

# TYNWALD

## Tinvaal



## VOTES AND PROCEEDINGS

### Reaghyssyn as daaltyn

DOUGLAS  
TUESDAY 15<sup>th</sup> JULY 2008  
WEDNESDAY 16<sup>th</sup> JULY 2008

#### 1. Laid before the Court -

Government Departments Act 1987 -

Transfer of Functions (Online Gambling Regulations) Order 2008  
*[SD No 564/08]*

Merchant Shipping Act 1995 -

Merchant Shipping Act 1995 (Bunkers Convention) (Application)  
Order 2008 *[SD No 531/08]*

Road Traffic Act 1985 -

Road Vehicles Carrying Dangerous Goods (Construction and Use)  
Regulations 2008 *[SD No 566/08]*

Licensing and Registration of Vehicles Act 1985 -

Licensing and Registration of Vehicles (Amendment) Regulations 2008  
*[SD No 565/08]*

Value Added Tax Act 1996 -

Value Added Tax (Buildings and Land) Order 2008 *[SD No 341/08]*

Income Tax Act 2003 -

Income Tax (Netherlands and USA) (Amendment) Order 2008  
*[SD No 498/08]*

Income Tax Act 1970 -

Income Tax (Approved Pension Schemes) (Rate of Tax on  
Unauthorised Payments) Order 2008 *[SD No 511/08]*

Income Tax (Approved Personal Pension Schemes) (Rate of Tax on  
Balance of Funds) Order 2008 *[SD No 512/08]*

Income Tax Act 1989 -  
Income Tax (Approved Personal Pension Schemes) (Value of Member's Funds) Regulations 2008 *[SD No 510/08]*  
Income Tax (Approved Pension Schemes) (Relevant Earnings) Regulations 2008 *[SD No 513/08]*

Income Tax Act 1970, Income Tax (Retirement Benefit Schemes) Act 1978 and Income Tax Act 1989 -  
Income Tax (Approved Pension Schemes) (Rate of Tax on Trivial Commutation Lump Sums) Order 2008 *[SD No 509/08]*

Income Tax (Retirement Benefit Schemes) Act 1978 and Income Tax Act 1989 -  
Income Tax (Approved Pension Schemes) (Trivial Commutation Lump Sums) Regulations 2008 *[SD No 508/08]*

Nursing Care Contribution Scheme 2008 -  
Income Tax Extra Statutory Concession Nursing Care Contribution Scheme 2008 *[GC No 32/08]*

Legal Aid Act 1986 -  
Legal Aid (Miscellaneous Amendment) Regulations 2008 *[SD No 108/08]*

Financial Services Act 2008 -  
Regulated Activities Order 2008 *[SD No 367/08]*  
Authorised Collective Investment Schemes (Compensation) Regulations 2008 *[SD No 373/08]*  
Financial Services Rule Book 2008 *[SD No 369/08]*  
Financial Services (Exemptions) Regulations 2008 *[SD No 368/08]*  
Financial Services (Fees) Order 2008 *[SD No 370/08]*  
Financial Services ("Not Fit and Proper") Regulations 2008 *[SD No 371/08]*  
Financial Services (Civil Penalties) Regulations 2008 *[SD No 372/08]*  
Financial Services (Register of Permitted Persons) Regulations 2008 *[SD No 530/08]*

Collective Investment Schemes Act 2008 -  
Collective Investment Schemes (Definition) Order 2008 *[SD No 462/08]*

Payment of Members' Expenses Act 1989 -  
Attendance Allowances Order 2008 *[SD No 317/08]*

Laxey Glen Mills Milling Wheat Scheme 2008 -  
Laxey Glen Mills Milling Wheat Scheme 2008 *[GC No 31/08]*

Bees Act 1989 -  
Bee Diseases and Pests Control (Isle of Man) Order 2008 *[SD No 517/08]*

Inland Fisheries Act 1976 -  
Inland Fisheries (Winter Fishing) Regulations 2008 *[SD No 516/08]*

Nursing Care Contribution Scheme 2008 -  
Nursing Care Contribution Scheme 2008 *[GC No 30/08]*

