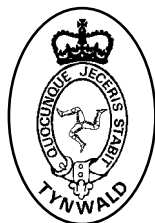


TYNWALD

Tinvaal



ORDER PAPER

Claare Obbyr

DOUGLAS
15TH MARCH 2005
at 10.30 am

1. To lay before the Court -

European Communities (Isle of Man) Act 1973 -
European Communities (Customs Action Against Goods Infringing
Intellectual Property Rights) (Application) Order 2005 *[draft]*

Education Act 2001 -
Education (Student Awards) Regulations 2005 *[SD No 77/05]*

Nursing and Residential Homes Act 1988 -
Nursing and Residential Homes (Amendment) (Fees) Regulations
2005 *[SD No 21/05]*

Social Security Act 2000 -
Social Security Act 2000 (Amendment) Order 2005 *[SD No 66/05]*
Pensions Act 2004 (Application) Order 2005 *[SD No 68/05]*
Social Security Contributions and Benefits Act 1992 (Application)
(Amendment) Order 2005 *[SD No 72/05]*
Social Security Legislation (Application) (Amendment) (No. 2) Order
2005 *[SD No 73/05]*
Social Security Administration Act 1992 (Application) (Amendment)
Order 2005 *[SD No 74/05]*

Pension Schemes Act 1995 -
Pension Schemes Order 2005 *[SD No 67/05]*
Pensions Act 2004 (Application) (No. 2) Order 2005 *[SD No 69/05]*
Pensions Act 1995 (Application) (Amendment) Order 2005
[SD No 70/05]
Pension Schemes Legislation (Application) Order 2005 *[SD No 71/05]*

Pension Supplement (Amendment) Scheme 2005 -
Pension Supplement (Amendment) Scheme 2005 [GC No 09/05]

Social Security Contributions and Benefits Act 1992
Social Security Administration Act 1992 -
Social Security Benefits Up-rating Order 2005 [SD No 75/05]

Social Security Contributions and Benefits Act 1992 -
Family Income Supplement (General) (Amendment) Regulations
2005 [SD No 76/05]

Town and Country Planning Acts 1934 to 1991 -
Town and Country Planning (Fees for Applications) Order 2005
[SD No 99/05]

Merchant Shipping (Miscellaneous Provisions) Act 1996 -
Merchant Shipping (Fees) Regulations 2005 [SD No 64/05]

Corporate Service Providers Act 2000 -
Corporate Service Providers (Fees) Regulations 2005 [SD No 51/05]

Banking Act 1998 -
Banking (Fees) Regulations 2005 [SD No 52/05]

Investment Business Acts 1991 to 1993 -
Investment Business (Fees) Regulations 2005 [SD No 54/05]

Income Tax Acts 1970 to 1991 -
Income Tax Exemption (Managed Banks) (Fees) Order 2005
[SD No 55/05]

Financial Supervision Act 1988 -
Collective Investment Scheme (Fees) Regulations 2005 [SD No 53/05]

Reports -
Report by Council of Ministers on Manx Radio
Report of Working Party on damage to upland areas and the foreshore
by vehicles
Response of the Department of Health and Social Security to the
Recommendations contained within the Report of the Independent
Review of Services at Ramsey and District Cottage Hospital
Report of the Independent Review of Services at Ramsey and District
Cottage Hospital
Report of the Ecclesiastical Committee of Tynwald on the Draft Clergy
Discipline Measure (Isle of Man) 2005

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

Government Departments Act 1987 -
Appointment of Members of Departments Instrument 2005
[GC No 08/05]

Employment Tribunals Act 1991 -
 Appointment of Members of the Employment Tribunal *[SD No 63/05]*

Social Security Pensions Act 1975 -
 Pension Increase (Annual Review) Order 2005 *[SD No 65/05]*

Building Societies Act 1986 -
 Building Societies (Authorisation) (Fees) Regulations 2005
[SD No 56/05]

Insurance Act 1986 -
 Insurance (Amendment) (Fees) Regulations 2005 *[SD No 41/05]*

Burials Act 1986 -
 Burial Grounds (Maximum Rate) Order 2005 *[SD No 100/05]*

Appointed Day Orders -
 Education Act 2001 (Appointed Day) (No. 2) Order 2005 *[SD No 83/05]*

European Community -
 European Community Secondary Legislation February 2005
[GC No 10/05]

Reports -
 Hon A F Downie MHK (Douglas West): Report on the Annual meeting
 of the Court of Salford University 18th January 2005
 Isle of Man Film Limited: Directors' Report and Financial Statements
 for the period 17th June 2003 to 31st March 2004.
 Report of the Police Complaints Commissioner for the year ended
 31st March 2004

2. Questions -

See Question paper.

3. Manx Electricity Authority -

Statement by the Treasury Minister.

4. Site for New Hospice -

The Chief Minister to move -

That Tynwald approves the conveyance of land, free of charge, consisting of the mitigation planting site, forming part of the Ballamona Estate, from the Department of Health and Social Security to Hospice Care "Subject to Contract" and "Subject to Planning Approval" for the construction of a new Hospice.

