

# TYNWALD

## Tinvaal



# ORDER PAPER

## Claare Obbyr

**DOUGLAS**  
**19<sup>th</sup> APRIL 2005**  
**at 10.30 am**

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

European Communities (Isle of Man) Act 1973 -  
European Communities (Côte d'Ivoire Sanctions) (Application) Order  
2005 [*SD No 159/05*]

Social Security Act 2000 -  
Social Security Act 1998 (Application) (Amendment) Order 2005  
[*SD No 105/05*]  
Social Security Legislation (Application) Order 2005 [*SD No 106/05*]  
Social Security Legislation (Application) (No. 2) Order 2005  
[*SD No 107/05*]  
Social Security Legislation (Application) (No. 3) Order 2005  
[*SD No 108/05*]

Pension Schemes Act 1995 -  
Pension Schemes Legislation (Application) (No. 2) Order 2005  
[*SD No 109/05*]

Criminal Justice Act 2001 -  
Attendance Centre Rules 2005 [*SD No 156/05*]

Licensing Act 1995 -  
Liquor Licensing (Grant of Licences) (Temporary Variation) (No. 1)  
Order 2005 [*SD No 177/05*]  
Liquor Licensing (Grant of Licences) (Temporary Variation) (No. 2)  
Order 2005 [*SD No 178/05*]  
Liquor Licensing (Grant of Licences) (Temporary Variation) (No. 3)  
Order 2005 [*SD No 179/05*]

Oil Pollution Act 1986 -  
Merchant Shipping (Prevention of Air Pollution from Ships) Order  
2005 [*SD No 175/05*]

- Customs and Excise Act 1993 -  
 Export Control (Iraq and Ivory Coast) Order 2005 (Application) Order  
 2005 [SD No 88/05]
- Income Tax Act 1995 -  
 Income Tax (Retention of Tax and Exchange of Information)  
 (Temporary Taxation) Order 2005 [SD No 150/05]
- Income Tax Act 1970 -  
 Income Tax (Disclosure of Information) (Enforcing Authority) Order  
 2005 [SD No 140/05]
- Income Tax Extra-Statutory Concession -  
 Extra-Statutory Concession - Pensions Paid to Employees Disabled at  
 Work [GC No 11/05]
- The Forestry Act 1984 -  
 Forestry (General) (Amendment) Byelaws 2005 [SD No 165/05]
- Reports -  
 Report by the Council of Ministers on the Corporate Structure of Manx  
 Radio and Licensing & Regulations under the Broadcasting Act 1993  
 Drug and Alcohol Strategies Isle of Man 5<sup>th</sup> Annual Report  
 1<sup>st</sup> April 2003 - 31<sup>st</sup> March 2004  
 Updated Drug and Alcohol Strategy Isle of Man - 2005 Onwards
- Note:** The following items are not the subject of motions on the Order Paper
- Copyright Act 1991-  
 Copyright (Certification of Licensing Scheme) (Educational Recording  
 Agency Limited) (Amendment) Order 2005 [SD No 115/05]
- Currency Act 1992 -  
 Currency (60<sup>th</sup> Anniversary of the end of World War II Crowns) Order  
 2005 [SD No 90/05]  
 Currency (Harry Potter Crowns) Order 2005 [SD No 89/05]  
 Currency (175<sup>th</sup> Anniversary of the Isle of Man Steam Packet Company  
 Crowns) Order 2005 [SD No 91/05]
- Building Societies Act 1986 -  
 Building Societies (Authorisation) (Fees) (No. 2) Regulations 2005  
 [SD No 117/05]
- Plant Health Act 1993 -  
 Plant Health (Phytophthora Ramorum) (Amendment) Order 2005  
 [SD No 195/05]
- Gaming Betting and Lotteries Act 1988 -  
 Crown Green Bowling Festival (No. 1) Order 2005 [SD No 138/05]  
 Crown Green Bowling Festival (No. 2) Order 2005 [SD No 139/05]
- Wildlife Act 1990 -  
 The Ayres National Nature Reserve (Department Land) Byelaws 2005  
 [SD No 164/05]