Social Security Act 2000 -

Social Security Administration Act 1992 (Application) (Amendment) (No. 2) Order 2008 [*SD No 482/08*]

Social Security Legislation (Benefits) (Application) (Amendment) Order 2008 [*SD No 483/08*]

Social Security Act 1998 (Application) (Amendment) (No. 2) Order 2008 [*SD No 484/08*]

Social Security Legislation (Benefits) (Application) (Amendment) (No. 2) Order 2008 [*SD No 485/08*]

Social Security Legislation (Contributions) (Application) (No. 3) Order 2008 [*SD No 487/08*]

Social Security Legislation (Contributions) (Application) (No. 4) Order 2008 [*SD No 488/08*]

Social Security Legislation (Contributions) (Application) (No. 5) Order 2008 [*SD No 486/08*]

Pension Schemes Act 1995 -

Pension Schemes Act 1993 (Application) (Amendment) Order 2008 [*SD No 489/08*]

Fireworks Act 2004 -

Fireworks (Variation of Restrictions) Order 2008 [*SD No 533/08*]

Licensing Act 1995 -

Licensing (Evidence of Age) Regulations 2008 [*SD No 536/08*]

Local Government Act 1985 -

Malew Parish General Byelaws 2008 [*SD No 532/08*]

Superannuation Act 1984 -

Superannuation Transitional Amendment Scheme 2008 [*SD No 518/08*]

Civil Service Etc (Additional Voluntary Contributions, Compensation and Injury Benefits) Scheme 2008 [*SD No 519/08*]

Reports -

Report of the Standing Committee on Economic Initiatives for the Session 2007-08 [*PP89/08*]

Second Report of the Standing Orders Committee for the Session 2007-08 [*PP91/08*]

Council of Ministers' Report on matters relating to the Royal Assent and any implications relating to the Island regarding the United Kingdom's membership of the European Union [*GR No 027/08*]

Report of the Council of Ministers' Manx Veterans Exposed to Nuclear Testing in the 1950's and 1960's [*GR No 028/08*]

Financial Services Act 2008 -

Financial Services Disputes (Definition) Order 2008 [*SD No 472/08*]

Civil Aviation Act 1982 (of the United Kingdom Parliament) -

Air Navigation (Isle of Man) (Amendment) Order 2008 [*UK SI 2008 No 1487*]

Insurance Act 1986 -

Insurance (Anti-Money Laundering) Regulations 2008 [*SD No 144/08*]

Payment of Members' Expenses Act 1989 -  
Payment of Members' Expenses (Specified Bodies) (Amendment)  
Order 2008 [*SD No 515/08*]

Guidance Notes on Anti-Money Laundering and Preventing the Financing of  
Terrorism - for Insurers (Long Term Business) [*SD No 575/08*]

Dogs Act 1990 -  
Dogs (Fixed Penalty Notice) Regulations 2008 [*SD No 557/08*]

Immigration Rules -  
Statement of Changes in Immigration Rules [*SD No 500/08*]

Appointed Day Orders -  
Financial Services Act 2008 (Appointed Day) Order 2008  
[*SD No 366/08*]  
Income Tax (Pensions) Act 2008 (Appointed Day) Order 2008  
[*SD No 432/08*]  
Collective Investment Schemes Act 2008 (Appointed Day) Order 2008  
[*SD No 461/08*]

Reports -  
Criminal Injuries Compensation Scheme Report for 2007/08  
[*GR No 022/08*]  
A Report by the Chief Secretary - Complaints made against  
Departments of Government and Statutory Boards during the year  
ended 31<sup>st</sup> December 2007 [*GR No 007/08*]  
Report of the Civil Service Commission to the Chief Minister  
1<sup>st</sup> April 2007 to 31<sup>st</sup> March 2008 [*GR No 026/08*]  
A Report by the Council of Ministers on the Policy and Funding of  
Overseas Aid [*GR No 024/08*]  
Housing Review Progress Report by the Department of Local  
Government and the Environment [*GR No 025/08*]

**2. Questions -**

Questions 1, 3 to 8, 11 to 13, 15 to 24, 26 and 27 answered orally.  
Questions 2, 9, 10, 14, 25 and 28 to 37 answered in writing.