5. Commission of Inquiry into the Care of Young People -

The Chief Minister to move -

That Tynwald approves the expenditure of a sum not exceeding £1,300,000 from General Revenue for the year ending 31 March 2006, to meet the further costs of an Inquiry into the Care of Young People.

6. Proposed Purchase of the Nunnery Estate -

The Minister for Education to move -

That Tynwald -

1. approves of the Department of Education incurring expenditure not exceeding £5,500,000 in respect of the proposed purchase of the Nunnery Estate from the Isle of Man International Business School;
2. authorises the Treasury to spend out of the Capital Transactions Account during the financial year ending 31 March 2005 a sum not exceeding £5,500,000; and
3. approves of and sanctions borrowings not exceeding £5,500,000 being made by Government, such borrowings to be repaid in a period of 30 years.

7. Supplementary Vote 2004-05 -

The Minister for Local Government and the Environment to move -

That Tynwald -

Authorises the Treasury to apply from General Revenue during the year ended 31 March 2005 a sum not exceeding £800,000 in payment of net expenditure of the Department of Local Government and the Environment, to meet a forecast shortfall in receipts of £315,000 and increased payments of £485,000 for 2004-05.

8. Report by the Council of Ministers on Manx Radio -

The Chief Minister to move -

That the Report by the Council of Ministers on Manx Radio pursuant to a resolution of the Tynwald Court on the 10 December 2002 be received and the recommendations or proposals set out in paragraph 28.1, Appendix 2, the first sub-paragraph of paragraph 28.3 and Appendix 3 thereto be approved.

9. Report of Working Party on damage to upland areas and the foreshore by vehicles -

The Minister for Agriculture Fisheries and Forestry to move -

That the Report of the Working Party on damage to upland areas and the foreshores by vehicles be received.

10. Independent Review of Services at Ramsey and District Cottage Hospital -

Minister for Health and Social Security to move -

That Tynwald notes the Report to the Department of Health and Social Security of the Independent Review of Services at Ramsey and District Cottage Hospital and endorses the Department's response to the recommendations contained therein as a framework for the future development of services at the Hospital.

11. Ecclesiastical Committee -

The Chairman of the Ecclesiastical Committee (Mr Cannan) to move -

That -

- (1) the Report of the Ecclesiastical Committee of Tynwald on the draft Clergy Discipline Measure (Isle of Man) be received; and
- (2) the draft Clergy Discipline Measure (Isle of Man) in the form laid before Tynwald be presented to Her Majesty for Her Royal Assent, as required by Schedule 1 to the Church Legislation Procedure Act 1993.

12. Select Committee on the Petition for Redress of Grievance of Moorhouse Farm Ltd -

The Chairman of the Select Committee on the Petition for Redress of Grievance of Moorhouse Farm Ltd (Mrs Craine) to move -

That the Hon Member for Malew and Santon (Captain Douglas) be discharged from service on the Select Committee of the Court on the Petition for Redress of Grievance of Moorhouse Farm Ltd.

13. Select Committee on the Petition for Redress of Grievance of Moorhouse Farm Ltd -

[This motion is subject to the motion standing at Item 12 being carried.]

To elect one Member of Tynwald in place of Captain Douglas.

(The existing Members of the Committee are Mrs Craine (Chair) and Mr Teare. Mr Duggan was released from serving at the January 2005 sitting).

14. European Communities (Isle of Man) Act 1973 -

The Chief Minister to move -

That the (draft) European Communities (Customs Action Against Goods Infringing Intellectual Property Rights) (Application) Order 2005 be approved. *[draft]*

15. Education Act 2001 -

The Minister for the Education to move -

That the Education (Student Awards) Regulations 2005 be approved. *[SD No 77/05]*

16. Nursing and Residential Homes Act 1988 -

The Minister for Health and Social Security to move -

That the Nursing and Residential Homes (Amendment) (Fees) Regulations 2005 be approved. *[SD No 21/05]*

17. Social Security Act 2000 -

The Minister for Health and Social Security to move -

That the Social Security Act 2000 (Amendment) Order 2005 be approved. *[SD No 66/05]*

18. Pension Schemes Act 1995 -

The Minister for Health and Social Security to move -

That the Pension Schemes Order 2005 be approved. *[SD No 67/05]*

19. Social Security Act 2000 -

The Minister for Health and Social Security to move -

That the Pensions Act 2004 (Application) Order 2005 be approved. *[SD No 68/05]*

20. Pension Schemes Act 1995 -

The Minister for Health and Social Security to move -

That the Pensions Act 2004 (Application) (No. 2) Order 2005 be approved. *[SD No 69/05]*