Post Office Act 1993 -

Post Office (Inland Post) (Amendment No. 1) Scheme 2005  
[SD No 85/05]

Post Office (Overseas Letter Post) (Amendment No. 1) Scheme 2005  
[SD No 86/05]

European Communities (Isle of Man) Act 1973 -

Goods Infringing Intellectual Property Rights (Customs) (Isle of Man)  
Regulations 2005 [SD No 183/05]

Côte D'Ivoire Sanctions Regulations 2005 [SD No 160/05]

Unsolicited Communications Order 2005 [draft]

European Community -

European Community Secondary Legislation March 2005  
[GC No 12/05]

Appointed Day Orders -

Income Tax Act 2003 (Appointed Day) Order 2005 [SD No 116/05]

Road Traffic (Amendment) Act 2001 (Appointed Day) (No. 4) Order  
2005 [SD No 205/05]

Criminal Justice Act 2001 (Appointed Day) (No. 7) Order 2005  
[SD No 155/05]

Reports -

Isle of Man International Business School Financial Statements for the  
year ended 31<sup>st</sup> August 2004

## 2. Questions -

See Question Paper.

## 3. Land Drainage - Sulby River Flood Alleviation (Construction) -

The Minister for Transport to move -

That Tynwald -

- (1) Approves the Department of Transport incurring expenditure not exceeding the sum of £1,329,000 in respect of works under the Land Drainage Acts 1934 to 1954 to the Sulby River "main river" for the alleviation of flooding at Sulby in the parish district of Lezayre;

*[Reference Item No. 38 under the heading "Transport" on page 10 of the Isle of Man Budget 2005-06, and as detailed in the Estimates of Capital Payments 2005-06 to 2007-08 on page 65 of the Isle of Man Budget 2005-06.]*

- (2) Approves the Department of Transport incurring additional expenditure not exceeding £329,000 in the year ending 31 March 2006, such sum being included in the overall sum of £1,329,000;
- (3) Authorizes the Treasury to spend out of the Capital Transactions Account during the financial year ending 31 March 2006, a sum not exceeding £329,000 in respect of the additional expenditure; and
- (4) Approves of and sanctions borrowings not exceeding £329,000 being made by Government to be repaid within a period of 30 years.

**4. Drug and Alcohol Strategies -**

The Chief Minister to move -

That the Government's fifth Annual Report on the Isle of Man 5 Year Drug and Alcohol Strategy, together with the updated Drug and Alcohol Strategy 2005 onwards, be received.

**5. Manx Radio -**

The Chief Minister to move -

That the Report by the Council of Ministers on the Corporate Structure of Manx Radio and Licensing and Regulation under the Broadcasting Act 1993 be received and its recommendations approved.

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

The Minister for Health and Social Security to move -

That Mr John R Moore be appointed to the Isle of Man War Pensions Committee for the period ending 15 July 2007.

**7. Domestic Rating Revaluation -**

The Minister for the Treasury to move -

That Tynwald -

- (1) Adopts in principle a system of capital value banding in place of the existing domestic rating system;
- (2) Approves detailed legislation be introduced into the Branches to enable the revised system to operate with effect from April 2007; and
- (3) Authorises the Treasury to commence the revaluation process and ancillary works necessary to implement the new system.

**8. Tynwald Management Committee -**

To elect one Member in place of Mr Waft.

*(Mr Waft is eligible to stand. The existing elected Members of the Committee are Mr Henderson and Mr Gawne, with Mr President and Mr Speaker being ex officio members)*

**9. Tynwald Honours Committee -**

To elect one Member in place of Mr Waft.

*(Mr Waft is eligible to stand. The existing elected Members of the Committee are Mr Gill and Mr Lowey, with Mr President and Mr Speaker being ex officio members)*

**10. Select Committee on Health and Safety -**

To elect one Member in place of Mr Delaney.

*(Mr Delaney was Chairman of the Committee. The other Members of the Committee are Mr Gill and Mr Singer)*

**11. Select Committee on the Scrutiny of the Standing Committee on Expenditure and Public Accounts Functions -**

To elect one Member in place of Mr Gelling.