**3. Preservation of War Memorials -**

Statement made by the Chief Minister.

**4. Nursing Homes: Need for Retirement Planning -**

**North West Primary Health Care -**

Statements made by the Minister for Health and Social Security.

**5. Footpaths at Langness -**

Statement made by the Chairman of the Delegation (Mr Cannan).

**Bills Signed -**

Corruption Bill 2008.

Agricultural (Miscellaneous Provisions) Bill 2008.

Town and Country Planning (Amendment) Bill 2008.

**6. Manx Servicemen and Servicewomen -**

Motion made -

That the Report of the Council of Ministers "Manx Veterans Exposed to Nuclear Testing in the 1950s and 1960s" [GR No 028/08] be accepted and the following recommendations approved:

- (a) That the Department of Health and Social Security take action to identify those nuclear test veterans who wish to receive support.
- (b) To make one-off tax-free *ex gratia* payments of £8,000 to each of those veterans exposed to nuclear tests in 1950s and 1960s, who are resident in the Isle of Man and in respect of whom sufficient evidence is produced to verify their claim. Such *ex gratia* payment is in recognition of their contribution and the consequent mental anxiety they experienced.
- (c) That no further assessment is to be made of circumstances or need to qualify for the *ex gratia* payment and that the *ex gratia* payment will be disregarded for the purposes of any benefit entitlements.
- (d) That as there is no financial provision for these payments, a motion should be submitted to July 2008 Tynwald authorising Treasury to apply from the General Revenue for the year ending 31<sup>st</sup> March 2009, a sum not exceeding £96,000, being the amount required for the purpose of making *ex gratia* payments of £8,000 per person to the individuals already identified and to cover other applications if additional individuals become known as a consequence of enquiries to identify individuals who qualify under the terms of the *ex gratia* payment award.

Mr Brown

Motion carried.

**7. Manx Servicemen and Servicewomen -**

Motion made -

That Tynwald authorises the Treasury to apply from General Revenue during the year ending 31<sup>st</sup> March 2009, a sum not exceeding £96,000, being the additional amount required for the purpose of making an *ex gratia* payment of

£8,000 to each of those veterans resident in the Isle of Man, in respect of whom, sufficient evidence has been produced that they were exposed to nuclear tests in the 1950s and 1960s.

Mr Brown

Motion carried.

## **8. Airport Control Tower -**

Motion made -

That Tynwald -

- (a) approves the Department of Transport incurring expenditure not exceeding £6,515,000 in respect of the construction of an airport control tower;
- (b) authorises the Treasury to spend out of the Capital Transactions Account during the financial year ending 31st March 2009, a sum not exceeding £2,615,000; and
- (c) approves of and sanctions borrowings not exceeding £2,215,000 being made by Government, such borrowings to be repaid within a period of 30 years.

Mr Anderson

Motion made -

That this debate be adjourned to the sitting of the Court in October 2008.

Mr Cregeen

Court divided.  
Adjournment lost.  
Court divided.  
Motion carried.

## **9. IRIS Regional Sewage Treatment Strategy -**

Motion made -

That Tynwald approves the Department of Transport incurring expenditure not exceeding the sum of £1,964,000 in respect of:-

- (a) Consultants' fees for 2008/09 (£1,044,000);
- (b) installation of IRIS main from Onchan to Baldrine as part of the Isle of Man Water Authority's main laying scheme (£800,000); and
- (c) installation of IRIS main in Bowring Road, Ramsey during road re-construction (£120,000).

Mr Anderson

Motion carried.

**10. Glenfaba Hoard of Viking Silver – Recommendation of *Ex Gratia* Payment -**

Motion made -

That Tynwald approves an *ex gratia* payment be made as a reward to the finder of the Glenfaba Hoard of Viking Silver in the sum of £300,000.

Mr Downie

Motion carried.

**11. Central Community Healthcare Development - Phase 1 -**

Motion made -

That Tynwald approves the Department of Health and Social Security incurring expenditure not exceeding £1,322,923 for the refurbishment of the former Day Hospital and part of the former Jane Crookall Wing, Westmoreland Road, Douglas to provide accommodation for non-acute patient services.

Mr Teare

Motion carried.

