



HOUSE OF KEYS

Y Chiare as Feed

VOTES AND PROCEEDINGS

Reaghyssyn as daaltyn

DOUGLAS
TUESDAY 24th OCTOBER 2000
at 10.00 am

PRESENT: Mr Speaker and 23 Members.

LEAVE TO INTRODUCE

That leave be given to introduce a Bill to impose a qualified civil liability on the highway authority for failure to maintain a highway maintainable at the public expense.

Mr Singer

Motion carried.

BILLS FOR FIRST READING

GAMING, BETTING AND LOTTERIES (AMENDMENT) BILL

Mr Bell

ADOPTION (AMENDMENT) BILL

Mr Cannell

BETTING OFFICES BILL

Clauses considered.

Motion made – that Clause 1 and Schedule 1, Part 1 stand part of the Bill.

Mr Bell

Amendment moved –

Page 4, omit paragraph 1.

Page 4, after paragraph 1 insert –

“Application in respect of several premises

1A (1) After paragraph [4A] insert –

“Application in respect of several premises

[4B.] *Where –*

- (a) *an application for a restricted betting office licence is made in respect of 2 or more separate premises, and*
- (b) *the Commissioners are satisfied that all those premises are occupied by the applicant for the purpose of a single business consisting of effecting betting transactions as mentioned in section 15(2)(b),*

the Commissioners may direct that all those premises shall be treated as single premises for the purposes of the application and of any licence granted pursuant to the application.”.

(2) *In paragraph 14, after paragraph (3) insert –*

“(3A) Without prejudice to sub-paragraph (1)(b) (and to paragraph [4B] as applied by sub-paragraph (4)), where by virtue of a direction under paragraph [4B] a restricted betting office licence is in force in respect of 2 or more separate premises, the Commissioners may, on an application made to them in that behalf, do all or any of the following –

- (a) *revoke the direction;*
- (b) *amend the licence so that it will cease to apply to some of those premises;*
- (c) *where the Commissioners are satisfied that such premises and any other premises to which the licence will continue to apply are occupied by the applicant for the purpose of a single business consisting of effecting betting transactions as mentioned in section 15(2)(b), amend the licence so that it will apply to premises other than those in respect of which the licence was issued.”.*

Page 4, for paragraph 2 substitute –

“Grounds for refusal to grant or renew licence

2. For paragraph 11 substitute –

“Grounds for refusal to grant or renew licence

11. (1) *The Commissioners shall refuse an application for the grant or renewal of a licence in respect of any premises –*

- (a) *if they are not satisfied that on the date with effect from which the licence would come into force, or, as the case may be, would be continued in force, the applicant will be the holder of a bookmaker's permit;*
- (b) *if they are not satisfied that the premises are or will be enclosed;*
- (c) *if, in the case of an application for a public betting office licence, they are not satisfied that there are or will be means of access between the premises and a street otherwise than through other premises used for the effecting with persons resorting to those other premises of transactions other than betting transactions; or*
- (d) *unless, in the case of an application for a public betting office licence, the premises are, in the opinion of the Commissioners, suitable both as to facilities and location for use as a public betting office and that all licences, permissions or other authorities requisite for their use as such under any other enactment have been duly obtained.*

(2) *The Commissioners shall refuse an application for a public betting office licence on the ground –*

- (a) *that, having regard to the lay-out, character, condition or location of the premises, they are not suitable for use as a public licensed betting office; or*
- (b) *that the grant or renewal would be inexpedient having regard to the demand for the time being in the locality for the facilities afforded by public licensed betting offices and to the number of such offices for the time being available to meet that demand; or*
- (c) *that the premises have not been properly conducted under the licence.*

(3) *The Commissioners may refuse an application for renewal of a restricted betting office licence if it appears to them that so much of the business of a bookmaker as consists of effecting betting transactions with persons outside the Island and the United Kingdom has not been carried on to any substantial extent on the premises during the immediately preceding 12 months.”*

Amendment carried. Mr Cannell
Motion as amended carried.

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

Motion made – that Clause 3 stand part of the Bill. Mr Bell
Motion carried. Mr Bell
Motion made – that Clause 4 and Schedule 1, Part 2 stand part of the Bill. Mr Bell
Amendment moved –

Page 3, line 21; for subsection (4) substitute –

“(4) Any betting office licence in force immediately before the commencement of this Act shall have effect as follows –

(a) where immediately before such commencement the holder was carrying on a business consisting only of effecting betting transactions as mentioned in section 15(2)(b) of the 1988 Act (as amended by this Act), as a restricted betting office licence,

(b) in any other case, as a public betting office licence,

granted or renewed in accordance with Schedule 1 to the 1988 Act as amended by this Act and expiring on the date on which it would have expired if this Act had not been passed.”.

Page 6, omit paragraph 4.

Page 6, omit paragraph 7.

Amendment carried. Mr Cannell
Motion as amended carried.

CONTRACTS (RIGHTS OF THIRD PARTIES) BILL

Clauses considered.

Motion made – that Clause 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 stand part of the Bill.

Mr Cannell

Motion carried.

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

Mr Cannell

Motion carried.

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

Mr Cannell

Motion carried.

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

Mr Cannell

Motion carried.

Motion made – that Clause 7 stand part of the Bill.

Mr Cannell

Motion carried.

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

Mr Cannell

Motion carried.

CONSTITUTION BILL

Motion made – That SO 154(2)(b) and (3) be suspended to enable the amendment to Clause 1 tabled by the hon Member for Ramsey, Mr Singer, on 6th August to be moved at this sitting.

Mr Brown

Motion carried.

Motion made - That the Constitution Bill, together with the amendments tabled to it, be referred to a Committee of five Members for consideration and report.

Mr Corkill

Amendment moved –

After “report” add “no later than 5th December 2000 sitting.”

Mr Quine

House divided.

Amendment lost.

House divided.

Motion carried.

Mr Braidwood, Mr Brown, Mrs Cannell, Mr Cannell, Mr Corkill, Mr Cretney, Mrs Hannan, Mr Quine, Mr Rimington, Mr Singer and Sir Miles Walker were nominated and seconded.

After a ballot, Mr Cannell, Mr Cretney, Mr Quine, Mr Rimington and Mr Singer were elected.

REHABILITATION OF OFFENDERS BILL

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

Mr Bell

Motion carried.

CONSTITUTION (NO.2) BILL

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

Mr Quine

House divided.

Motion lost.

The House rose at 4.23 pm

Prof T StJ N Bates
Secretary of the House

The House adjourned to 31st October 2000