*(Mr Gelling is eligible to stand. The other Members of the Committee are Mr Speaker, Mr Earnshaw, Mrs Hannan and Mr Rimington)*

**12. European Communities (Isle of Man) Act 1973 -**

The Chief Minister to move -

That the European Communities (Côte d'Ivoire Sanctions) (Application) Order 2005 be approved. *[SD No 159/05]*

**13. The Social Security Act 2000 -**

The Minister for Health and Social Security to move -

That the Social Security Act 1998 (Application) (Amendment) Order 2005 be approved. *[SD No 105/05]*

**14. The Social Security Act 2000 -**

The Minister for Health and Social Security to move -

That the Social Security Legislation (Application) Order 2005 be approved. *[SD No 106/05]*

**15. The Social Security Act 2000 -**

The Minister for Health and Social Security to move -

That the Social Security Legislation (Application) (No. 2) Order 2005 be approved. *[SD No 107/05]*

**16. The Social Security Act 2000 -**

The Minister for Health and Social Security to move -

That the Social Security Legislation (Application) (No. 3) Order 2005 be approved. *[SD No 108/05]*

**17. The Pension Schemes Act 1995 -**

The Minister for Health and Social Security to move -

That the Pension Schemes Legislation (Application) (No. 2) Order 2005 be approved. *[SD No 109/05]*

**18. The Criminal Justice Act 2001 -**

The Minister for Home Affairs to move -

That the Attendance Centre Rules 2005 be approved. *[SD No 156/05]*

**19. The Licensing Act 1995 -**

The Minister for Home Affairs to move -

That the Liquor Licensing (Grant of Licences) (Temporary Variation) (No. 1) Order 2005 be approved. *[SD No 177/05]*

**20. The Licensing Act 1995 -**

The Minister for Home Affairs to move -

That the Liquor Licensing (Grant of Licences) (Temporary Variation) (No. 2) Order 2005 be approved. *[SD No 178/05]*

**21. The Licensing Act 1995 -**

The Minister for Home Affairs to move -

That the Liquor Licensing (Grant of Licences) (Temporary Variation) (No. 3) Order 2005 be approved. *[SD No 179/05]*

**22. The Oil Pollution Act 1986 -**

The Minister for Trade and Industry to move -

That the Merchant Shipping (Prevention of Air Pollution from Ships) Order 2005 be approved. *[SD No 175/05]*

**23. The Customs and Excise Act 1993 -**

The Minister for the Treasury to move -

That the Export Control (Iraq and Ivory Coast) Order 2005 (Application) Order 2005 be approved. *[SD No 88/05]*

**24. The Income Tax Act 1995 -**

The Minister for the Treasury to move -

That the Income Tax (Retention of Tax and Exchange of Information) (Temporary Taxation) Order 2005 be approved. *[SD No 150/05]*

**25. The Income Tax Act 1970 -**

The Minister for the Treasury to move -

That the Income Tax (Disclosure of Information) (Enforcing Authority) Order 2005 be approved. *[SD No 140/05]*

**26. Income Tax Extra Statutory Concession -**

The Minister for the Treasury to move -

That the Extra-Statutory Concession - Pensions Paid to Employees Disabled at Work be approved. *[GC No 11/05]*

**27. The Forestry Act 1984 -**

The Minister for Agriculture Fisheries and Forestry to move -

That the Forestry (General) (Amendment) Byelaws 2005 be approved. *[SD No 165/05]*

**28. Manx Electricity Authority Charges -**

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

That Tynwald requests the Treasury to bring forward a scheme which will provide for an allowance to offset increasing Manx Electricity Authority bills which will be applied to persons receiving income support and other impoverished families, such a scheme to be brought to the July sitting of this Court for approval with the intention of being brought into force in time for the winter of 2005.

**29. Penal Policy Review -**

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

That Tynwald is of the opinion that, before further expenditure is incurred on the new prison, the Department of Home Affairs should conduct a full independent review of penal policy, including in particular the extent to which imprisonment continues to be the most effective option in relation to different classes of offenders, and to assess and report to Tynwald in the light of that review estimates of the likely prison population in the future.