**12. Ballakermeen Bus Lay-By and Parking -**

Motion made -

That Tynwald approves the Department of Education incurring expenditure not exceeding £209,213.50 on Ballakermeen Bus Lay-by and Parking

Mrs Craine

Court divided.

Motion carried.

**13. Renewal of ICT Infrastructure -**

Motion made -

That Tynwald approves the Department of Education incurring expenditure not exceeding £440,880 on Renewal of ICT Intranet Infrastructure.

Mrs Craine

Court divided.

Motion carried.

**14. Laxey Car Shed -**

Motion made -

That Tynwald approves the Department of Tourism and Leisure incurring expenditure not exceeding the sum of £323,107 in respect of the construction of a replacement Car Shed at Laxey.

Mr Earnshaw

Motion carried.

**15. Adjourned Langness Motion - *from January and April 2008***

Motion made -

That this debate be further adjourned until the sitting of the Court in October 2008.

Mr Shimmin

Motion carried.

**16. War Pensions Committee -**

Motion made -

That Mr John Cleverley be appointed to the War Pensions Committee for the period ending 15<sup>th</sup> July 2012.

Mr Brown

Motion carried.

**17. Economic Initiatives Committee -**

Motion made -

That the Report of the Standing Committee on Economic Initiatives for the Session 2007-08 [PP89/08] be received and the following recommendations approved:

- (i) the Department of Trade & Industry should keep under review the possibilities for growth in the market for health insurance;
- (ii) research should be undertaken to establish whether there would be any significant economic benefit to the Island to be derived from the transfer of commuter traffic from car (or bus) travel to rail travel;
- (iii) in the meantime, the refurbishment of the two Donegal railcars presently in the possession of the Department of Tourism & Leisure should proceed; and
- (iv) a Report on the issues which the possibility of commuter rail travel raises should be made by the Department of Tourism & Leisure to the sitting of Tynwald in July 2009.

Mr Speaker

Court divided.

Motion carried.

**18. Tynwald Standing Orders Committee -**

Motion made -

That the Second Report of the Standing Orders Committee for the Session 2007-08 [PP91/08] be received and that the following amendments be made to Standing Orders with effect from the start of the Session 2008-09 -

- (i) Add to paragraph 5 of the Schedule to Standing Orders (remit of the Scrutiny Committee) a new subparagraph:

5.5 In paragraph 5.3, 'secondary legislation' includes Orders made by Her Majesty's Privy Council extending to the Isle of Man the provisions of an Act of Parliament or of any Order, Rules or Regulations made thereunder.

- (ii) In Standing Order 10.6 (Bills to be signed by a quorum of each Branch), for the reference to section 10 of the Constitution Act 1961 substitute a reference to section 1 of the Constitution Act 2006.

Mr Speaker

Motion carried.

Motion made from the Chair - that the Court sit after 8.00 pm in order to take the next three items.

Court divided.

Motion lost.

The Court rose at 8.20 pm and adjourned to Wednesday 16<sup>th</sup> July 2008.

**DOUGLAS  
WEDNESDAY 16<sup>th</sup> JULY 2008**

**Announcement of Royal Assent -**

Corruption Act 2008.

Agricultural (Miscellaneous Provisions) Act 2008.

Town and Country Planning (Amendment) Act 2008.

**27. Value Added Tax Act 1996 -**

Motion made -

That the Value Added Tax (Buildings and Land) Order 2008 be approved  
*[SD No 341/08]*

Mr Bell

Motion carried.

**28. Income Tax Act 2003 -**

Motion made -

That the Income Tax (Netherlands and USA) (Amendment) Order 2008 be approved  
*[SD No 498/08]*

Mr Bell

Motion carried.

**29. Income Tax (Retirement Benefit Schemes) Act 1978 and Income Tax Act 1989 -**

Motion made -

That the Income Tax (Approved Pension Schemes) (Trivial Commutation Lump Sums) Regulations 2008 be approved [*SD No 508/08*]

Mr Bell

Motion carried.

