Drugs Regulations (Application) Order 2003 be approved. *[SD No 705/03]*

28. Respite Care Beds for the Elderly -

The Hon Member for Douglas North (Mr Henderson) to move -

That Tynwald is of the opinion that as a matter of urgency the Department of Health and Social Security reviews its current policies affecting -

- (1) Respite care beds for the elderly confused and reinstate a practical number of respite beds for the Douglas area;
- (2) care of the elderly, confused patients given free health care under the auspices of Mental Health having this service transferred to Social Services where this care will have to be paid for; and that a number of these beds be kept under the Health Services to retain a free health facility with professionally trained staff to provide the specialist care required; and
- (3) the transfer of confused elderly patients from the purpose-built ESMI Unit on the Ballamona site, known formerly as Grianagh Court, to the New Southlands - that these patients and their relatives be treated with more care and support, especially in travelling arrangements for relatives.

29. Petition for Redress of Grievance of David Arthur Newton -

The Hon Member of the Council (Mr Gelling) to move -

That Tynwald appoint a Select Committee of three Members to investigate the Petition for Redress of Grievance of David Arthur Newton presented at Tynwald Hill on 7th July 2003, with powers to take written and oral evidence pursuant to sections 3 and 4 of the Tynwald Proceedings Act 1876 and report to the Tynwald sitting in March 2004 at the latest.

30. Redress for Mr & Mrs D Spadoni -

The Hon Member for Rushen (Mr Rimington) 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 -

- (a) investigate the circumstances of the *Suzanna D*'s stability failure,
- (b) investigate the role of the Isle of Man authorities, and
- (c) seek a means of redress for Mr & Mrs Spadoni,

and report back with recommendations.

31. Proposed Landfill Site - Archallagan -

The Hon Member for Glenfaba (Mr Anderson) to move -

That, under section 2(2) of the Town and Country Planning Act 1981, the Council of Ministers' decision to approve the "Development of Landfill Facility for the Deposition of Non-Incinerable Waste at Archallagan Plantation, Archallagan", as laid before Tynwald at the October 2003 sitting, be annulled.

32. Tynwald Hill - World Heritage Site -

The Hon Member for Middle (Mr Quayle) to move -

That Tynwald, recognising that Tynwald Hill is the oldest continuous parliamentary site in the world, seeks that it should accordingly be declared a World Heritage Site, notes that it has been the policy of the Isle of Man Government to obtain such a designation, and now requests the Chief Minister to initiate any appropriate action to ensure that this objective is secured as soon as possible.