



HOUSE OF KEYS

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VOTES AND PROCEEDINGS

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DOUGLAS

TUESDAY 23rd NOVEMBER 1999

at 10.00 am

PRESENT: Mr Speaker and 20 Members, Mr Gelling, Mr Shimmin and Sir Miles Walker being absent with leave.

Motion made – that Standing Order 43(2) be suspended to enable the remaining questions tabled for oral answer at this sitting to be put.

Mr Cannan

Motion carried.

LEAVE TO INTRODUCE

Motion made - that leave be given to introduce a Bill to enhance the power of the courts to impose longer custodial sentences on recidivists who commit serious offences.

Mr Houghton

House divided.
Motion carried.

SHOPS BILL

Clauses further considered.

Clause 25 –

The amendments in the name of Mr Brown and Mrs Cannell were withdrawn by agreement of the House to enable a consolidated amendment to be moved.
Consolidated amendment moved –

Page 17, after line 27; insert –

“(3) After section 87 of the 1991 Act insert –

“Publication of employees’ rights.

87A. (1) The Department shall from time to time, and in any event not less than once in each year, cause to be published in two newspapers published and circulating in the Island notices –

(a) summarising –

(i) the rights of employees under this Act;

(ii) the rights of employees under the Redundancy Payments Act 1990; and

(iii) the rights of shop-workers under the Shops Act 2000; and

(b) advising of the availability of public information leaflets in relation to those rights,

for the purpose of promoting public awareness of those rights.

(2) A notice shall be treated as complying with subsection (1) if it is in such form and contains such information as is prescribed in regulations made by the Department.”.”

Mrs Cannell

Amendment carried.

Clause 25 as amended carried.

Motion made – that Clause 26 stand part of the Bill.

Mrs Crowe

Motion carried.

Motion made – that Clause 27 stand part of the Bill.

Mrs Crowe

Motion carried.

PUBLIC HEALTH (AMENDMENT) BILL

Clauses considered.

Motion made – that Clause 1 stand part of the Bill.

Mr Quine

Motion carried.

Motion made – that Clause 2 stand part of the Bill.

Mr Quine

Motion carried.

Motion made – that Clause 3 stand part of the Bill.

Mr Quine

Motion carried.

Motion made – that Clause 4 and the Schedule stand part of the Bill.

Mr Quine

Amendment moved –

Page 6, line 2; at the end insert –

“(4) Section 6 of the Local Government Amendment Act 1922 is repealed.

Mr Gilbey

Amendment moved -

Page 12, after paragraph 2 insert –

“2A. After section 92 insert –

“Expenses of Department

92A. (1) Where, in pursuance of arrangements under section 2(1) of the Local Government Act 1985, the Department provides technical assistance to a local authority in the performance of its functions under this Act, the authority shall pay to the Department, at such times and in such manner as the Department may reasonably require, the expenses incurred by the Department in providing such assistance.

(2) Where, pursuant to section 10(1), the Department exercises any functions of a local authority under section 2, 3, 6, 7 or 9 in the district of that authority, the authority shall pay to the Department, at such times and in such manner as the Department may reasonably require, the expenses incurred by the Department in exercising those functions.

(3) The expenses payable under subsection (1) or (2) shall include a reasonable sum in respect of the Department’s establishment charges.

(4) Any question arising under this section between the Department and a local authority shall, in default of agreement, be determined by arbitration.”.

Page 13, after paragraph 4 insert –

“4A. In section 34, at the end insert –

“(5) Where a local authority is not the building authority for the authority’s district, the authority shall pay to the Department, at such times and in such manner as the Department may reasonably require, the expenses

incurred by the Department in performing its functions as building authority for that district (including a reasonable sum in respect of its establishment charges).

(6) Any question arising under subsection (5) between the Department and a local authority shall, in default of agreement, be determined by arbitration.”.”.

Mr Karran

Mr Gilbey's amendment –
Amendment carried.
Mr Karran's amendment –
House divided.
Amendment lost.

Clause 4 as amended and the Schedule carried.

Motion made – that Clause 5 stand part of the Bill.

Mr Quine

Motion carried.

Motion made – that Clause 6 stand part of the Bill.

Mr Quine

House divided.
Motion carried.

Motion made – that Clauses 7 and 8 stand part of the Bill.

Mr Quine

Motion carried.

Motion made – that Clause 9 stand part of the Bill.

Mr Quine

Motion carried.

Motion made – that Clause 10 stand part of the Bill.

Mr Quine

Motion carried.

Motion made – that Clause 11 stand part of the Bill.

Mr Quine

Motion carried.

Motion made – that Clauses 12 and 13 stand part of the Bill.

Mr Quine

Motion carried.

SOCIAL SECURITY BILL

Clauses considered.

Motion made – that Clause 1 and Schedule 1 stand part of the Bill.
Mr Cannell

Motion carried.

Motion made – that Clause 2 stand part of the Bill.
Mr Cannell

Motion carried.

Motion made – that Clause 3 and Schedule 2 stand part of the Bill.
Mr Cannell

Motion carried.

ACQUISITION OF LAND (AMENDMENT) BILL

Clauses considered.

Motion made – that Clause 1 stand part of the Bill.
Mr Corkill

Motion carried.

Motion made – that Clauses 2 and 3 stand part of the Bill.
Mr Corkill

Motion carried.

Motion made – that Clause 4 stand part of the Bill.
Mr Corkill

Motion carried.

Motion made – that Clause 5 stand part of the Bill.
Mr Corkill

Motion carried.

Motion made – that Clause 6 stand part of the Bill.
Mr Corkill

Motion carried.

Motion made – that Clause 7 and the Schedule stand part of the Bill.
Mr Corkill

Motion carried.

Motion made – that Clause 8 stand part of the Bill.
Mr Corkill

Motion carried.

Motion made – that Clause 9 stand part of the Bill.
Mr Corkill

Motion carried.

Motion made – that Clause 10 and 11 stand part of the Bill.
Mr Corkill

Amendment moved –

Page 13, line 26; at the end insert –

“(4) Nothing in sections 1 to 7 applies in relation to the determination of compensation pursuant to section 3 of the Villa Marina Act 2000.”

Mr Braidwood

House divided.

Amendment carried.

Clause 10, as amended –

House divided.

Motion carried.

Clause 11 carried.

EMPLOYMENT (SEX DISCRIMINATION) BILL

Motion made - that the Bill be now read a second time.

Mrs Crowe

Motion carried.

JOINT COMMITTEE ON THE EMOLUMENTS OF CERTAIN PUBLIC SERVANTS : REPORT OF THE COMMISSION ON THE REMUNERATION OF MEMBERS OF TYNWALD,

The House agreed that this item be considered at the sitting of the House on 30th November 1999, immediately after the third readings of Bills.

The House rose at 5.28 pm.

Prof T StJ N Bates
Secretary of the House

The House adjourned to 30th November 1999