**30. Income Tax Act 1970, Income Tax (Retirement Benefit Schemes) Act 1978 and Income Tax Act 1989 -**

Motion made -

That the Income Tax (Approved Pension Schemes) (Rate of Tax on Trivial Commutation Lump Sums) Order 2008 be approved [*SD No 509/08*]

Mr Bell

Motion carried.

**31. Income Tax Act 1970 -**

Motion made -

That the Income Tax (Approved Pension Schemes) (Rate of Tax on Unauthorised Payments) Order 2008 be approved [*SD No 511/08*]

Mr Bell

Motion carried.

**32. Income Tax 1970 -**

Motion made -

That the Income Tax (Approved Personal Pension Schemes) (Rate of Tax on Balance of Funds) Order 2008 be approved [*SD No 512/08*]

Mr Bell

Motion carried.

**33. Income Tax Act 1989 -**

Motion made -

That the Income Tax (Approved Personal Pension Schemes) (Value of Member's Funds) Regulations 2008 be approved [*SD No 510/08*]

Mr Bell

Motion carried.

**34. Income Tax Act 1989 -**

Motion made -

That the Income Tax (Approved Pension Schemes) (Relevant Earnings) Regulations 2008 be approved *[SD No 513/08]*

Mr Bell

Motion carried.

**35. Nursing Care Contribution Scheme 2008 -**

Motion made -

That the Income Tax Extra Statutory Concession Nursing Care Contribution Scheme 2008 be approved *[GC No 32/08]*

Mr Bell

Motion carried.

**36. Legal Aid Act 1986 -**

Motion made -

That the Legal Aid (Miscellaneous Amendment) Regulations 2008 be approved *[SD No 108/08]*

Mr Bell

Motion carried.

**37. Financial Services Act 2008 -**

Motion made -

That the Regulated Activities Order 2008 be approved *[SD No 367/08]*

Mr Bell

Motion carried.

**38. Financial Services Act 2008 -**

Motion made -

That the Authorised Collective Investment Schemes (Compensation) Regulations 2008 be approved *[SD No 373/08]*

Mr Bell

Motion carried.

**39. Collective Investment Schemes Act 2008 -**

Motion made -

That the Collective Investment Schemes (Definition) Order 2008 be approved *[SD No 462/08]*

Mr Bell

Motion carried.

**40. Financial Services Act 2008 -**

Motion made -

That the Financial Services Rule Book 2008 be approved [*SD No 369/08*]  
Mr Bell

Motion carried.

**41. Financial Services Act 2008 -**

Motion made -

That the Financial Services (Exemptions) Regulations 2008 be approved  
[*SD No 368/08*]

Mr Bell

Motion carried.

**42. Financial Services Act 2008 -**

Motion made -

That the Financial Services (Fees) Order 2008 be approved [*SD No 370/08*]  
Mr Bell

Motion carried.

**43. Financial Services Act 2008 -**

Motion made -

That the Financial Services (“Not Fit and Proper”) Regulations 2008 be  
approved [*SD No 371/08*]

Mr Bell

Motion carried.

**44. Financial Services Act 2008 -**

Motion made -

That the Financial Services (Civil Penalties) Regulations 2008 be approved  
[*SD No 372/08*]

Mr Bell

Motion carried.

**45. Financial Services Act 2008 -**

Motion made -

That the Financial Services (Register of Permitted Persons) Regulations 2008  
be approved [*SD No 530/08*]

Mr Bell

Motion carried.

**46. Payment of Members' Expenses Act 1989 -**

Motion made -

That the Attendance Allowances Order 2008 be approved [*SD No 317/08*]  
Mr Bell

Motion carried.

**19. Tynwald Constitutional Matters Committee**

Motion made -

That the Hon Member for Rushen Mr Gawne be discharged from service on the Constitutional Matters Committee of the Court.

Mr Speaker

Court divided.

Motion carried.

**20. Tynwald Constitutional Matters Committee -**

To elect a member of the Constitutional Matters Committee in place of Mr Gawne.

Mr Crowe, Mr Malarkey and Mr Quayle were proposed and seconded.

After a second ballot Mr Quayle was elected.

