

**SECOND REPORT OF THE
STANDING ORDERS COMMITTEE
FOR THE SESSION 2006-07**

**PETITIONS FOR REDRESS PRESENTED
ON TYNWALD DAY 2007**

STANDING ORDERS COMMITTEE OF TYNWALD

The Hon S C Rodan SHK (Garff)

Mr G D Cregeen MHK (Malew and Santon)

The Rt Rev G P Knowles MLC

Mr E G Lowey MLC

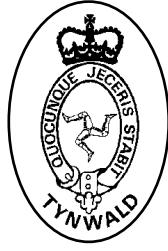
Hon G M Quayle MHK (Middle)

The remit of the Standing Orders Committee is stated by paragraph 7
of the Schedule to Standing Orders

The powers, privileges and immunities relating to the work of a committee of Tynwald are those conferred by sections 3 and 4 of the Tynwald Proceedings Act 1876, sections 1 to 4 of the Privileges of Tynwald (Publications) Act 1973 and sections 2 to 4 of the Tynwald Proceedings Act 1984.

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**To The Honourable Noel Q Cringle, President of Tynwald, and
the Honourable Members of the Council and Keys in
Tynwald assembled.**

**SECOND REPORT OF THE STANDING ORDERS COMMITTEE FOR
THE SESSION 2006-07
PETITIONS FOR REDRESS PRESENTED ON TYNWALD DAY 2007**

1. INTRODUCTION

1.1 The following persons presented Petitions for Redress at Tynwald assembled at St John's on 5th July 2007:

- (1) Margaret Bendall;
- (2) Patricia Anne Kelly;
- (3) Edward Michael Thomas McBride; and
- (4) Brenda Elizabeth Williams,

1.2 In accordance with Standing Order 6.8(2) we report on whether the Petitions are in order. Copies of the Petitions are annexed.

2. PROCEDURE

- 2.1 Before examining each Petition, we feel it is appropriate to make a few general comments on the presentation of Petitions for Redress of Grievance. Standing Orders are explicit about the basic requirements of petitions - those requirements may seem somewhat technical and possibly legalistic, but they are requirements which are neither unduly onerous, nor obscure. Moreover, the Clerk of Tynwald's Office produces an explanatory memorandum to assist the potential petitioner to comply with the requirements of Standing Orders. The Clerk of Tynwald and his colleagues make their time and experience available to assist prospective petitioners to produce petitions which comply with the basic requirements of Standing Orders.
- 2.2 In the light of such assistance, we can see no reason for failure to comply with the basic requirements of Standing Orders. If prospective petitioners do not take up the assistance offered, they may find that their petitions fail.
- 2.3 Standing Order 6, which deals with Petitions, and on which the Committee bases its decisions, is reproduced below -

2. Public Petitions

Presentation of public petitions

- 6.2 *A Member, who is not one of the petitioners, may present a public petition.*

Public Petitions not to be debated

- 6.3 (1) *In presenting a public petition a Member shall be confined to a statement of the persons from whom it comes, of the number of signatures which are attached to it and to the reading of the petition and prayer.*
- (2) *When a public petition is presented no debate shall be allowed.*

Printing Public Petitions

- 6.4 *On the presentation of a public petition a motion may be made that it be printed with the minutes; the motion shall be put, without any amendment or debate.*

3. Petitions for Redress

Petition may be presented on Tynwald Day

6.5 *A Petition for Redress may be presented at Tynwald only when assembled at St John's.*

Mode of presentation

6.6 (1) *A Petition for Redress may be presented at the foot of the Hill by the petitioner or a person authorised by the petitioner; such authorisation shall appear in the petition.*

A Petition for Redress may also be presented on behalf of a petitioner by a Member.

(2) *A petitioner presenting a petition shall approach the Hill by the processional path.*

(3) *No Petition for Redress may be presented at the foot of the Hill by more than three persons.*

Petition to be handed to Governor

6.7 (1) *If presented by a petitioner a Petition for Redress shall be handed by the petitioner at the foot of the Hill to the Clerk of Tynwald who shall forthwith deliver the petition to the Governor.*

(2) *On delivery of the petition to the Governor, the petitioner shall return along the processional path.*

(3) *If presented by a Member, a Petition for Redress shall be handed forthwith by the Member to the Governor.*

Reference to Standing Orders Committee

6.8 (1) *The Governor shall, on receipt of a Petition for Redress refer the petition to the Standing Orders Committee.*

(2) *It shall be the duty of the Standing Orders Committee to examine every Petition for Redress to ascertain whether it is in order, and report to Tynwald.*

No reading of or address on petition on Hill

6.9 *A Petition for Redress shall not be read, nor shall any Member speak to it in Tynwald, until the Petition for Redress has appeared on the Order Paper.*

Requisites of Petitions

6.10 *Standing Order 6.1, except paragraphs (5) and (10), shall apply to a petition for redress.*

Contents of Petitions

6.11 Every Petition for Redress must -

- (a) *relate to a matter of public interest;*
- (b) *relate to a matter falling within the province of Tynwald;*
- (c) *contain no reference to any matter capable of adjudication upon by the High Court or any tribunal or arbitration, or any formal officially recognised complaints procedure, unless the petition shows that in the particular circumstances it is not reasonable to expect the petitioner to resort, or to have resorted, to such remedy;*
(December 2004)
- (d) *contain no reference to any matter the substance of which has been determined by Tynwald in the current Session.*

6.12 *A Petition for Redress which is in order but which has not been the subject of a resolution for its investigation by a Select Committee of Tynwald within five years following the end of the month in which it has been presented on Tynwald Hill shall be deemed to have lapsed and shall cease to be before the Court (whether or not a general election to the House of Keys shall have taken place within that period).*

3. PETITIONS PRESENTED ON 5TH JULY 2007

3.1 Petition of Margaret Bendall:

Your Committee finds this Petition to be in order.
In Order.

3.2 Petition of Patricia Anne Kelly:

Your Committee finds this Petition to be in order.
In Order.

3.3 Petition of Edward Michael Thomas McBride:

Your Committee finds this Petition to be in order.
In Order.

3.4 Petition of Brenda Elizabeth Williams:

Your Committee finds this Petition to be in order.
In Order.

4. GENERAL OBSERVATIONS

4.1 Your Committee is pleased to note that all of the petitioners had availed themselves of the opportunity to discuss the presentation of petitions with the

Clerk of Tynwald's Office prior to Tynwald Day. The benefit of doing so is illustrated by the fact that all the petitions were in order which is the first time this has been the case in a number of years.

S C Rodan (Chairman)
G P Knowles
G D Cregeen
E G Lowey
G M Quayle

10th July 2007

ANNEX

Petitions presented at St John's on 5th July 2007

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July 2007

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