- 21. Pension Supplement (Amendment) Scheme 2005 -**
The Minister for Health and Social Security to move -
That the Pension Supplement (Amendment) Scheme 2005 be approved.
[GC No 09/05]
- 22. Pension Schemes Act 1995 -**
The Minister for Health and Social Security to move -
That the Pensions Act 1995 (Application) (Amendment) Order 2005 be approved. *[SD No 70/05]*
- 23. Pension Schemes Act 1995 -**
The Minister for Health and Social Security to move -
That the Pension Schemes Legislation (Application) Order 2005 be approved.
[SD No 71/05]
- 24. Social Security Act 2000 -**
The Minister for Health and Social Security to move -
That the Social Security Contributions and Benefits Act 1992 (Application) (Amendment) Order 2005 be approved. *[SD No 72/05]*
- 25. Social Security Act 2000 -**
The Minister for Health and Social Security to move -
That the Social Security Legislation (Application) (Amendment) (No. 2) Order 2005 be approved. *[SD No 73/05]*
- 26. Social Security Act 2000 -**
The Minister for Health and Social Security to move -
That the Social Security Administration Act 1992 (Application) (Amendment) Order 2005 be approved. *[SD No 74/05]*
- 27. 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 2005 be approved.
[SD No 75/05]

28. Social Security Contributions and Benefits Act 1992 -

The Minister for Health and Social Security to move -

That the Family Income Supplement (General) (Amendment) Regulations 2005 be approved. *[SD No 76/05]*

29. Town and Country Planning Acts 1934 to 1991 -

The Minister for Local Government and the Environment to move -

That the Town and Country Planning (Fees for Applications) Order 2005 be approved. *[SD No 99/05]*

30. Merchant Shipping (Miscellaneous Provisions) Act 1996 -

The Minister for Trade and Industry to move -

That the Merchant Shipping (Fees) Regulations 2005 be approved. *[SD No 64/05]*

31. Corporate Service Providers Act 2000 -

The Minister for the Treasury to move -

That the Corporate Service Providers (Fees) Regulations 2005 be approved. *[SD No 51/05]*

32. Banking Act 1998 -

The Minister for the Treasury to move -

That the Banking (Fees) Regulations 2005 be approved. *[SD No 52/05]*

33. Investment Business Acts 1991 to 1993 -

The Minister for the Treasury to move -

That the Investment Business (Fees) Regulations 2005 be approved. *[SD No 54/05]*

34. Income Tax Acts 1970 to 1991 -

The Minister for the Treasury to move -

That the Income Tax Exemption (Managed Banks) (Fees) Order 2005 be approved. *[SD No 55/05]*

35. Financial Supervision Act 1988 -

The Minister for the Treasury to move -

That the Collective Investment Scheme (Fees) Regulations 2005 be approved.
[SD No 53/05]

36. The Isle of Man Post Office -

The Hon Member for Castletown (Mr Speaker) to move -

Tynwald is of the opinion that -

- (1) the Tynwald Resolution of November 2003 - "Strategic Direction of the Isle of Man Post Office" be rescinded;
- (2) the Isle of Man Post Office shall continue to be a Statutory Board of Tynwald Court; and
- (3) the Council of Ministers should, in liaison with the Isle of Man Post Office, immediately initiate a programme of development to secure an operational structure that will ensure that the Isle of Man Post Office is able appropriately and effectively to meet the needs of the Island, both for business and the community, based on a structure founded on, at the very least, a local regional network of operations.

37. Report by the Chief Secretary under the Code of Practice on Access to Government Information -

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

That the Report by the Chief Secretary under the Code of Practice on Access to Government Information - Initial Refusals and Review Decisions in respect of Written Requests for Information under the Code for the year ended 31st August 2004 - be received.

38. Government House Purchase Mortgage Scheme -

The Hon Member for Castletown (Mr Speaker) to move -

That Tynwald is of the opinion that Government should introduce a House Purchase Mortgage Scheme, specifically aimed to provide assistance to persons who are first time buyers aged 45 years and over, and who have rented residential property within the Island for a period - whether continuous or not - of a minimum of 10 years, and requests the Council of Ministers to report on the basis of such a Scheme and its introduction, no later than the July 2005 sitting.

39. Probation Service -

The Hon Member for Douglas East (Mrs Cannell) to move -

That Tynwald views with concern the Report of HM Inspectors into the Isle of Man Probation Service and requests the Department of Home Affairs to take appropriate action to restore confidence in the Probation Service.

40. Trafalgar Day -

The Hon Member for Rushen (Mr Gill) to move -

That Tynwald is of the opinion that a day's holiday for all Government and other public offices and state educational establishments should be declared on 21st October 2005 to mark the 200th anniversary of the Battle of Trafalgar in which the distinguished Manx naval officer Captain John Quilliam played so prominent a part.

41. Planning Procedure for First Time Buyers -

The Hon Member for Onchan (Mr Karran) to move -

Tynwald is of the opinion that the Council of Ministers should report back to the April 2005 sitting with a policy on either using section 8 of the Town and Country Planning Act 1999, or introducing primary legislation for a one-stop planning procedure for Government-owned land for first-time buyers for houses to be sold on the basis that they are only ever owned by Isle of Man Workers, and not rented out for more rent than that current for local authority housing, in order that Government provides homes for nests, and not housing for nest eggs for the investment market.

42. Report of the Cheshire Constabulary -

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

That Tynwald is of the opinion that the Report of Cheshire Constabulary into allegations that a covert listening device was used in Isle of Man Constabulary Headquarters should be published, edited only so far as necessary to protect the identities of the officers referred to in it.