**21. Tynwald Management Committee – Clerk of Tynwald**

Motion made -

That in accordance with Standing Order 9.2 of the Court, Roger Ian Sexton Phillips of 136 Dora Road, Wimbledon Park, London, SW19 7HU be appointed Clerk of Tynwald with effect from 1<sup>st</sup> September 2008, the appointment to continue during pleasure.

Mr Speaker

Motion carried.

**22. Royal Assent and implications of the United Kingdom's membership of the European Union -**

Motion made -

That the Council of Ministers' Report on matters relating to the Royal Assent and any implications relating to the Island regarding the United Kingdom's membership of the European Union be received and the conclusions be noted only.

Mr Brown

Amendment moved -  
*Add at the end:*

*“but that the Report be referred to the Standing Committee on Constitutional Matters to consider and report.”*

Mr Speaker

Amendment carried.  
Amended motion carried.

**23. Government Departments Act 1987 -**

Motion made -

That the Transfer of Functions (Online Gambling Regulations) Order 2008 be approved [*SD No 564/08*]

Mr Brown

Motion carried.

**24. Merchant Shipping Act 1985 -**

Motion made -

That the Merchant Shipping Act 1995 (Bunkers Convention) (Application) Order 2008 be approved [*SD No 531/08*]

Mr Cretney

Motion carried.

**25. Road Traffic Act 1985 -**

Motion made -

That the Road Vehicles Carrying Dangerous Goods (Construction and Use) Regulations 2008 be approved [*SD No 566/08*]

Mr Anderson

Motion carried.

**26. Licensing and Registration of Vehicles Act 1985 -**

Motion made -

That the Licensing and Registration of Vehicles (Amendment) Regulations 2008 be approved [*SD No 565/08*]

Mr Anderson

Motion carried.

**47. Laxey Glen Mills Milling Wheat Scheme 2008 -**

Motion made -

That the Laxey Glen Mills Milling Wheat Scheme 2008 be approved [*GC No 31/08*]

Mr Gawne

Motion carried.

**48. Bees Act 1989 -**

Motion made -

That the Bee Diseases and Pests Control (Isle of Man) Order 2008 be approved  
*[SD No 517/08]*

Mr Gawne

Motion carried.

**49. Inland Fisheries Act 1976 -**

Motion made -

That the Inland Fisheries (Winter Fishing) Regulations 2008 be approved  
*[SD No 516/08]*

Mr Gawne

Motion carried.

**50. Nursing Care Contribution Scheme 2008 -**

Motion made -

That the Nursing Care Contribution Scheme 2008 be approved *[GC No 30/08]*

Mr Teare

Court divided.

Motion unanimously carried.

**51. Social Security Act 2000 -**

Motion made -

That the Social Security Administration Act 1992 (Application) (Amendment)  
(No. 2) Order 2008 be approved *[SD No 482/08]*

Mr Teare

Motion carried.

**52. Social Security Act 2000 -**

Motion made -

That the Social Security Legislation (Benefits) (Application) (Amendment)  
Order 2008 be approved *[SD No 483/08]*

Mr Teare

Motion carried.

**53. Social Security Act 2000 -**

Motion made -

That the Social Security Act 1998 (Application) (Amendment) (No. 2) Order  
2008 be approved *[SD No 484/08]*

Mr Teare

Motion carried.

**54. Social Security Act 2000 -**

Motion made -

That the Social Security Legislation (Benefits) (Application) (Amendment) (No. 2) Order 2008 be approved [*SD No 485/08*]

Mr Teare

Motion carried.

**55. Social Security Act 2000 -**

Motion made -

That the Social Security Legislation (Contributions) (Application) (No. 3) Order 2008 be approved [*SD No 487/08*]

Mr Teare

Motion carried.

**56. Social Security Act 2000 -**

Motion made -

That the Social Security Legislation (Contributions) (Application) (No. 4) Order 2008 be approved [*SD No 488/08*]

Mr Teare

Motion carried.

**57. Social Security Act 2000 -**

Motion made -

That the Social Security Legislation (Contributions) (Application) (No. 5) Order 2008 be approved [*SD No 486/08*]

Mr Teare

Motion carried.

**58. Pension Schemes Act 1995 -**

Motion made -

That the Pension Schemes Act 1993 (Application) (Amendment) Order 2008 be approved [*SD No 489/08*]

Mr Teare

Motion carried.

