



# HOUSE OF KEYS

## Y Chiare as Feed

# VOTES AND PROCEEDINGS

## Reaghyssyn as daaltyn

**DOUGLAS**  
**TUESDAY 13th MAY 2003**  
**at 10.00 am**

**PRESENT:** Mr Speaker and 21 Members, there being vacancies in the constituencies of Ramsey and Rushen.

### **1. ORAL QUESTIONS**

Questions 1 to 7 were answered orally.

### **2. LEAVE TO INTRODUCE**

1. Motion made - that leave be given to introduce a Bill to amend the Representation of the People Act 1995 in relation to elections to the House of Keys, and for connected purposes.

Mr Cretney

Motion carried.

2. Motion made - that leave be given to introduce a Bill to enable a competent adult who is suffering as a result of a terminal or a serious and progressive physical illness to receive medical help to die at his own considered and persistent request; and to make provision for a person suffering from such a condition to receive pain relief medication; and for connected purposes.

Mr Rimington

Amendment moved - that after the words "for connected purposes" the following be added -

*"and that a select committee of five members be appointed with power to take written and oral evidence pursuant to sections 3 and 4 of the Tynwald Proceedings Act 1876 on the subject matter of the proposed Bill and to report to the House before its introduction."*

Mr Downie

Amendment carried.

House divided.

Motion as amended carried.

Mr Anderson, Mr Corkill, Mr Downie, Mr Gill, Mrs Hannan, Mr Houghton, Mr Quayle and Mr Rimington were nominated.

After a ballot Mr Anderson, Mr Downie, Mr Gill, Mrs Hannan and Mr Rimington were elected.

### **3. BILLS FOR SECOND READING**

#### **1. Amendments Bill**

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

Mr Corkill

House divided.

Motion lost.

#### **2. Companies (Amendment) Bill**

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

Mr Bell

Motion carried.

### **4. BILLS FOR CONSIDERATION OF CLAUSES**

#### **1. Local Government (Miscellaneous Provisions) Bill**

Clause 1 -

Amendment moved -

Page 1 line 6: for "fourth" substitute "*fifth*".

Page 2 line 4: for "fourth" substitute "*fifth*".

Mr Quayle

Amendment not seconded.

Amendments moved -

Page 2 -  
line 4 after sub-clause 2 insert -

*(2A) For paragraph 1(3) of Schedule 2 to the Onchan District Act 1986<sup>1</sup> substitute -*

*“(3) An elected rural committee member shall go out of office on the 1<sup>st</sup> May 2004 and on the 1<sup>st</sup> May in each fourth succeeding year.”*

Page 2 -  
line 5:

for “Subsection (2) applies to members of local authorities” substitute -

*“Subsections (2) and (2A) apply to persons”.*

Page 3 -  
before the first item in the Schedule insert -

*“1986 c8      The Onchan District Act 1986.      Section 2(3).*

*In paragraph 1(4) of Schedule 2, the words from “, and paragraph 13” onwards.”.*

(<sup>1</sup> 1986 c8)

Mr Houghton

Amendments carried.

House divided.

Clause 1, as amended, and Schedule 1 ordered to stand part of the Bill.

Clause 2 ordered to stand part of the Bill.

Clause 3 ordered to stand part of the Bill.

New Clause {A} for agreement in principle -

***Costs of local authorities in planning matters***

*After section 11 of the Town and Country Planning Act 1999<sup>2</sup> insert -*

***“11A. Costs of local authorities***

- (1) This section applies to the costs reasonably incurred by a local authority in appearing in any proceedings relating to an application for planning approval by a Department or Statutory Board.*
- (2) Subject to subsection (3), the Treasury shall defray out of money provided by Tynwald -
  - (a) the whole of the costs to which this section applies, where -
    - (i) the local authority objects to the application in question, and*
    - (ii) the application is refused;**
  - (b) one-half of the costs to which this section applies, in any other case;**and those costs shall, in default of agreement, be taxed in the High Court.**
- (3) The amount payable under subsection (2) to any one local authority in relation to any one application shall not exceed £50,000.”.*

<sup>(2</sup> 1999 c 9)

Mr Karran

New clause lost.

The House rose at 5.25pm.

Malachy Cornwell-Kelly  
Secretary of the House

The House adjourned to a special sitting arranged for the 20th May 2003 and thereafter to the sitting of Tynwald Court on 20th May 2003.