**59. Fireworks Act 2004 -**

Motion made -

That the Fireworks (Variation of Restrictions) Order 2008 be approved [*SD No 533/08*]

Mr Quayle

Motion carried.

**60. Licensing Act 1995 -**

Motion made -

That the Licensing (Evidence of Age) Regulations 2008 be approved  
[SD No 536/08]

Mr Quayle

Motion carried.

**61. Local Government Act 1985 -**

Motion made -

That the Malew Parish General Byelaws 2008 be approved [SD No 532/08]

Mr Shimmin

Court divided.

Motion carried.

**62. Superannuation Act 1984 -**

Motion made -

That the Superannuation Transitional Amendment Scheme 2008 be approved  
[SD No 518/08]

Mr Houghton

Amendment moved -

*Add at the end:*

*“and be referred to the Standing Committee on Scrutiny to consider and report by October 2008.”*

Mr Watterson

Court divided.

Amendment lost.

Court divided.

Motion carried.

**63. Superannuation Act 1984 -**

Motion made -

That the Civil Service Etc (Additional Voluntary Contributions, Compensation and Injury Benefits) Scheme 2008 be approved [SD No 519/08]

Mr Houghton

Motion carried.

**64. Fluoridation Campaign -**

Motion made -

That Tynwald views with concern the continued expenditure of taxpayers' money on a campaign by the Department of Health and Social Security to persuade public opinion to accept the fluoridation of the water supply and is of the opinion that the Department, and in particular its Public Health Directorate, should now cease such expenditure and end its financial contributions to the British Fluoridation Society.

Mr Gill

Court divided.  
Motion lost.

**65. Crossag Farm -**

Motion made -

That Tynwald appoints a Committee of three Members with powers to take written and oral evidence pursuant to sections 3 and 4 of the Tynwald Proceedings Act 1876, as amended, to investigate the details of the contractual agreement between J G Kelly Limited and the Department of Local Government & the Environment and report thereon with recommendations as soon as practicable.

Mr Cregeen

Motion carried.

Mr Callister, Mrs Cannell, Mr Cregeen, Mr Cretney and Mr Malarkey were proposed and seconded.

After a ballot Mr Callister, Mrs Cannell and Mr Cregeen were elected.

**66. Long-stay Admissions to Residential Homes -**

Motion made -

That Tynwald is of the opinion that the Department of Health and Social Security should postpone implementation of its decision to stop all long-stay admissions to Glenside, Reayrt Ny Baie and Cummal Mooar Residential Homes until -

- (i) it has conducted a full and frank consultation process with all staff, care agencies and appropriate voluntary agencies involved; and
- (ii) it has reported to Tynwald on the full impact for the future of the Island's elderly people who require such care, indicating in detail:
  - (a) what replacement resource package the Department will be putting in place to provide for the care needs of elderly people now and in the future;

- (b) whether there will be additional Treasury funding; and
- (c) the current and future demographic profile of people over 65 living on the Island who this policy may or may not affect, including population figures and future projections.

Mr Henderson

Amendment moved -

*Delete all the words after "Department of Health & Social Security should" and substitute -*

*"abandon the decision to stop all long-stay admissions to Glenside, Reayrt Ny Baie and Cummal Mooar Residential Homes."*

Mr Callister

Amendment moved -

*Delete all the words after "Department of Health & Social Security should" and substitute -*

*"continue to provide and develop as appropriate care services to meet the needs of our community."*

Mr Brown

Mr Callister's amendment -  
Amendment lost.

Mr Brown's amendment -  
Court divided.  
Amendment lost.

Court divided.  
Motion unanimously carried.

**67. Depositors' Compensation Scheme -**

Motion not made.

**68. Zimbabwe -**

Motion not made.

**69. Government's Computer System**

Motion not made.

## **Supplementary Order Paper No 1**

### **1. Laid before the Court -**

Report of the Standing Orders Committee of Tynwald on the Petitions for Redress presented at St John's on 7<sup>th</sup> July 2008. *[PP97/08]*

The Court adjourned at 9.20 pm.

**The Hon Noel Quayle Cringle  
President of Tynwald**